

# Journal of the SENATE State of Florida

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# JOURNAL OF THE SENATE

*Debbie Brown*  
Secretary of the Senate

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**Journal**  
**of the**  
**S E N A T E**  
**State of Florida**



**ORGANIZATION SESSION**

**NOVEMBER 17, 2020**

**At an Organization Session of the Florida Legislature convened  
under the Constitution of the State, as revised in 1968**

# MEMBERS OF THE SENATE

(24 Republicans, 16 Democrats)

## ORGANIZATION SESSION

November 17, 2020

- District 1: Doug Broxson (R), Pensacola\*\***  
Escambia, Santa Rosa, and part of Okaloosa
- District 2: George B. Gainer (R), Panama City\***  
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Lorraine Ausley (D), Tallahassee\*\***  
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla
- District 4: Aaron Bean (R), Fernandina Beach\***  
Nassau and part of Duval
- District 5: Jennifer Bradley (R), Fleming Island\*\***  
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion
- District 6: Audrey Gibson (D), Jacksonville\***  
Part of Duval
- District 7: Travis Hutson (R), St. Augustine\*\***  
Flagler, St. Johns, and part of Volusia
- District 8: Keith Perry (R), Gainesville\***  
Alachua, Putnam, and part of Marion
- District 9: Jason Brodeur (R), Sanford\*\***  
Seminole and part of Volusia
- District 10: Wilton Simpson (R), Trilby\***  
Citrus, Hernando, and part of Pasco
- District 11: Randolph Bracy (D), Ocoee\*\***  
Part of Orange
- District 12: Dennis Baxley (R), Ocala\***  
Sumter and parts of Lake and Marion
- District 13: Linda Stewart (D), Orlando\*\***  
Part of Orange
- District 14: Tom A. Wright (R), New Smyrna Beach\***  
Parts of Brevard and Volusia
- District 15: Victor M. Torres, Jr. (D), Orlando\*\***  
Osceola and part of Orange
- District 16: Ed Hooper (R), Clearwater\***  
Parts of Pasco and Pinellas
- District 17: Debbie Mayfield (R), Melbourne\*\***  
Indian River and part of Brevard
- District 18: Janet Cruz (D), Tampa\***  
Part of Hillsborough
- District 19: Darryl Ervin Rouson (D), St. Petersburg\*\***  
Parts of Hillsborough and Pinellas
- District 20: Danny Burgess (R), Zephyrhills\*\*\***  
Parts of Hillsborough, Pasco, and Polk
- District 21: Jim Boyd (R), Bradenton\*\***  
Manatee and part of Hillsborough
- District 22: Kelli Stargel (R), Lakeland\***  
Parts of Lake and Polk
- District 23: Joe Gruters (R), Sarasota\*\***  
Sarasota and part of Charlotte
- District 24: Jeff Brandes (R), St. Petersburg\***  
Part of Pinellas
- District 25: Gayle Harrell (R), Stuart\*\***  
Martin, St. Lucie, and part of Palm Beach
- District 26: Ben Albritton (R), Wauchula\***  
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk
- District 27: Ray Wesley Rodrigues (R), Estero\*\***  
Part of Lee
- District 28: Kathleen Passidomo (R), Naples\***  
Collier, Hendry, and part of Lee
- District 29: Tina Scott Polsky (D), Boca Raton\*\***  
Parts of Broward and Palm Beach
- District 30: Bobby Powell (D), West Palm Beach\***  
Part of Palm Beach
- District 31: Lori Berman (D), Lantana\*\***  
Part of Palm Beach
- District 32: Lauren Book (D), Plantation\***  
Part of Broward
- District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale\*\***  
Part of Broward
- District 34: Gary M. Farmer, Jr. (D), Lighthouse Point\***  
Part of Broward
- District 35: Shevrin D. "Shev" Jones (D), West Park\*\***  
Parts of Broward and Miami-Dade
- District 36: Manny Diaz, Jr. (R), Hialeah\***  
Part of Miami-Dade
- District 37: Ileana Garcia (R), Miami\*\***  
Part of Miami-Dade
- District 38: Jason W. B. Pizzo (D), N. Miami Beach\***  
Part of Miami-Dade
- District 39: Ana Maria Rodriguez (R), Miami\*\***  
Monroe and part of Miami-Dade
- District 40: Annette Taddeo (D), Miami\***  
Part of Miami-Dade
- \* Holdovers  
\*\* Elected General Election, November 3, 2020, for a term of 2 years  
\*\*\* Elected Special General Election, November 3, 2020, for a term of 2 years

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## OFFICERS OF THE SENATE

Wilton Simpson, *President*  
Aaron Bean, *President Pro Tempore*  
Debbie Mayfield, *Majority (Republican) Leader*  
Gary M. Farmer, Jr., *Minority (Democratic) Leader*

### Nonmember Elected Officer

Debbie Brown, *Secretary of the Senate*

**MEMBERS AND OFFICERS OF THE SENATE  
THE 2020-2022 FLORIDA SENATE**

**President**



Wilton Simpson (R)  
Trilby  
District 10

**President Pro  
Tempore**



Aaron Bean (R)  
Fernandina Beach  
District 4

**Majority  
(Republican)  
Leader**



Debbie Mayfield (R)  
Melbourne  
District 17

**Minority  
(Democratic)  
Leader**



Gary M. Farmer, Jr. (D)  
Lighthouse Point  
District 34



Ben Albritton (R)  
Wauchula  
District 26



Lorraine Ausley (D)  
Tallahassee  
District 3



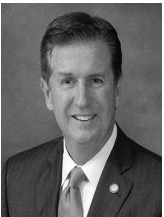
Dennis Baxley (R)  
Ocala  
District 12



Lori Berman (D)  
Lantana  
District 31



Lauren Book (D)  
Plantation  
District 32



Jim Boyd (R)  
Bradenton  
District 21



Randolph Bracy (D)  
Ocoee  
District 11



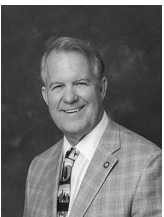
Jennifer Bradley (R)  
Fleming Island  
District 5



Jeff Brandes (R)  
St. Petersburg  
District 24



Jason Brodeur (R)  
Sanford  
District 9



Doug Broxson (R)  
Pensacola  
District 1



Danny Burgess (R)  
Zephyrhills  
District 20



Janet Cruz (D)  
Tampa  
District 18



Manny Diaz, Jr. (R)  
Hialeah  
District 36



George B. Gainer (R)  
Panama City  
District 2



Ileana Garcia (R)  
Miami  
District 37



Audrey Gibson (D)  
Jacksonville  
District 6



Joe Gruters (R)  
Sarasota  
District 23



Gayle Harrell (R)  
Stuart  
District 25



Ed Hooper (R)  
Clearwater  
District 16

**MEMBERS AND OFFICERS OF THE SENATE  
THE 2020-2022 FLORIDA SENATE**



Travis Hutson (R)  
St. Augustine  
District 7



Shevrin D. "Shev" Jones  
(D)  
West Park  
District 35



Kathleen Passidomo (R)  
Naples  
District 28



Keith Perry (R)  
Gainesville  
District 8



Jason W. B. Pizzo (D)  
N. Miami Beach  
District 38



Tina Scott Polsky (D)  
Boca Raton  
District 29



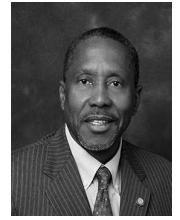
Bobby Powell (D)  
West Palm Beach  
District 30



Ray Wesley Rodrigues  
(R)  
Estero  
District 27



Ana Maria Rodriguez (R)  
Miami  
District 39



Darryl Ervin Rouson (D)  
St. Petersburg  
District 19



Kelli Stargel (R)  
Lakeland  
District 22



Linda Stewart (D)  
Orlando  
District 13



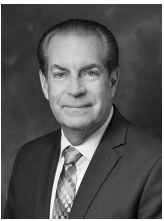
Annette Taddeo (D)  
Miami  
District 40



Perry E. Thurston, Jr. (D)  
Fort Lauderdale  
District 33



Victor M. Torres, Jr. (D)  
Orlando  
District 15



Tom A. Wright (R)  
New Smyrna Beach  
District 14

**Nonmember Elected Officer**



Debbie Brown  
Secretary of the Senate



Damien Kelly  
Sergeant at Arms



# Journal of the Senate

ORGANIZATION SESSION

Tuesday, November 17, 2020

Journal of the Senate for the Organization Session of the Twenty-seventh Legislature to be convened under the Constitution of Florida, as revised in 1968, and subsequently amended, begun and held at the Capitol in the City of Tallahassee, in the State of Florida, on Tuesday, November 17, 2020, being the day fixed by the Constitution for the purpose.

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## CALL TO ORDER

The Senate was called to order by outgoing Senate President Bill Galvano at 10:00 a.m. A quorum present.

## PRAYER

Mr. Kurt Yann, friend of President Designate Simpson and professor at Saint Leo University, offered the following prayer:

Heavenly Father, as a state, we acknowledge our need of your wisdom and direction. We also acknowledge the many blessings and great favor in our lives. We thank you for your great sacrifice of your son, Jesus, and ask that you forgive our sins as a people. Absent your presence and sovereign guidance, we will cease to be a great nation and state.

Today we celebrate the appointment of a man in his leadership that will advance the ideals and principles of God. Lord, we ask that you continue to lead and direct Wilton as he strives to serve our great state. I can think of no one more qualified and selfless to pursue such a great effort. In 2 Chronicles, Chapter 1, we learn of Solomon’s appointment to lead the great nation of Israel after King David’s passing and his cry out to our Holy God. Solomon was humbled by the impending responsibility of leadership. He said, “Give me wisdom and knowledge, that I may lead this people, for who is able to govern this great people of yours?” The Lord heard Solomon’s call, and he responded, “Since this is your heart’s desire, and you have not asked for wealth, possessions, or honor, but

instead for wisdom and knowledge to govern my people whom I have made you king, wisdom and knowledge will be given you.”

With that same humility, Lord, we cry out to you for wisdom for this Senate to do your will. Let them work together. Let unity and discernment characterize all they do. We also ask blessings for those who serve and protect our great state, and we lift up our citizens in distress or suffering with sickness. Your son sought only the benefit of others meeting their needs, even laying down his life that each of us might have the opportunity to share in eternal life with you. Your greatest leaders have always been those who serve the most. In Wilton, we see a man quick to serve, whether it is generously spending personal resources or passing bills which benefit those less fortunate or which protect Florida’s environment. Wilton has demonstrated the love, the commitment, and the service that true leadership requires.

In closing, Lord God, with great respect and fear, we ask you today to give this leadership team the divine ability to govern this great people of the State of Florida. Let this leadership model that of Jesus, who, in the ultimate act of service, cried out to you, “Not my will, but thy will be done.” For it is in the mighty name of Jesus we give honor and pray. Amen.

## SPECIAL PRESENTATION

A patriotic video tribute featuring the song, *We Fly This Flag*, written and performed by country music sensation Billy Dean, was played.

## COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber, and the Pasco County Sheriff’s Color Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

## PLEDGE

Addy and Emy Monbarren, grandchildren of President Designate Simpson, and Daniel and Addy Burgess, children of Senator Burgess, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## SPECIAL PERFORMANCE

The President introduced Michelle Milligan, employee in the Office of the Senate Sergeant at Arms, who sang our National Anthem, *The Star Spangled Banner*.

## SPECIAL GUESTS

Senator Gruters introduced Governor Ron DeSantis.

Senator Baxley introduced Lieutenant Governor Jeanette Nuñez, Chief Financial Officer Jimmy Patronis, Attorney General Ashley Moody, and Commissioner of Agriculture Nikki Fried.

MOMENT OF SILENCE

Senator Baxley requested a moment of silence in memory of Lieutenant Governor Nuñez’s father, Mr. Victor C. Sanchez, who passed away on November 5, 2020.

OATH OF OFFICE ADMINISTERED

The oath of office was administered by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice, to the recently elected Senators.

CERTIFICATE RECEIVED

The Secretary announced that The Honorable Laurel M. Lee, Secretary of State, had certified to the election of 20 Senators as follows:

STATE OF FLORIDA DEPARTMENT OF STATE

I, Laurel M. Lee, Secretary of State of the State of Florida, do hereby certify that the following candidates were duly elected at the General Election held on the 3rd day of November, A.D., 2020, to the office of Member, State Senate, as shown by the records of this office:

Table with 2 columns: SENATE DISTRICT and ELECTED SENATOR. Lists 20 senators including Douglas V. Broxson, Loranne Ausley, Jennifer Bradley, etc.



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this 17th day of November, A.D., 2020.

Laurel M. Lee SECRETARY OF STATE

CERTIFICATE RECEIVED

The Secretary announced that The Honorable Laurel M. Lee, Secretary of State, had certified to the election of one Senator as follows:

STATE OF FLORIDA DEPARTMENT OF STATE

I, Laurel M. Lee, Secretary of State of the State of Florida, do hereby certify that the following candidate was duly elected at the Special Election held on the 3rd day of November, A.D., 2020, to the office of Member, State Senate, as shown by the records of this office:

SENATE DISTRICT ELECTED SENATOR

20 Danny Burgess



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this 17th day of November, A.D., 2020.

Laurel M. Lee SECRETARY OF STATE

ROLL CALL

The roll of the Senate, as constituted by the 21 newly elected members, was called by the Secretary, in alphabetical order, and the following members of the Senate were recorded as present:

Table with 3 columns of senator names: Albritton, Ausley, Baxley, Bean, Berman, Book, Boyd, Bracy, Bradley, Brandes, Braynon, Broxson, Burgess, Cruz, Diaz, Farmer, Gainer, Garcia, Gibson, Gruters, Harrell, Hooper, Hutson, Jones, Mayfield, Passidomo, Perry, Pizzo, Polsky, Powell, Rodriguez, Rouson, Simpson, Stargel, Stewart, Taddeo, Thurston, Torres.

Excused: Senators Rodrigues and Wright

ELECTION OF SECRETARY

The President announced that nominations would be received for Secretary of the Senate for a term of two years and recognized Senator Hutson who placed in nomination the name of Debbie Brown.

Senator Hutson: Debbie Brown has been a wonderful asset to the Florida Senate, keeping records as Secretary for the last nine years. She has done an amazing job, and it is my honor to nominate her as Secretary of the Senate.

By unanimous consent of the membership, Debbie Brown was elected Secretary of the Senate for the 2020-2022 term.

OATH OF OFFICE ADMINISTERED

Secretary Debbie Brown was administered the oath of office by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice.

SPECIAL GUESTS

Senator Diaz recognized all Senate spouses.

Senator Harrell recognized Tim Yeager, Bonnie Bell Yeager, and Trevor and Ginger Storch, special guests of the President Designate.

President Galvano recognized Speaker Designate Chris Sprowls.



Senator Broxson recognized President Designate Simpson's brother, Jimmy Simpson, and his special guest, Tracy Prince; and nephew, Jimmy Wayne Simpson III, and his special guest, Savannah Keith.

Senator Albritton recognized President Designate Simpson's son, Wilton Simpson, Jr., and his fiancée, Caroline Storch; and daughter, Lauran Monbarren, and her children, Addy and Emy.

Senator Bradley recognized future First Lady of the Florida Senate, Kathy Shotts Simpson.

## ORGANIZATION

The Senate proceeded to the organization of the body.

### NOMINATIONS FOR PRESIDENT

The President announced that nominations would be received for President of the Senate, pursuant to Article III, Section 2 of the State Constitution, for a term of two years.

The President recognized Senator Bean who placed in nomination the name of Senator Wilton Simpson of the 10th Senatorial District.

**Senator Bean:** Mr. President, my fellow Senators, Governor Desantis, Lieutenant Governor Nuñez, Speaker Designate Sprowls, Attorney General Moody, Commissioner Fried, Chief Financial Officer Patronis, distinguished guests, the Simpson family, all those present today, and all those watching distantly in a committee room in the Capitol or on the Florida Channel all over the Sunshine State, I rise today to talk about important firsts.

In life, there is a first time for everything. There is our first job, our first car, our first home. Firsts are typically memorable experiences. In the coming months, our new colleagues will rise to speak for the first time on this floor—a lifelong memory for each newly-elected Senator.

So, when I recall meeting Senator Simpson for the first time, I remember it vividly. We were first-time candidates for the Senate, and I was fighting for my political life. Then, Wilton was known simply as The Egg Farmer. So, we met for eggs at a Cracker Barrel just off the interstate. I did not know much about Wilton nor did I envision that we would be roommates in Tallahassee for the next eight years. In that first meeting, I learned that there is more to Wilton than just eggs. I learned about asbestos removal and the skill it requires. I learned that Wilton is a builder. As a contractor, he has managed hundreds of construction projects, large and small, all over the southeast.

But over the next eight years, I learned of his character, heart, and his work ethic. I learned that I do not need to set an alarm, because every morning precisely at 6:00 a.m., I can hear Wilton on the phone with his construction and farm teams facing the challenges of the day. He truly cares about his employees, his constituents, his community, and our state. Wilton is as humble of heart as he is generous. Wilton builds teams with people who solve problems and scale mountains. He has an amazing track record of leaving things better than he found them.

Wilton loves his family. Whenever he has an opening in the conversation, he is likely to tell a story about his wife Kathy, his son Wilton, Jr., who just got engaged last week, or share the latest picture of his grandchildren Emy and Addy.

At my first encounter, I believed Wilton's background would serve him well in the Florida Senate. I did not, however, anticipate that we would all need his specific expertise in masks, or his knowledge from working on respirator programs with the EPA since the 1980s, or the fact that he can tell you more about the air quality index, particle pollution, and molecular movement than most scientists. In fact, when we were last together as a body in March, I think Wilton Simpson might have been one of the only people among us who could have told you that HEPA stands for "high-efficiency particulate air."

Although he is knowledgeable, it is Wilton's character that I underscore at this moment in Florida's history. If at any time we need people with a defined moral compass, it is now.

Unprecedented times call for unprecedented leadership. The Book of Esther from the Old Testament speaks to a person appointed to a leadership position, "for a time such as this." There have been times in the history of our state when a leader emerges who is uniquely suited to confront the challenges we face. Today is full of those "first times."

For the first time, the Florida economy was closed. Businesses from as large as Disney World to our small, neighborhood barber shops and beauty salons were forced to shut down. Our unemployment rate hit a high not seen since we started tracking. For the first time, our unemployment safety net melted down, creating frustration and panic among people who, through no fault of their own, were seeking all means necessary to make ends meet. For the first time, our Medicaid enrollees have topped 4 million. For the first time, kids are learning from home when they want to be in school.

It is not time to second-guess decisions made months ago, in good faith, when the scope of the pandemic and the best ways to treat it were still unknown. When we look in the rearview mirror, it should be for opportunities to improve our systems, our responses, and our outcomes. At this moment, 21 million Floridians are counting on us to move our state forward.

Members, look around at your teammates. It is time for this Senate to rise, as never before, to meet the incredible challenge before us.

So our first question is, "Who will we chose for our leader, our captain, our President? Who will lead this Senate for a time such as this—to help our state and its citizens rise to overcome these challenges?" Senators, we need a builder. We need a farmer. We need a businessman—a unifier. Someone of high character.

As we prepare to vote for the first time this term—for some of you, your very first vote in the Senate—I want it to be for something worthy. I want it to be for Wilton Simpson. Fellow Senators, it is a high personal honor and privilege to nominate my friend—the leader, the farmer, and the builder—Senator Wilton Simpson for President of the Florida Senate.

The President recognized Senator Perry who seconded the nomination of Senator Simpson.

**Senator Perry:** Good morning. It is good to be here with you all. It is good to see all my friends and colleagues back here in Tallahassee. And it's an honor, it's truly an honor, for me to be here today to be able to come up and second the nomination of Senator Simpson.

You know, Senator Simpson and I had met each other on a few occasions, but more on social issues. We didn't have a lot of professional dealings when I was in the House. But when I had the opportunity to run for the Senate once that seat had become open, I thought, "Hey, I should meet with and get to know some of the other Senators." So I reached out, and Wilton set up a little dinner at his home with himself and three other Senate colleagues that are no longer in the chamber here with us today. Anyways, we went over there. We had dinner and small talk.

Now first, you've got to understand that Wilton and I share a similar background. I'm in the roofing business and rental business, and Wilton is in the asbestos abatement business as well as several other endeavors. We share that type of blue-collar background. So we're at this dinner, we've finished the food, and are in the living room just having some small talk. And the conversation turned to law school. Well, when it turned to law school, Wilton and I were left a little bit out of the loop. So we're sitting there, and the conversation turned to LSAT scores. Well, I'm not sure why in your 50s your LSAT scores are that pertinent, but that's where the conversation went. I remember we were sitting next to each other during all this. He just leans over to me and he quietly says, "I'm so glad you're running for the Senate." And I want to thank you for your help in that endeavor, for all your encouragement, and for all the work that you've done in that regard.

One word comes to mind when I think of Wilton, and that is excellence. When I look at Wilton Simpson, when you know Wilton Simpson, you think of excellence. If it's in his family life, his business life, or his legislative life, you find a common theme—excellence.

With his family, his dedication to his wife and kids. His passion for how he operates as a family man. He sets an example for how to be a good parent and a good partner. And congratulations to you—Wilton, Jr.—on your recent engagement to Caroline.

In his business career, it doesn't take much to look at that and realize what he has built in a very competitive and inherently difficult industry. He's not only run these businesses; he's been able to take those businesses to the very top of their industry.

And when you look legislatively, certainly we're here today to consider someone who has risen to the top. And it didn't happen by chance. It happened because of his work ethic, and his ability to get things done, and his masterful communicative skills.

Aristotle said it best. Aristotle said, "We are what we repeatedly do. Excellence, then, is not an act, but a habit." And Wilton Simpson is going to be that type of leader. He's going to have excellence in the way he leads the Florida Senate in these next two years. And that will be reflected in the everyday operations we go through with hearing bills in committees and on the floor and moving through the appropriations process that will show excellence under his leadership.

As we negotiate with the House and Governor's Office on our priorities, we have a man, we have a person, who is going to lead us into excellence with everything he does and by the next crisis we will inevitably run into. We may not have a crisis like the one we're going through right now. Who knows, it could be worse. It could be an entirely different type of crisis. We don't know what it will be. That's why it's a crisis. You can't prepare for those types of things very well. You aren't sure what's coming around the corner. But to have someone with his leadership ability should give us all a lot of comfort and a lot of confidence as we move forward with the next two years.

And with that, I'd like to second the nomination for my dear friend, Senator Wilton Simpson. Thank you.

#### MOTION

On motion by Senator Mayfield, nominations for President were closed.

### ELECTION OF PRESIDENT

The roll was called on the election of the President, and each Senator voted in the affirmative by saying, "Wilton Simpson."

The vote was:

Yeas—37

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Hutson	Thurston
Braynon	Jones	Torres
Broxson	Mayfield	
Burgess	Passidomo	

#### OATH OF OFFICE ADMINISTERED

Senator Simpson was joined by his wife, Kathy, at the bar of the Senate where the oath of office was administered by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice. President Simpson then proceeded to the rostrum where he joined President Galvano.

**President Galvano:** Before I have our new President join me at the rostrum, I'd like to take a moment from a personal perspective. First of all, President Simpson, it's a true honor to have presided over your

election here this morning. I met President Simpson—it's almost been a decade—on a rainy day in Trilby. I didn't know where Trilby was, frankly, before then, and we sat in his pickup truck to avoid the rain. Right there and then began one of the great friendships of my life. I also realized at that moment that this was a man of action, this was a natural leader. I've watched him through his career, and he's been steadfast in his dedication to the people of Florida and his vision for the people of Florida. I've seen him accomplish policy and budget goals that at the outset seemed impossible, yet he was able to do it. He is the type of person when he has an objective he puts his heart and soul into it, and that includes helping all of you.

I have watched as he took care of his folks, his people back home, and his constituents. I know many of you are watching remotely or somewhere else in the building, but know this: You have been very fortunate and blessed to have President Simpson represent you and your district.

Family and friends, you are equally fortunate to have a person like this working for you here at the State of Florida. Senators, you are fortunate to have him as your leader going into the next two years. It's been said that your work ethic is an example for all of us—it's frankly tremendous.

I have also come to truly admire your dedication to your family. It has been said already today and needs to be underscored, this is a man who, I think, in all that you have accomplished and all that you value in this world, nothing comes close to your family. I think that's going to serve you very well as President of this body. I know you are very proud of them, and they are very proud of you. I have every confidence you are prepared to lead the Florida Senate in spite of unique issues that you are facing that have not been faced before and maybe especially because of those unique issues.

First Lady, Kathy Simpson, I'm excited for you and your whole family. I congratulate you. It has been an honor to serve with you, serve with you all. It is an honor, President Simpson, to call you my friend. Please come up to the rostrum.

President Galvano presented the gavel to President Simpson, the 89th President of the Florida Senate since statehood.

#### PRESIDENT SIMPSON PRESIDING

### ADDRESS BY PRESIDENT WILTON SIMPSON

Whether it is "welcome home" or "welcome back," I want to recognize all 40 Senators of the 123rd Legislative Session. President Pro Tem Bean and Senator Perry, thank you for those kind words. I'm not sure I deserved it, but you two are great storytellers.

I want to thank our Governor and First Lady for being here. Governor, we're going to deliver some great bills to your desk—and I am sure you are going to sign all of them.

Cabinet members, thank you for being here.

To my family who've already been introduced—there is nothing I value more than my family. Kathy, Laurant, Wilton Jr., Addy, and Emy—I love you all. And speaking of family—mine is about to expand. My future daughter-in-law is on the floor here today. Wilton Jr. and Caroline, congratulations on your engagement. I have some family members and a few dear friends in the gallery. Thank you all for being here.

Speaker Sprowls, that has such a nice ring to it. Israel was the start of a true friendship between us. And we have an MOU to prove it. You're an incredible partner and leader. The House chose the right Speaker, and I look forward to working with you and the House over these next two years to do some great things.

None of us who were here last session could have predicted what we're facing today. Our focus will be different because the world is different. Before I talk about some of the things I'd like to see accomplished over these next two years, I want to pause for a moment and recognize those who've lost their lives as a result of COVID-19. This virus has robbed us of thousands of Floridians—mothers, fathers,

friends, and neighbors. Please join me for a moment of silence as we honor their memories.

Nobody signs up to be Governor during a pandemic or disaster. This has been a difficult time, and I thank Governor DeSantis and Director Moskowitz for the many long hours and lots of thankless work. Since the virus spreads so quickly, a rapid response makes a huge difference. I am convinced your early actions to protect our elderly and our most vulnerable populations helped avoid thousands of deaths in Florida. Governor, thank you for your leadership!

This pandemic has been a strain on so many families and on our businesses. Some wonder if it's ever going to end. Senators, it will. In the last few days, we've heard promising news about a new vaccine and there is more good news on trials and therapeutics every day. Better days are ahead, but we must continue to do what we can to personally prevent the spread. I want to thank all of you for taking our new protocols seriously. We will get through this together.

Now, I know the elections were hard fought. Elections are competitions, and that means there are winners and losers. Nobody likes to lose. Having said that, we have stepped off the field of competition and into the Senate. This is where campaigns end and governing begins. I thank each of you for answering the call of public service. You have earned the right to be here because your constituents sent you here. We are no longer candidates—we are Senators—and we have a lot of work to do.

Fortunately, Florida is more prepared than most other states. Over the last several years, we voted many times to set aside money to prepare for a rainy day. Senators, it's raining. In fact, it's pouring.

The Revenue Estimating Conference lowered the estimate of GR for this fiscal year by \$3.4 billion, and another \$2 billion for the next fiscal year. We're fortunate to have had past legislatures that set aside money for emergencies. It will help a lot, but to be clear, it won't solve our problems. We can't fix our situation by simply spending down our savings account. We need to make structural changes to the budget.

Florida has the honor of a AAA bond rating by all three rating agencies. The rating came with an important warning earlier this year: they said, "If Florida relies too much on one-term sources such as reserves or Cares Act Funds, it could weaken our view on management and budgetary performance."

Senators, that will not happen on our watch. We are going to "tighten our belts." There will be things that we did in times of plenty that need to be eliminated in these times of lean. We have less revenue; therefore, we will have less government. That doesn't mean that all we'll do is cut the budget the next two years. There are places where we need to make investments—like our Northern Everglades, our springs, our most vulnerable children, and our state infrastructure. To do our job right we need to be thoughtful, strategic, and long-term in our vision. And if we do it right, and I believe we will, our state will recover and prosper in ways we cannot even imagine. But it's going to take courage and bold action.

When I was designated, I spoke a lot about my background in farming and how it has given me an understanding and appreciation for the importance of roots. If you want to ensure the quality of the crop, make sure the roots are healthy and strong. If you want to prepare a field for planting, you plow the field and clean it out—roots and all.

I'm also a businessman. One of the most troubling things I have seen in government is the way we cling to laws or programs that are barely funded or don't work because we don't want to hurt feelings or bruise egos. We can't afford to do it that way. I encourage us to reexamine past priorities. Let's look at some of these initiatives that don't work, that aren't moving us forward, or that are wrong for our time. Let's take them out by the roots. Let's get this budget field cleaned and plowed for the growth and prosperity that are ahead.

You and I may not see the results in our two years, but we will make the difficult choices now that will impact Florida for generations to come. That is our calling. That is our duty. That is the assignment that Floridians have given this Senate.

I am deeply honored that you have made me your Senate President for these two years. We have a lot of work ahead of us. Floridians want results, not words. If you and I seize our days like a farmer—with long-term vision, and a solid work ethic—knowing that what we plant today is for a future harvest. I truly believe Florida's best days are ahead.

Thank you. God bless you, and God bless the State of Florida.

## ADOPTION OF JOINT RULES

On motion by Senator Hooper, by unanimous consent—

By Senator Hooper—

**SCR 2-Org.**—A concurrent resolution establishing the Joint Rules of the Florida Legislature for the 2020-2022 term.

*Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:*

That the following joint rules shall govern the Florida Legislature for the 2020-2022 term:

### JOINT RULES

Joint Rule One—Lobbyist Registration and Compensation Reporting

1.1—Those Required to Register; Exemptions; Committee Appearance Records

(1) All lobbyists before the Florida Legislature must register with the Lobbyist Registration Office in the Office of Legislative Services. Registration is required for each principal represented.

(2) As used in Joint Rule One, unless the context otherwise requires, the term:

(a) "Compensation" means payment, distribution, loan, advance, reimbursement, deposit, salary, fee, retainer, or anything of value provided or owed to a lobbying firm, directly or indirectly, by a principal for any lobbying activity.

(b) "Legislative action" means introduction, sponsorship, testimony, debate, voting, or any other official action on any measure, resolution, amendment, nomination, appointment, or report of, or any matter that may be the subject of action by, either house of the Legislature or any committee thereof.

(c) "Lobby" or "lobbying" means influencing or attempting to influence legislative action or nonaction through oral or written communication or through an attempt to obtain the goodwill of a member or employee of the Legislature.

(d) "Lobbying firm" means any business entity, including an individual contract lobbyist, that receives or becomes entitled to receive any compensation for the purpose of lobbying and where any partner, owner, officer, or employee of the business entity is a lobbyist. "Lobbying firm" does not include an entity that has employees who are lobbyists if the entity does not derive compensation from principals for lobbying or if such compensation is received exclusively from a subsidiary or affiliate corporation of the employer. As used in this paragraph, an affiliate corporation is a corporation that directly or indirectly shares the same ultimate parent corporation as the employer and does not receive compensation for lobbying from any unaffiliated entity.

(e) "Lobbyist" means a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. An employee of the principal is not a lobbyist unless the employee is principally employed for governmental affairs. The term "principally employed for governmental affairs" means that one of the principal or most significant responsibilities of the employee to the employer is overseeing the employer's various relationships with government or representing the employer in its contacts with government. Any person employed by the Governor, the Executive Of-

fice of the Governor, or any executive or judicial department of the state or any community college of the state who seeks to encourage the passage, defeat, or modification of any legislation by personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, is a lobbyist.

(f) “Lobbyist Registration and Compensation Reporting System (LRCRS)” means the online application that serves as the system of record for the Lobbyist Registration Office in the Office of Legislative Services and consists of the electronic registration system and the electronic filing system.

(g) “LRO” means the Lobbyist Registration Office in the Office of Legislative Services.

(h) “Office” means the Office of Legislative Services.

(i) “Payment” or “salary” means wages or any other consideration provided in exchange for services but does not include reimbursement for expenses.

(j) “Principal” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; the individual members of the association are not principals merely because of their membership in the association.

(k) “Unusual circumstances,” with respect to any failure of a person to satisfy a filing requirement, means uncommon, rare, or sudden events over which the person has no control and which directly result in the failure to satisfy the filing requirement.

(3) For purposes of Joint Rule One, the terms “lobby” and “lobbying” do not include any of the following:

(a) A response to an inquiry for information made by any member, committee, or staff of the Legislature.

(b) An appearance in response to a legislative subpoena.

(c) Advice or services that arise out of a contractual obligation with the Legislature, a member, a committee, any staff, or any legislative entity to render the advice or services where such obligation is fulfilled through the use of public funds.

(d) Representation of a client before the House of Representatives or the Senate, or any member or committee thereof, when the client is subject to disciplinary action by the House of Representatives or the Senate, or any member or committee thereof.

(4) For purposes of registration and reporting, the term “lobbyist” does not include any of the following:

(a) A member of the Legislature.

(b) A person who is employed by the Legislature.

(c) A judge who is acting in that judge’s official capacity.

(d) A person who is a state officer holding elective office or an officer of a political subdivision of the state holding elective office and who is acting in that officer’s official capacity.

(e) A person who appears as a witness or for the purpose of providing information at the written request of the chair of a committee, subcommittee, or legislative delegation.

(f) A person employed by any executive or judicial department of the state or any community college of the state who makes a personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, while that person is on approved leave or outside normal working hours and who does not otherwise meet the definition of a lobbyist.

(5) When a person, regardless of whether the person is registered as a lobbyist, appears before a committee of the Legislature, that person

must submit a Committee Appearance Record as required by the respective house.

(6) The responsibilities of the Office and of the LRO under Joint Rule One may be assigned to another entity by agreement of the President of the Senate and the Speaker of the House of Representatives for a contract period not to extend beyond December 1 following the Organization Session of the next biennium, provided that the powers and duties of the President, the Speaker, the General Counsel of the Office of Legislative Services, and any legislative committee referenced in Joint Rule One may not be delegated.

#### 1.2—Method of Registration

(1) Each person required to register with the LRO must register through the LRCRS and attest to that person’s full legal name, business address, e-mail address, and telephone number; the name, business address, e-mail address, and telephone number of each principal that person represents; and the extent of any direct business association or partnership that person has with any member of the Legislature. If the lobbyist is, or belongs to, a lobbying firm, the lobbyist must state the name, address, and telephone number of the lobbying firm and the e-mail address of the person responsible for the submission of compensation reports. All lobbyists associated with the same firm must register using the identical name, address, and e-mail address of the firm in the LRCRS. Registration is not complete until the LRCRS receives authorization from the principal’s representative and the registration fee. Lobbyists may not authorize themselves on behalf of the principal representative. Any changes to the information existing in the LRCRS must be updated online in the LRCRS within 15 days from the effective date of the change.

(2) Any person required to register must do so with respect to each principal prior to commencement of lobbying on behalf of that principal. The LRCRS will request authorization from the principal with the principal’s name, business address, e-mail address, and telephone number to confirm that the registrant is authorized to represent the principal. The principal or principal’s representative shall also identify and designate the principal’s main business pursuant to a classification system approved by the Office, which shall be the North American Industry Classification System (NAICS) six-digit numerical code that most accurately describes the principal’s main business.

(3) Any person required to register must renew the registration annually for each calendar year through the LRCRS.

(4) A lobbyist shall promptly cancel the registration for a principal upon termination of the lobbyist’s representation of that principal. A cancellation takes effect the day it is received by the LRCRS. Notwithstanding this requirement, the LRO may remove the name of a lobbyist from the list of registered lobbyists if the principal notifies the LRO in writing that the lobbyist is no longer authorized to represent that principal.

(5) Should a registered lobbyist identify a scrivener’s error in their own registration in the LRCRS after submission, they may make a written request to the LRO to correct such error. The request must clearly identify and describe the error. Each request will be reviewed by the Office before any changes will be made.

(6) The LRO shall retain registration information submitted under this rule.

(7) A person required to register under Joint Rule One shall be considered a lobbyist of the Legislature for the purposes of ss. 11.045, 112.3148, and 112.3149, Florida Statutes.

#### 1.3—Registration Costs; Exemptions

(1) To cover the costs incurred for the administration of Joint Rule One, each person who registers under Joint Rule 1.1 must pay an annual registration fee to the LRO. The annual period runs from January 1 to December 31. These fees must be paid at the time of registration.

(2) The following persons are exempt from paying the fee, provided they are designated in writing by the agency head or person designated in this subsection:

- (a) Two employees of each department of the executive branch created under chapter 20, Florida Statutes.
- (b) Two employees of the Fish and Wildlife Conservation Commission.
- (c) Two employees of the Executive Office of the Governor.
- (d) Two employees of the Commission on Ethics.
- (e) Two employees of the Florida Public Service Commission.
- (f) Two employees of the judicial branch designated in writing by the Chief Justice of the Florida Supreme Court.

(3) The annual fee is up to \$50 per legislative entity for a person to register to represent one principal and up to an additional \$10 per legislative entity for each additional principal that the person registers to represent. The amount of each fee shall be established annually by the President of the Senate and the Speaker of the House of Representatives. The fees set must be adequate to ensure operation of the lobbyists' registration, compensation, and reporting functions. The fees collected by the LRO under this rule shall be deposited into the State Treasury and credited to the Legislative Lobbyist Registration Trust Fund specifically to cover the costs incurred in administering Joint Rule One.

#### 1.4—Reporting of Lobbying Firm Compensation

(1)(a) Each lobbying firm shall file a compensation report with the LRO through the LRCRS for each calendar quarter during any portion of which one or more of the firm's lobbyists were registered to represent a principal. The report must include the:

- 1. Full name, business address, and telephone number of the lobbying firm;
- 2. Registration name of each of the firm's lobbyists; and
- 3. Total compensation provided or owed to the lobbying firm from all principals for the reporting period, reported in one of the following categories: \$0; \$1 to \$49,999; \$50,000 to \$99,999; \$100,000 to \$249,999; \$250,000 to \$499,999; \$500,000 to \$999,999; or \$1 million or more.

(b) For each principal represented by one or more of the firm's lobbyists, the lobbying firm's compensation report must also include the:

- 1. Full name, business address, and telephone number of the principal; and
- 2. Total compensation provided or owed to the lobbying firm for the reporting period, reported in one of the following categories: \$0; \$1 to \$9,999; \$10,000 to \$19,999; \$20,000 to \$29,999; \$30,000 to \$39,999; \$40,000 to \$49,999; or \$50,000 or more. If the category "\$50,000 or more" is selected, the specific dollar amount of compensation must be reported, rounded up or down to the nearest \$1,000.

(c) Compensation shall be reported using the accrual basis of accounting.

(d) Compensation reports should reflect compensation received for lobbying the legislative branch only.

(e) If the lobbying firm subcontracts work from another lobbying firm and not from the original principal:

- 1. The lobbying firm providing the work to be subcontracted shall be treated as the reporting lobbying firm's principal for reporting purposes under this paragraph; and
- 2. The reporting lobbying firm shall, for each lobbying firm identified as the reporting lobbying firm's principal under paragraph (b),

identify the name, business address, and telephone number of the principal originating the lobbying work.

(f) The senior partner, officer, or owner of the lobbying firm shall certify to the veracity and completeness of the information submitted pursuant to this rule; certify that no compensation has been omitted from this report by deeming such compensation as "consulting services," "media services," "professional services," or anything other than compensation; and certify that no officer or employee of the firm has made an expenditure in violation of s. 11.045, Florida Statutes.

(2) For each principal represented by more than one lobbying firm, the Office shall aggregate the reporting-period and calendar-year compensation reported as provided or owed by the principal. Compensation reported within a category shall be aggregated as follows:

Category (dollars)	Dollar amount to use aggregating
0	0
1-9,999	5,000
10,000-19,999	15,000
20,000-29,999	25,000
30,000-39,999	35,000
40,000-49,999	45,000
50,000 or more	Actual amount reported

(3) The compensation reports shall be filed no later than 45 days after the end of each reporting period. The four reporting periods are from January 1 through March 31, April 1 through June 30, July 1 through September 30, and October 1 through December 31, respectively. The reports shall be rendered in the identical form provided by the respective houses and shall be open to public inspection.

(4) A report filed pursuant to this rule must be completed and filed through the LRCRS not later than 11:59 p.m. of the day designated in subsection (3). A report not filed by 11:59 p.m. of the day designated is a late-filed report and is subject to the penalties under Joint Rule 1.5(1).

(5) Each person given secure sign-on credentials in the LRCRS is responsible for protecting the credentials from disclosure and is responsible for all filings made by use of such credentials, unless and until the Office is notified that the person's credentials have been compromised. Each report filed by electronic means pursuant to this rule shall be deemed certified in accordance with paragraph (1)(f) by the person given the secure sign-on credentials and, as such, subjects the person and the lobbying firm to the provisions of s. 11.045(8), Florida Statutes, as well as any discipline provided under the rules of the Senate or House of Representatives.

(6) If the President of the Senate and the Speaker of the House of Representatives jointly declare that the electronic system is not operable, the reports shall be filed in accordance with instructions on the LRCRS website which will be posted for a reasonable period of time.

#### 1.5—Failure to File Timely Compensation Report; Notice and Assessment of Fines; Appeals

(1) Upon determining that the report is late, the LRCRS shall immediately notify the lobbying firm by e-mail as to the failure to timely file the report and that a fine is being assessed for each late day. The fine shall be \$50 per day per report for each late day, not to exceed \$5,000 per report.

(2) Upon submittal of the late-filed report by the lobbying firm, the LRCRS shall determine the amount of the fine based on the submittal date shown in the electronic receipt issued by the LRCRS.

(3) Such fine shall be paid within 30 days after the notice of payment due is transmitted by the LRCRS, unless an appeal is made to the LRO. The moneys shall be deposited into the Legislative Lobbyist Registration Trust Fund.

(4) A fine may not be assessed against a lobbying firm the first time the report for which the lobbying firm is responsible is not timely filed. However, to receive the one-time fine waiver, the report for which the lobbying firm is responsible must be filed within 30 days after the notice of failure to file is transmitted by the LRCRS. A fine shall be assessed for all subsequent late-filed reports.

(5) Any lobbying firm may appeal or dispute a fine, based upon unusual circumstances surrounding the failure to file on the designated due date, and may request and shall be entitled to a hearing before the General Counsel of the Office of Legislative Services, who shall recommend to the President of the Senate and the Speaker of the House of Representatives, or their respective designees, that the fine be waived in whole or in part for good cause shown. The President of the Senate and the Speaker of the House of Representatives, or their respective designees, may, by joint agreement, concur in the recommendation and waive the fine in whole or in part. Any such request shall be made within 30 days after the notice of payment due is transmitted by the LRCRS. In such case, the lobbying firm shall, within the 30-day period, notify the LRO in writing of the firm's intention to request a hearing.

(6) A lobbying firm may request that the filing of a report be waived upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services, who shall make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(7)(a) All lobbyist registrations for lobbyists who are partners, owners, officers, or employees of a lobbying firm that fails to timely pay a fine are automatically suspended until the fine is paid or waived and all late reports have been filed or waived. The LRO shall promptly notify all affected principals, the President of the Senate, and the Speaker of the House of Representatives of any suspension or reinstatement. All lobbyists who are partners, owners, officers, or employees of a lobbying firm are jointly and severally liable for any outstanding fine owed by a lobbying firm.

(b) Such lobbyist may not be reinstated in any capacity representing any principal until the fine is paid and all late reports have been filed or waived or until the fine is waived as to that lobbyist and all late reports for that lobbyist have been filed or waived. A suspended lobbyist may request a waiver upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services who shall, as soon as practicable, make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(8) The LRO shall notify the coordinator of the Office of the failure of a lobbying firm to file a report after notice or of the failure of a lobbying firm to pay the fine imposed.

#### 1.6—Open Records; Internet Publication of Registrations and Compensation Reports

(1) All of the lobbyist registration forms and compensation reports received by the LRO shall be available for public inspection and for duplication at reasonable cost.

(2) The LRO shall make information filed pursuant to Joint Rules 1.2 and 1.4 reasonably available on the Internet in an easily understandable and accessible format through the LRCRS. The LRCRS must include, but not be limited to including, the names and business addresses of lobbyists, lobbying firms, and principals; the affiliations between lobbyists and principals; and the classification system designated and identified with respect to principals pursuant to Joint Rule 1.2.

#### 1.7—Records Retention and Inspection and Complaint Procedure

(1) Each lobbying firm and each principal shall preserve for a period of 4 years all accounts, bills, receipts, computer records, books, papers, and other documents and records necessary to substantiate compensation reports and registration documentation.

(2) Upon receipt of a complaint based on the personal knowledge of the complainant made pursuant to the Senate Rules or the Rules of the House of Representatives, any such documents and records may be inspected when authorized by the President of the Senate or the Speaker of the House of Representatives, as applicable. The person authorized to perform the inspection shall be designated in writing and shall be a member of The Florida Bar or a certified public accountant licensed in Florida. Any information obtained by such an inspection may only be used for purposes authorized by law, Joint Rule One, the Senate Rules, or the Rules of the House of Representatives, which purposes may include the imposition of sanctions against a person subject to Joint Rule One, the Senate Rules, or the Rules of the House of Representatives. Any employee who uses that information for an unauthorized purpose is subject to discipline. Any member who uses that information for an unauthorized purpose is subject to discipline under the applicable rules of each house.

(3) The right of inspection may be enforced by appropriate writ issued by any court of competent jurisdiction.

#### 1.8—Questions Regarding Interpretation of Joint Rule One

(1) A person may request in writing an informal opinion from the General Counsel of the Office of Legislative Services as to the application of Joint Rule One to a specific situation involving that person's conduct. The General Counsel shall issue the opinion within 10 days after receiving the request. The informal opinion may be relied upon by the person who requested the informal opinion. A copy of each informal opinion that is issued shall be provided to the presiding officer of each house. A committee of either house designated pursuant to section 11.045(5), Florida Statutes, may revise any informal opinion rendered by the General Counsel through an advisory opinion to the person who requested the informal opinion. The advisory opinion shall supersede the informal opinion as of the date the advisory opinion is issued.

(2) A person in doubt about the applicability or interpretation of Joint Rule One with respect to that person's conduct may submit in writing the facts for an advisory opinion to the committee of either house designated pursuant to s. 11.045(5), Florida Statutes, and may appear in person before the committee in accordance with s. 11.045(5), Florida Statutes.

#### 1.9—Effect of Readoption and Revision

All obligations existing under Joint Rule One as of the last day of the previous legislative biennium are hereby ratified, preserved, and reimposed pursuant to the terms thereof as of that date. The provisions of Joint Rule One are imposed retroactively to the first day of the present legislative biennium except that provisions new to this revision are effective on the date of adoption or as otherwise expressly provided herein.

#### Joint Rule Two—General Appropriations Review Period and Budget Conference Committee Rules

#### 2.1—General Appropriations and Related Bills; Review Periods

(1) A general appropriations bill shall be subject to a 72-hour public review period before a vote is taken on final passage of the bill in the form that will be presented to the Governor.

(2) If a bill is returned to the house in which the bill originated and the originating house does not concur in all the amendments or adds additional amendments, no further action shall be taken on the bill by the nonoriginating house, and a conference committee shall be established by operation of this rule to consider the bill.

(3) If a bill is referred to a conference committee by operation of this rule, a 72-hour public review period shall be provided prior to a vote being taken on the conference committee report by either house.

(4) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice, and members of the Cabinet shall be furnished to the official's office in the Capitol or Supreme Court Building.

(5)(a) Copies required to be furnished under subsection (4) shall be furnished to members of the Legislature as follows:

1. A printed copy may be placed on each member's desk in the appropriate chamber; or

2. An electronic copy may be furnished to each member. The Legislature hereby deems and determines that a copy shall have been furnished to the members of the Legislature when an electronic copy is made available to every member of the Legislature. An electronic copy is deemed to have been made available when it is accessible via the Internet or other information network consisting of systems ordinarily serving the members of the Senate or the House of Representatives.

(b) An official other than a member of the Legislature who is to be furnished a copy of a general appropriations bill under subsection (4) may officially request that an electronic copy of the bill be furnished in lieu of a printed copy, and, if practicable, the copy may be furnished to the official in the manner requested.

(6) The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

(7) The 72-hour public review period shall begin to run upon completion of the furnishing of copies required to be furnished under subsection (4). The Speaker of the House of Representatives and the President of the Senate, as appropriate, shall be informed of the completion time, and such time shall be announced on the floor prior to vote on final passage in each house and shall be entered in the journal of each house. Saturdays, Sundays, and holidays shall be included in the computation under this rule.

(8) An implementing or conforming bill recommended by a conference committee shall be subject to a 24-hour public review period before a vote is taken on the conference committee report by either house, if the conference committee submits its report after the furnishing of a general appropriations bill to which the 72-hour public review period applies.

(9) With respect to each bill that may be affected, a member of the Senate or the House of Representatives may not raise a point of order under this rule after a vote is taken on the bill. Except as may be required by the Florida Constitution, noncompliance with any requirement of this rule may be waived by a two-thirds vote of those members present and voting in each house.

## 2.2—General Appropriations and Related Bills; Definitions

As used in Joint Rule Two, the term:

(1) "Conforming bill" means a bill that amends the Florida Statutes to conform to a general appropriations bill.

(2) "General appropriations bill" means a bill that provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill that contains appropriations that are incidental and necessary solely to implement a substantive law is not included within this term. For the purposes of Joint Rule Two and Section 19(d) of Article III of the Florida Constitution, the Legislature hereby determines that, after a general appropriations bill has been enacted and establishes governing law for a particular fiscal year, a bill considered in any subsequent session that makes net reductions in such enacted appropriations or that makes supplemental appropriations shall not be deemed to be a general appropriations bill unless such bill provides for the salaries of public officers and other current expenses of the state for a subsequent fiscal year.

(3) "Implementing bill" means a bill, effective for one fiscal year, implementing a general appropriations bill.

(4)(a) "Appropriations project" means a specific appropriation, proviso, or item on a conference committee spreadsheet agreed to by House and Senate conferees providing funding for:

1. A local government, private entity, or privately-operated program, wherein the specific appropriation, proviso, or item on a conference committee spreadsheet specifically names the local government, private entity, or privately-operated program or the appropriation, proviso, or item is written in such a manner as to describe a particular local government, private entity, or privately-operated program;

2. A specific transportation facility that was not part of the Department of Transportation's 5-year work program submitted pursuant to s. 339.135, Florida Statutes;

3. An education fixed capital outlay project that was not submitted pursuant to s. 1013.60 or s. 1013.64, Florida Statutes, unless funds for the specific project were appropriated by the Legislature in a prior year and additional funds are needed to complete the project as originally proposed;

4. A specified program, research initiative, institute, center, or similar entity at a specific state college or university, unless recommended by the Board of Governors or the State Board of Education in their Legislative Budget Request; or

5. A local water project.

(b) The term does not include an appropriation that:

1. Is specifically authorized by statute;

2. Is part of a statewide distribution to local governments; or

3. Was recommended by a commission, council, or other similar entity created in statute to make annual funding recommendations, provided that such appropriation does not exceed the amount of funding recommended by the commission, council, or other similar entity.

## 2.3—Budget Conference Committee Rules

(1) For an appropriations project to be included in a conference committee report:

(a) The appropriations project must be included in a bill or an amendment placed into a budget conference; and

(b) Information required by subsections (2) and (3) relating to the appropriations project must have been in writing and published online prior to the passage by that chamber of the bill or amendment which was placed into a budget conference.

(2) The information collected must include:

(a) A descriptive title of the appropriations project.

(b) The date of the submission.

(c) The name of the submitting member.

(d) The most recent year in which the appropriations project received state funding, if applicable.

(e) Whether the most recent funding for the project had been vetoed.

(f) The amount of the nonrecurring request.

(g) The amount of funding received in the prior year on a recurring or nonrecurring basis.

(h) In what agency the project is best placed and whether the agency has been contacted.

(i) The name of the organization or entity receiving the funds as well as a point of contact for the organization or entity.

(j) The name of the registered lobbyist of the entity requesting the appropriations project.

(k) Whether the organization to receive the funds is a for-profit entity, a not-for-profit entity, a local entity, a state university or college, or other type of organization.

(l) The specific purpose or goal that will be achieved by the funds requested.

(m) The activities and services that will be provided to meet the intended purpose of these funds.

(n) Specific descriptions of how the funds will be expended, including a description and the amounts to be expended on: administrative costs, itemized to include the salary of the executive director or project head, other salaries and benefits, expenses, and consultants, contractors, or studies; operational costs, itemized to include salaries and benefits, expenses, and consultants, contractors, or studies; and fixed capital outlay, itemized to include land purchase, planning, engineering, construction, and renovation.

(o) The owner of the facility to receive, directly or indirectly, any fixed capital outlay funding, and the relationship between the owners of the facility and the entity.

(p) A description of the direct services to be provided to citizens by the appropriations project, if applicable.

(q) A description of the target population to be served and the number of individuals to be served by the appropriations project.

(r) A description of the specific benefit or outcome, including the methodology by which this outcome will be measured.

(s) The amount and percentage of federal, local, and state funds, excluding the funds requested for the appropriations project, or other matching funds available for the appropriations project.

(t) How much additional nonrecurring funding is anticipated to be requested in future years by amount per year.

(u) The suggested penalties that the contracting agency may consider in addition to its standard penalties for failing to meet deliverables or performance measures provided for in the contract.

(3) With respect to an appropriations project that is also a local water project, the information collected must also include:

(a) Whether alternative state funding such as the Waste Water Revolving Loan, Drinking Water Revolving Loan, Small Community Waste Water Drinking grant, or other funding has been requested.

(b) Whether the project is for a financially disadvantaged community, as defined in chapter 62-552, Florida Administrative Code; a financially disadvantaged municipality; a rural area of critical economic concern; or a rural area of opportunity, as defined in s. 288.0656, Florida Statutes.

(c) Whether the construction status is shovel-ready.

(d) The percentage of construction completed and the estimated completion date.

(4) Each chamber must collect the required information described in subsections (2) and (3) in the form and manner prescribed by that chamber.

(5) The portion of an appropriations project which was funded with recurring funds in the most recently enacted general appropriations act is exempt from subsections (1), (2) and (3).

(6) An appropriations project may only be funded with nonrecurring funds, except that the portion of an appropriations project which was funded with recurring funds as provided in subsection (5) may be continued with or without additional nonrecurring funds.

(7) The nonrecurring funding of an appropriations project in the conference committee report may be less than, equal to, or greater than the funding for the appropriations project as originally committed to the conference committee.

(8) An appropriations project that was not included in either chamber's bill in accordance with subsections (1), (2), and (3) may not be included in a conference report.

(9)(a) To be included in a conference committee report, all appropriations projects, except as otherwise provided in paragraph (b), must be clearly identified in the bill or amendment that will be considered by a conference committee and in any conference report.

(b) An appropriations project funded with recurring funds in the most recently enacted general appropriation act that is not appropriated any additional funds is exempt from the provisions of paragraph (a).

(10) The conference committee must allow for public testimony regarding appropriations projects at each noticed meeting.

(11) Nothing in this rule shall limit either chamber's ability to apply a stricter standard to its own bills prior to the commencement of conference proceedings. This Joint Rule applies to all conference committee reports related to the General Appropriations Act and supersedes either chamber's rules that are contrary to or inconsistent with the provisions of this Joint Rule.

### Joint Rule Three—Joint Offices and Policies

#### 3.1—Joint Legislative Offices

(1) The following offices of the Legislature are established:

(a) Office of Economic and Demographic Research.

(b) Office of Legislative Information Technology Services.

(c) Office of Legislative Services.

(d) Office of Program Policy Analysis and Government Accountability.

(2) Offices established under this rule shall provide support services to the Legislature that are determined by the President of the Senate and the Speaker of the House of Representatives to be necessary and that can be effectively provided jointly to both houses and other units of the Legislature. Each office shall be directed by a coordinator selected by and serving at the pleasure of the President of the Senate and the Speaker of the House of Representatives. Upon the initial adoption of these joint rules in a biennium, each coordinator position shall be deemed vacant until an appointment is made.

(3) Within the monetary limitations of the approved operating budget, the salaries and expenses of the coordinator and the staff of each office shall be governed by joint policies.

(4) The Office of Legislative Services shall provide legislative support services other than those prescribed in subsections (5)-(7).

(5) The Office of Legislative Information Technology Services shall provide support services to assist the Legislature in achieving its objectives through the application of cost-effective information technology.

(6) The Office of Economic and Demographic Research shall provide research support services, principally regarding forecasting economic and social trends that affect policymaking, revenues, and appropriations.

(7) The Office of Program Policy Analysis and Government Accountability shall:

(a) Perform independent examinations, program reviews, and other projects as provided by general law, as provided by concurrent resolution, as directed by the Legislative Auditing Committee, or as directed by the President of the Senate or the Speaker of the House and shall provide recommendations, training, or other services to assist the Legislature.

(b) Transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by office reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues.



### 3.2—Joint Policies

(1) The President of the Senate and the Speaker of the House of Representatives shall jointly adopt policies they consider advisable to carry out the functions of the Legislature. Such policies shall be binding on all employees of joint offices and joint committees.

(2) The employees of all joint committees and joint legislative offices shall be under the exclusive control of the Legislature. No officer or agency in the executive or judicial branch shall exercise any manner of control over legislative employees with respect to the exercise of their duties or the terms and conditions of their employment.

#### Joint Rule Four—Joint Committees

### 4.1—Standing Joint Committees

(1) The following standing joint committees are established:

- (a) Administrative Procedures Committee.
- (b) Committee on Public Counsel Oversight.
- (c) Legislative Auditing Committee.

(2) No other joint committee shall exist except as agreed to by the presiding officers or by concurrent resolution approved by the Senate and the House of Representatives.

(3) Appointments to each standing joint committee shall be made or altered and vacancies shall be filled by the Senate and the House of Representatives in accordance with their respective rules. There shall be appointed to each standing joint committee no fewer than five and no more than seven members from each house.

(4)(a) The President of the Senate shall appoint a member of the Senate to serve as the chair, and the Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from the Organization Session until noon on August 1 of the calendar year following the general election.

2. The Administrative Procedures Committee for the period from noon on August 1 of the calendar year following the general election until the next general election.

(b) The Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the chair, and the President of the Senate shall appoint a member of the Senate to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from noon on August 1 of the calendar year following the general election until the next general election.

2. The Administrative Procedures Committee for the period from the Organization Session until noon on August 1 of the calendar year following the general election.

(c) A vacancy in an appointed chair or vice chair shall be filled in the same manner as the original appointment.

### 4.2—Procedures in Joint Committees

The following rules shall govern procedures in joint committees other than conference committees:

(1) A quorum for a joint committee shall be a majority of the appointees of each house. No business of any type may be conducted in the absence of a quorum.

(2)(a) Joint committees shall meet only within the dates, times, and locations authorized by both the President of the Senate and the Speaker of the House of Representatives.

(b) Joint committee meetings shall meet at the call of the chair. In the absence of the chair, the vice chair shall assume the duty to convene and preside over meetings and such other duties as provided by law or joint rule. During a meeting properly convened, the presiding chair may temporarily assign the duty to preside at that meeting to another joint committee member until the assignment is relinquished or revoked.

(c) Before any joint committee may hold a meeting, a notice of such meeting shall be provided to the Secretary of the Senate and the Clerk of the House of Representatives no later than 4:30 p.m. of the 7th day before the meeting. For purposes of effecting notice to members of the house to which the chair does not belong, notice to the Secretary of the Senate shall be deemed notice to members of the Senate and notice to the Clerk of the House shall be deemed notice to members of the House of Representatives. Noticed meetings may be canceled by the chair with the approval of at least one presiding officer.

(d) If a majority of its members from each house agree, a joint committee may continue a properly noticed meeting after the expiration of the time called for the meeting. However, a joint committee may not meet beyond the time authorized by the presiding officers without special leave granted by both presiding officers.

(3) The presiding officers shall interpret, apply, and enforce rules governing joint committees by agreement when the rule at issue is a joint rule. Unless otherwise determined or overruled by an agreement of the presiding officers, the chair shall determine all questions of order arising in joint committee meetings, but such determinations may be appealed to the committee during the meeting.

(4) Each question, including any appeal of a ruling of the chair, shall be decided by a majority vote of the members of the joint committee of each house present and voting.

### 4.3—Powers of Joint Committees

(1) A joint committee may exercise the subpoena powers vested by law in a standing committee of the Legislature. A subpoena issued under this rule must be approved and signed by the President of the Senate and the Speaker of the House of Representatives and attested by the Secretary of the Senate and the Clerk of the House.

(2) A joint committee may adopt rules of procedure that do not conflict with the Florida Constitution or any law or joint rule, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(3) A joint committee may not create subcommittees or workgroups unless authorized by both presiding officers.

### 4.4—Administration of Joint Committees

(1) Within the monetary limitations of the approved operating budget, the expenses of the members and the salaries and expenses of the staff of each joint committee shall be governed by joint policies adopted under Joint Rule 3.2.

(2) Subject to joint policies adopted under Joint Rule 3.2, the presiding officers shall appoint and remove the staff director and, if needed, a general counsel and any other staff necessary to assist each joint committee. All joint committee staff shall serve at the pleasure of the presiding officers. Upon the initial adoption of these joint rules in a biennium, each joint committee staff director position shall be deemed vacant until an appointment is made.

### 4.5—Special Powers and Duties of the Legislative Auditing Committee

(1) The Legislative Auditing Committee may direct the Auditor General or the Office of Program Policy Analysis and Government Accountability to conduct an audit, review, or examination of any entity or record described in s. 11.45(2) or (3), Florida Statutes.

(2) The Legislative Auditing Committee may receive requests for audits and reviews from legislators and any audit request, petition for audit, or other matter for investigation directed or referred to it pursuant to general law. The committee may make any appropriate disposition of such requests or referrals and shall, within a reasonable time, report to the requesting party the disposition of any audit request.

(3) The Legislative Auditing Committee may review the performance of the Auditor General and report thereon to the Senate and the House of Representatives.

#### 4.6—Special Powers and Duties of the Administrative Procedures Committee

The Administrative Procedures Committee shall:

(1) Maintain a continuous review of the statutory authority on which each administrative rule is based and, whenever such authority is eliminated or significantly changed by repeal, amendment, holding by a court of last resort, or other factor, advise the agency concerned of the fact.

(2) Maintain a continuous review of administrative rules and identify and request an agency to repeal any rule or any provision of any rule that reiterates or paraphrases any statute or for which the statutory authority has been repealed.

(3) Review administrative rules and advise the agencies concerned of its findings.

(4) Exercise the duties prescribed by chapter 120, Florida Statutes, concerning the adoption and promulgation of rules.

(5) Generally review agency action pursuant to the operation of chapter 120, Florida Statutes, the Administrative Procedure Act.

(6) Report to the President of the Senate and the Speaker of the House of Representatives at least annually, no later than the first week of the regular session, and recommend needed legislation or other appropriate action. Such report shall include the number of objections voted by the committee, the number of suspensions recommended by the committee, the number of administrative determinations filed on the invalidity of a proposed or existing rule, the number of petitions for judicial review filed on the invalidity of a proposed or existing rule, and the outcomes of such actions. Such report shall also include any recommendations provided to the standing committees during the preceding year under subsection (11).

(7) Consult regularly with legislative standing committees that have jurisdiction over the subject areas addressed in agency proposed rules regarding legislative authority for the proposed rules and other matters relating to legislative authority for agency action.

(8) Subject to the approval of the President of the Senate and the Speaker of the House of Representatives, have standing to seek judicial review, on behalf of the Legislature or the citizens of this state, of the validity or invalidity of any administrative rule to which the committee has voted an objection and that has not been withdrawn, modified, repealed, or amended to meet the objection. Judicial review under this subsection may not be initiated until the Governor and the head of the agency making the rule to which the committee has objected have been notified of the committee's proposed action and have been given a reasonable opportunity, not to exceed 60 days, for consultation with the committee. The committee may expend public funds from its appropriation for the purpose of seeking judicial review.

(9) Maintain a continuous review of the administrative rulemaking process, including a review of agency procedure and of complaints based on such agency procedure.

(10) Establish measurement criteria to evaluate whether agencies are complying with the delegation of legislative authority in adopting and implementing rules.

(11) Maintain a continuous review of statutes that authorize agencies to adopt rules and shall make recommendations to the appropriate standing committees of the Senate and the House of Representatives as to the advisability of considering changes to the delegated legislative authority to adopt rules in specific circumstances.

#### 4.7—Special Powers and Duties of the Committee on Public Counsel Oversight

(1) The Committee on Public Counsel Oversight shall appoint a Public Counsel.

(2) The Committee on Public Counsel Oversight may file a complaint with the Commission on Ethics alleging a violation of chapter 350, Florida Statutes, by a current or former public service commissioner, an employee of the Public Service Commission, or a member of the Public Service Commission Nominating Council.

(3) Notwithstanding Joint Rule 4.4(2), the Committee on Public Counsel Oversight shall not have any permanent staff but shall be served as needed by other legislative staff selected by the President of the Senate and the Speaker of the House of Representatives.

#### Joint Rule Five—Auditor General

##### 5.1—Rulemaking Authority

The Auditor General shall make and enforce reasonable rules and regulations necessary to facilitate audits that he or she is authorized to perform.

##### 5.2—Budget and Accounting

(1) The Auditor General shall prepare and submit annually to the President of the Senate and the Speaker of the House of Representatives for their joint approval a proposed budget for the ensuing fiscal year.

(2) Within the limitations of the approved operating budget, the salaries and expenses of the Auditor General and the staff of the Auditor General shall be paid from the appropriation for legislative expense or any other moneys appropriated by the Legislature for that purpose. The Auditor General shall approve all bills for salaries and expenses for his or her staff before the same shall be paid.

##### 5.3—Audit Report Distribution

(1) A copy of each audit report shall be submitted to the Governor, to the Chief Financial Officer, and to the officer or person in charge of the state agency or political subdivision audited. One copy shall be filed as a permanent public record in the office of the Auditor General. In the case of county reports, one copy of the report of each county office, school district, or other district audited shall be submitted to the board of county commissioners of the county in which the audit was made and shall be filed in the office of the clerk of the circuit court of that county as a public record. When an audit is made of the records of the district school board, a copy of the audit report shall also be filed with the district school board, and thereupon such report shall become a part of the public records of such board.

(2) A copy of each audit report shall be made available to each member of the Legislative Auditing Committee.

(3) The Auditor General shall transmit a copy of each audit report to the appropriate substantive and fiscal committees of the Senate and House of Representatives.

(4) Other copies may be furnished to other persons who, in the opinion of the Auditor General, are directly interested in the audit or who have a duty to perform in connection therewith.

(5) The Auditor General shall transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by audit reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues. The Auditor General may also transmit recommendations at other times of the year when the information would be timely and useful for the Legislature.

(6) A copy required to be provided under this rule may be provided in an electronic or other digital format if the Auditor General determines that the intended recipient has appropriate resources to review the copy. Copies to members, committees, and offices of the Legislature shall be provided in electronic format as may be provided in joint policies adopted under Joint Rule 3.2.

## Joint Rule Six—Joint Legislative Budget Commission

## 6.1—General Responsibilities

(1) The commission, as provided in chapter 216, Florida Statutes, shall receive and review notices of budget and personnel actions taken or proposed to be taken by the executive and judicial branches and shall approve or disapprove such actions.

(2) Through its chair, the commission shall advise the Governor and the Chief Justice of actions or proposed actions that exceed delegated authority or that are contrary to legislative policy and intent.

(3) To the extent possible, the commission shall inform members of the Legislature of budget amendments requested by the executive or judicial branches.

(4) The commission shall consult with the Chief Financial Officer and the Executive Office of the Governor on matters as required by chapter 216, Florida Statutes.

(5) The President of the Senate and the Speaker of the House of Representatives may jointly assign other responsibilities to the commission in addition to those assigned by law.

(6) The commission shall develop policies and procedures necessary to carry out its assigned responsibilities, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(7) The commission, with the approval of the President of the Senate and the Speaker of the House of Representatives, may appoint subcommittees as necessary to facilitate its work.

## 6.2—Organizational Structure

(1) The commission is not subject to Joint Rule Four. The commission shall be composed of seven members of the Senate appointed by the President of the Senate and seven members of the House of Representatives appointed by the Speaker of the House of Representatives.

(2) The commission shall be jointly staffed by the appropriations committees of both houses. The Senate shall provide the lead staff when the chair of the commission is a member of the Senate. The House of Representatives shall provide the lead staff when the chair of the commission is a member of the House of Representatives.

## 6.3—Notice of Commission Meetings

Not less than 7 days prior to a meeting of the commission, a notice of the meeting, stating the items to be considered, date, time, and place, shall be filed with the Secretary of the Senate when the chair of the commission is a member of the Senate or with the Clerk of the House when the chair of the commission is a member of the House of Representatives. The Secretary of the Senate or the Clerk of the House shall distribute notice to the Legislature and the public, consistent with the rules and policies of their respective houses.

## 6.4—Effect of Adoption; Intent

This Joint Rule Six replaces all prior joint rules governing the Joint Legislative Budget Commission and is intended to implement constitutional provisions relating to the Joint Legislative Budget Commission existing as of the date of the rule's adoption.

## Joint Rule Seven—Qualifications of Members

## 7.1—Residency

(1) A member shall be a legal resident and elector of his or her district at the time of election and shall maintain his or her legal residence within that district for the duration of his or her term of office. While a member may have multiple residences, he or she shall have only one legal residence. The legal residence of a member at a designated location is demonstrated by a totality of the circumstances. Factors to be considered include, but are not limited to:

- (a) Where one claims to reside, as reflected in statements to others or in official documents;
- (b) The abandonment of a prior legal residence, as evidenced by moving from or selling a prior legal residence;
- (c) The abandonment of rights and privileges associated with a prior legal residence;
- (d) Where one is registered as a voter;
- (e) Where one claims a legal residence for a homestead exemption;
- (f) Where one claims a legal residence for a driver license or other government privilege or benefit;
- (g) The transfer of one's bank accounts to the district where one maintains a legal residence;
- (h) Where one's spouse and minor children maintain a legal residence, work, and attend school;
- (i) Where one receives mail and other correspondence;
- (j) Where one customarily resides;
- (k) Where one conducts business affairs;
- (l) Where one rents or leases property; and
- (m) Where one plans the construction of a new legal residence.

(2) In accordance with Section 3 of Article X of the Florida Constitution, a vacancy in office occurs when a member fails to maintain a legal residence within his or her district as required at the time of election.

(3) In accordance with Section 2 of Article III of the Florida Constitution, each house of the Legislature shall be the sole judge of the qualifications of its members, including whether a member no longer satisfies his or her qualifications for office.

(4) Each member shall affirm in writing that he or she is a legal resident and elector of his or her district based on the provisions of this Joint Rule. Each member shall file the written affirmation with the Secretary of the Senate or the Clerk of the House of Representatives before the convening of Organization Session following each general election. For a member who is elected pursuant to a special election, the member must execute the written affirmation before or concurrent with taking the oath of office and provide such affirmation to the Secretary of the Senate or the Clerk of the House of Representatives. The form of the written affirmation shall be prescribed by the Secretary of the Senate and the Clerk of the House of Representatives for members of their respective house of the Legislature.

## Joint Rule Eight—Adjourning and Reconvening of Each House of the Legislature and Providing for Adjournment Sine Die

## 8.1—Adjourning and Reconvening

Pursuant to Section 3(e) of Article III of the Florida Constitution, during any legislative session, each house of the Legislature may, without consent from the other house, determine its respective dates and times for adjourning and reconvening daily sittings.

## 8.2—Adjournment Sine Die

(1) During regular sessions, both houses of the Legislature shall adjourn sine die by concurrent resolution or concurrent motions or on the 60th day at 11:59 p.m., unless extended.

(2) During special sessions, both houses shall adjourn sine die by concurrent resolution or concurrent motions or upon reaching the hour on which the special session is adjourned sine die by operation of the proclamation, unless extended.

—was introduced and read by title.

On motion by Senator Hooper, **SCR 2-Org.** was read the second time by title, adopted, and certified to the House.

President Simpson directed the Secretary to notify the House of Representatives that the Senate was convened for the purpose of organization, in lieu of appointing a committee.

## SENATE MESSAGES

November 17, 2020

The Honorable Chris Sprowls, Speaker

I am directed to inform the House of Representatives that the public health crisis prevents the Senate from sending a committee to the House. Please accept this message as confirmation that the Senate is organized and ready to proceed with the business of the session.

*Debbie Brown*, Secretary

## NOMINATIONS FOR PRESIDENT PRO TEMPORE

The President announced that nominations would be received for President Pro Tempore of the Senate for a term of two years.

The President recognized Senator Brandes who placed in nomination the name of Senator Aaron Bean of the 4th Senatorial District.

**Senator Brandes:** I am excited to nominate my friend, Aaron Bean, to be the next President Pro Tempore of the Florida Senate. Navigating the ship of state is not a journey to be undertaken alone, and we are honored to be joined by Senator Bean's family.

I am someone who believes that God gives us all a finite amount of good luck in our lives, and Aaron spent all of his up front when he met Abby. Abby has the distinction of not only being Aaron's wife, but also the sister of Rob Bradley and sister-in-law of Jen Bradley, which means for her there is literally nowhere to turn without talking politics.

One of the great joys of the Florida Senate is watching our kids grow up. Aaron and Abby have three sons, and if you want Aaron to light up, start talking about his boys Gray, Walker, and Bradley.

Aaron has three qualities that make him the ideal person for the role as Pro Tempore of the Florida Senate:

Aaron has dedicated his life to public service. Like his father before him, he started in local government, rising to Mayor of Fernadina Beach. After an eight-year tour in the Florida House, Aaron joined the Florida Senate and quickly took on some of the most challenging committee assignments. Aaron has the experience to lead the Florida Senate as an auctioneer.

Aaron has a passion for people, whether it is in public service, working with his local hospital, or leading over 500 galas and events where he has raised over 30 million dollars for charity. Aaron's passion for people is the shining example of why he is the perfect person to help navigate the ship of the state.

Finally, Aaron has a joy and humor about him. You may not know this, but Aaron owned one of the finest golf courses in Florida: the Amelia Island Putt-Putt. He still holds the record of the lowest score on the nine holes with a ten. You will find as he helps lead the chamber that he will keep bills moving and the room filled with laughter as we work through the next few months.

His joy in this process and life overall makes me confident that no matter what happens over the next two years, we will enjoy the journey.

Senators, it is my honor to nominate my friend, Senator Aaron Bean, to be the next Pro Tempore of the Florida Senate.

The President recognized Senator Stargel who seconded the nomination of Senator Bean.

**Senator Stargel:** You probably all remember the first time that you met the man, the myth, the legend that is Aaron Bean. "A-A-Ron" came into this process in 2000. You remember those recounts and all that happened. Now he's coming into his last term during the time of COVID—so, everything this man does is memorable.

I'm sure most of your minds go back to the first time you met him—his wit, his fun, flamboyant spirit that can make even the most ordinary occasion seem extraordinary. The enthusiasm and excitement that he brings to the most mundane pieces of legislation, like the time he stood up and said, "Hey, can you give me a 'U'? Can you give me a 'C'? Can you give me another 'C'? What is that ladies and gentlemen? That is the UCC!" That was a bill talking about the Uniform Commercial Code—one of the most boring pieces of legislation in the Florida Senate. Or how about the experience of having your bill before his committee and presenting and passing your bill without even having to say a word because Chairman Bean has presented it all for you. You might have thought to yourself over the years after seeing him pull this off dozens of times, "Aaron Bean has got to be the greatest cheerleader you could have"—and he is. Just ask his wife, Abby. You see, they both were cheerleaders at Jacksonville University and once you get to know them, you won't find it hard to believe that at all.

So how did I meet Aaron Bean? In 2002, my husband had been elected to the Florida House, two years after Aaron, and who do you suppose the Speaker sat my husband next to? The one and the only Aaron Bean. I remember watching them on the floor in deep discussion and I came home and asked John, "What were y'all talking about?" and he said, "We were debating who was going to debate."

Some of our favorite memories of the Bean family were going to various events with the families. When we first met, we had five school-age children and the Bean's had their three sons. Abby and I were legislative spouses who cared about the process and were frequently here in Tallahassee with our families. So, while some members would be going to dinner at nice restaurants, where you were more likely to find the Bean's and the Stargel's, we were having pizza and playing games at the family Fun Station, and quite honestly enjoying that much more than going to a great dinner at Shula's—or back in those days, the awesome Silver Slipper. Then there was the time where on our family vacation, our van broke down in Jacksonville. The Beans dropped what they were doing, had the car towed to Abby's family's car dealership, and spent the whole evening having dinner with our family. There's not many people who would do that for us.

If I had to pick one word to describe Aaron Bean, I would say it's commitment. Aaron has a deep commitment to his faith and it drives the person that he is. Aaron has a deep commitment to his wife, Abby, and to his sons, Bradley—or should I say Commissioner Bradley Bean—and Gray and Walker, as well as to their extended Bean family. I know that Aaron knows full well that he would not be where he is today if it were not for the hard work and dedication of his wife, Abby. Abby stands beside him every step of the way. Abby's truly a remarkable woman, and thank you for sharing Aaron Bean with us.

Aaron Bean is committed to his constituents. I have witnessed him writing happy letters over the years. You don't stay in this process long unless you make the commitment to reach out and to care for the community and your constituents. He takes time to honor those in his community who have done something special and I know there are thousands of those letters hanging on the walls in homes all over Fernandina Beach and the greater Jacksonville area.

Aaron was also a champion dancer at some of his local community events so you might want to look that up on YouTube. Finally, Aaron Bean is committed to those of us in this room and to this process. He would give this job 110% to make each of us better at what we do. He is one of the most down to earth people you will ever meet. This is why he is the perfect person to serve as the President Pro Tempore. You see, he will be the cheerleader to help you when you need encouragement. He will take the rostrum and keep things moving in a way that all of us, and the citizens of Florida, will enjoy watching. He will be the person who will take the most mundane days and tasks and put more life and fun into them than this process has ever seen before he came to Tallahassee and, I daresay, will ever see after he is done here. For those reasons, I am honored to second the nomination of Aaron Bean for President Pro Tempore of the Florida Senate.

**MOTION**

On motion by Senator Gruters, nominations for President Pro Tempore were closed.

**ELECTION OF PRESIDENT PRO TEMPORE**

The roll was called on the election of the President Pro Tempore, and each Senator voted in the affirmative by saying, "Aaron Bean."

The vote was:

Yeas—37

Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Hutson	Thurston
Braynon	Jones	Torres
Broxson	Mayfield	Mr. President
Burgess	Passidomo	
Cruz	Perry	

**OATH OF OFFICE ADMINISTERED**

Senator Bean was joined by his wife, Abby, at the bar of the Senate where the oath of office was administered by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice.

The President invited President Pro Tempore Bean to join him at the rostrum.

**President Simpson:** It was an easy pick for Senator "A-A-Ron" Bean. I was gonna say, "A-A-Ron," during the official count, but I didn't want to throw anybody off because y'all know how that skit goes. Aaron and I have been roommates for at least the last six or seven years—seems like maybe 20 years, right?

I want to tell one funny story because this is how me and Aaron go. So, we see each other very little, it is like ships passing in the dark. Depending on what night it is, I'll get in at 11:00 p.m., and I am leaving at 4:00, 5:00, 6:00, 7:00 in the morning, and Aaron is normally right behind me. So, we had our first year, maybe it was year two or three of service, we are there and we had a six pack of beer put in the refrigerator because if you have an apartment you might have guests over and you might have a wine or a beer at some point or some time. So, after about three or four years we looked at each other and said, "You know, nobody drinks beers." We hadn't had a guest or a beer drunk in three or four years, maybe we should just get rid of that out of the refrigerator since it expired two years ago. There was one beer in that entire timeframe that was drunk there and it was by former Senator Bradley. We should have invited him over at least five more times then we would have gotten that thing taken care of.

Aaron is a true leader amongst us. He has a bubbly personality. When we were elected and we got up here and I had never served before and Aaron would greet us, "Good morning, Senators!" Aaron has been an awesome partner in this process. He has been a good friend. His wife, Abby, has been a good friend. I am not going to tell stories that I could tell about her today. We are really very proud, Aaron, that you are going to be the next President Pro Tempore of the Florida Senate.

**ADDRESS BY PRESIDENT PRO TEMPORE  
AARON BEAN**

Thank you President Simpson and Senators for this tremendous honor. Thank you Senator Brandes and Senator Stargel for your kind words. Fellow Senators, I stand before you today humbled for the opportunity to serve you and the citizens of the great State of Florida.

In running for public office, having support is crucial when you run and serve in public office. We all know this—it's a requirement, and for me, it's my family who I have given much accolades to and who has given me that permission as well as support to run. The reason I am here before you is because of my wife, Abby. She's my advisor, speech writer, campaign manager, partner, and best friend. To Abby Bean, on the front row, thank you so much. I love you.

When we first ran for the Legislature in 1999, our three sons Bradley, Gray, and Walker were known as the "Bean sprouts." Two were in diapers and our oldest, Bradley, was five. I am grateful to each of them for their support. All the sprouts are taller than me now, and Bradley was just elected to the City Commission of Fernandina Beach.

Just a moment ago, I talked about the importance of first times. Well, there are also last times. For the Senate class of 2012, including President Simpson, Senators Gibson, Stargel, and Brandes, this is our last two years in the Florida Senate. Senator Hukill was to be with us, but the Lord called her home earlier than we expected. Sometimes, we never know when the last time will be.

I am here before you today because my parents lived that uniquely American dream of moving to Florida. My parents moved from Kentucky to Florida in 1950. My dad had already served his country. He crossed the ocean and arrived on the beaches of Normandy on day five of the D-Day invasion and spent his 19th birthday carrying a machine gun across Europe while getting a Purple Heart. But, my mom had not traveled and had never even seen the ocean. So, when my dad was offered the opportunity to teach at Fernandina Beach Junior High School, they jumped at the chance to raise their family in the Sunshine State.

When my father arrived at his shop class, he was surprised to find that there were no class materials. Instead of thinking about what might have been, he decided, "Let's make the best with what we have." So, my dad had students bring in something broken from home, and together the class worked to fix each item. From kitchen chairs, vacuum cleaners, to a grandfather clock, students got a hands-on lesson on maintenance. So many of his former students would tell me that class was one of their favorites. I believe that the greatest lesson we can learn is making things work with what we have.

Now, when I say raise a family, I mean it. I am the last of nine children. Somehow they kept us all fed and clothed on a teacher's salary. We lost my 94-year-old mom in April of this year. What I said at her service—that no one was allowed to attend—was one of the reasons she was amazing was I never knew we were poor until I got to college.

My parents were part of the Greatest Generation. The generation that saved the world from tyranny, came home to build families and businesses, and made our country the greatest in the world. In those times, instead of complaining, people just forged on, knowing that if they worked hard and made the best out of what they had, the American Dream would be a reality for them and for their families.

My fellow Senators, those days are here again. We are in the midst of a pandemic that has wrought pain and suffering on families, businesses, and our American way of life. We have literally walked through the "valley of the shadow of death." So, for me, during my last term in the Senate, my focus will be on making the best out of what we have. We have a college and university system ranked as the best in the nation. As my parents knew, we have some of the most beautiful beaches and parks in the world. We have a diverse economy other states dream about. Just as it was for my parents and grandparents, Florida remains a beautiful dream for many across our country. Can you imagine how many people save all year long just to come and spend one week in Florida? And we live here. We have been through the valley, but now we will go to the mountain and climb it, as a team.

Just as it was for many of our parents and grandparents, Florida remains that beautiful dream for many across our country. Can you imagine how many people save all year long just to come and spend one week in Florida? And we live here.

As we embark on what for some is their first time, and for some will be their last time, let's work together with what we have. Let's keep Florida the symbol of the American Dream, the best place to enjoy our freedom as we live, work, raise a family, start a business, or retire. We

are a resilient state, and the best is yet to come! I look forward to serving with you over the next two years, Senators. Let's go get 'em.

### RECOGNITION OF SERGEANT AT ARMS

The President recognized Senator Book who introduced the Senate Sergeant at Arms, Damien Kelly.

**Senator Book:** It is with great honor I now recognize our brand new Sergeant at Arms, Damien Kelly. Sergeant Kelly comes to our Florida Senate during very, very challenging times as we've talked about this morning. He is without a doubt the right man—person—for this job to bring security to this chamber and to these halls.

During his time at FDLE, Sergeant Kelly led protective operations accepting both domestic and international assignments. He became an expert in firearm certification and proficiency, surveillance, and protective operations, as well as gang investigation and interrogation. And, if you're not already terribly impressed and maybe a little bit intimidated by our new Sergeant, he played Division I soccer for Eastern Illinois where he was inducted into their Hall of Fame. And he's a three-time All-American. He'll protect us physically, but our egos may get quite bruised if we try to challenge him on the soccer field.

Not only is Sergeant Kelly highly skilled and highly experienced, but he is true salt of the earth. I got to spend time with Sergeant Kelly when he became the Director of the Office of Safe Schools during the tragedy at the Marjory Stoneman Douglas High School. I've never met a person more dedicated to keeping our children and our schools safe. He drove to every school, spoke to every administrator and every student that he could. He did more than what the job required, and he did it for the right reasons, bringing a steady calm and more commitment than I've ever seen. But doing more is a hallmark of this man that we now get to call Sergeant. Sergeant Kelly has served and protected the citizens of the State of Florida in many ways, for many years, always going above and beyond the call of duty, whether in the field of public safety or on the soccer field. He is what one would call "an overachiever," and we are very lucky to have him.

Mr. President, thank you for bringing Sergeant Kelly's leadership, precision, and commitment to the Florida Senate. He is undoubtedly the right person to protect this institution and each and every one of us during these very, very trying times.

Sergeant Kelly, it has been an honor to get to know you, and it's a pleasure to get to work with you again. Thank you for all that you've done, for all that you will do. We're not just lucky to have you, we are lucky and honored for your service.

### COMMUNICATION

By direction of the President, the Secretary read the following communication by the Minority (Democratic) Office:

Debbie Brown, Secretary  
The Florida Senate

November 16, 2020

Dear Madam Secretary:

This memo will certify that the Senate Democratic Caucus met today for the purpose of electing a Democratic Leader and Democratic Leader Pro Tempore. The Caucus has elected Senator Gary M. Farmer, Jr. as the Democratic Leader for the 2020-2022 term and Senator Bobby Powell as the Democratic Leader Pro Tempore for the 2020-2022 term.

The President recognized Senator Farmer for brief remarks.

**Senator Farmer:** Welcome Senators. There is an old Chinese proverb, ironically, that says, "May you live in interesting times." Certainly, we find ourselves in interesting times today. Even before January, we faced numerous challenges in this state, but then COVID arrived and the challenges became unprecedented. The prospect of containing a deadly disease while still operating a stable economy and providing essential services that so many Floridians need is not something that Florida has faced at this scale in our history.

In the coming weeks and months, we will be charged with the daunting task of balancing our budget while also providing access to services so many people need and, simultaneously, ensuring the health and safety of, not only all Floridians, but those who visit this tourist-based state. Only by putting aside partisan divisions and working together will we be able to strike the balance necessary to ensure that all Floridians are protected. As human beings, we are charged with caring for our communities, but as Senators, we are empowered to deliver that care. It is moments in history like this that we must come together.

Our Vice President-elect Harris recently said, "Our unity is our strength and diversity is our power." Certainly, we live in probably the most diverse state in this country, and we all bring diverse and different ideas and solutions for the problems and challenges we face. But, if we are united in the common goal of providing for the health, safety, and prosperity of all Floridians, we will find great success. Mr. President, I look forward to working with you. I look forward to working with all the Senators. I welcome all of our new Senators, welcome our returning Senators, and, together, I know we will do great things.

### ADOPTION OF RULES

On motion by Senator Passidomo, the Rules were adopted to govern the Senate for the ensuing two years.

On motion by Senator Passidomo, the Secretary was authorized to make any technical and conforming changes to the 2020-2022 Senate Rules.

## SENATE RULES

### RULE ONE

#### OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

#### PART ONE—SENATE OFFICERS

#### 1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers shall hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

See Rule 1.7(3)—Resignation of the President.

#### 1.2—The President calls the Senate to order; informal recess

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed **thirty (30) minutes**.

See Rule 6.2(1)(c)—Motion to recess.

**1.3—The President's control of Chamber, corridors, and rooms**

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

**1.4—The President's authority and signature; questions of order; travel**

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.2—Presiding officer's power of recognition.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

See Rule 11.1—Interpretation of Rules.

(3) The President is authorized to incur and approve travel and per diem expenses for sessions of the Legislature. The President shall assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

**1.5—The President's appointment of committees**

(1) The President appoints members to all standing committees, standing subcommittees, ad hoc committees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

See Rule 2.1—Standing committees; standing subcommittees; select subcommittees.

See Rule 2.19—Conference committee in deliberation; reports.

See Rule 2.20—Appointment of chair and vice chair.

See Rule 2.26—Vice chair's duties.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee. Findings or recommendations from the Rules Committee regarding an appeal may be reported to the President.

**1.6—The President's vote**

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yeas and nays, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

**1.7—The President's absence from the chair; duties of President Pro Tempore**

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

See Rule 1.1(4)—Part One—Senate Officers.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall, by proclamation, convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

**1.8—Election of the Senate Secretary**

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

**1.9—Duties of the Secretary at organization session**

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator or to the immediate past President or immediate past President Pro Tempore.

**1.10—Duties of the Secretary generally; keeps Journal**

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

**1.11—The Secretary prepares daily calendar**

- (1) The Secretary shall prepare a daily calendar that shall set forth:
- (a) The order of business;

- (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
- (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- (d) Notices of committee meetings; and
- (e) Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

See Rule 1.45—Written notice required for certain meetings.

#### **1.12—The Secretary reads papers; calls roll; records votes**

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays; objection to voting conflicts.

#### **1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures**

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

#### **1.14—The Secretary prepares forms**

The Secretary shall prepare all forms used by the Senate.

#### **1.15—The Secretary examines legal form of bills for introduction and reference**

(1) Before issuing a bill number, the Secretary shall examine measures on their tender for introduction and shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

(2) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(3) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(4) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.31.

See Rule 3.1—Form of bills.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

#### **1.16—The Secretary supervises information technology operations; indexes bills**

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

#### **1.17—The Secretary transmits bills to the House of Representatives**

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

#### **1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills**

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary. Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

### **PART TWO—SENATORS**

#### **1.20—Attendance, voting, and disclosure of conflicts**

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See Rule 2.27—Members' attendance, voting; proxy and poll votes prohibited.

See Rule 2.28—Taking the vote; post-meeting record of missed vote.

#### **1.21—Excused absence**

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

#### **1.22—Senate papers left with Secretary**

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

#### **1.23—Senators deemed present unless excused**

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.



See Rule 4.2—Quorum.

#### 1.24—Contested seat

If a Senate seat is contested, notice stating the grounds of such contest shall be delivered by the contestant to the Senate Secretary prior to the day of the organization session of the Legislature; and the contest shall be determined by **majority vote** as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

See Rule 1.7—The President's absence from the chair; duties of President Pro Tempore.

#### 1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

#### 1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

### PART THREE—SENATE EMPLOYEES

#### 1.28—Dismissal of employees; employment of a spouse or immediate relative

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

#### 1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

#### 1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

#### 1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

#### 1.32—Employee political activity

The political activity of Senate employees shall be regulated pursuant to Senate Administrative Policies and Procedures promulgated by the President.

### PART FOUR—LEGISLATIVE CONDUCT AND ETHICS

#### 1.35—Legislative conduct; the public trust

Every Senator shall conduct himself or herself in a manner that promotes respect for the law, upholds the honor, integrity, and independence of the Senate, and justifies the confidence placed in him or her by the people.

(1) By personal example and admonition to his or her colleagues, every Senator shall avoid unethical or illegal conduct.

(2) Every Senator shall maintain his or her offices and the Senate generally as safe professional environments that are free from unlawful employment discrimination, including but not limited to harassment or retaliation.

#### 1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

#### 1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, or any political committee must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. A Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

#### 1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

#### 1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

#### 1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;
2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

- (b) For the purpose of this Rule, the term:
  1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
  2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

#### 1.40—Ethics and conduct training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least four (4) hours in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President. Prior to the opening day of every regular session, all Senators shall complete a course of at least one (1) hour in length which addresses workplace harassment, sexual harassment, sensitivity, and the proper handling of such issues in the workplace. Senators filling a vacant seat at a special election after opening day shall complete the course within fourteen (14) days of election.

#### 1.41—Senate employees and conflicts

Senate employees shall conduct themselves consistent with the intent of these Rules regulating legislative conduct and ethics.

#### 1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel ~~and shall emanate therefrom~~. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

#### 1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

See Rule 1.48(8)(b)—Legislative records.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

1. The special master or select committee shall give reasonable notice to the Senator who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the Senator an opportunity to be heard. A report and recommendation shall then be prepared.
2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair.
4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation.
5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

- (c) The Rules Chair, or the President when the complaint is against the Rules Chair, shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.
- (d) Nothing in this Rule prohibits a Rules Chair, or the President when the complaint is against the Rules Chair, from allowing a Senator to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.
- (e) Nothing in this Rule prohibits the Rules Chair, a select committee appointed pursuant to this Rule, or the President when the complaint is against the Rules Chair, from recommending a consent decree if agreed to by the Senator. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be admonished, censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a **two-thirds (2/3) vote** of the Senate.

(3) ~~Because since~~ they may be asked to sit in judgment on an alleged violation of a Senate Rule, Senators should refrain from speaking publicly ~~publically~~ about the merits or substance of any such complaint.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

## PART FIVE—PUBLIC MEETINGS AND RECORDS

### 1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President:
  1. After consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, ad hoc committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism, or
  2. For protection of a witness as required by law.
- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to comply with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, “legislative business” is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee.

### 1.45—Written notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings of a **majority** of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President’s designee of a **majority** of the chairs of the Senate’s standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor Capitol rotunda. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is rea-

sonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

### 1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

(3) In the event of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

See Rule 2.13—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

### 1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

### 1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person’s designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, ad hoc committee, and select committee public records, not exempted from public disclosure, shall be retained electronically ~~by each staff director~~ until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents’ records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory

assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.  
*See Rule 1.43—Violations; investigations, penalties.*
- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.
- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless

the member requesting the opinion authorizes in writing the release of such information.

- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty-day (30) period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

#### 1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

*See Rule 1.43—Violations; investigations, penalties.*

### RULE TWO

#### COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

#### PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

##### 2.1—Standing committees; standing subcommittees; select subcommittees

(1) ~~The following standing committees with standing subcommittees are created:~~

- (a) Agriculture
- (b) Appropriations
  1. ~~Appropriations Subcommittee on Agriculture, Environment, and General Government~~
  2. ~~Appropriations Subcommittee on Criminal and Civil Justice~~
  3. ~~Appropriations Subcommittee on Education~~
  4. ~~Appropriations Subcommittee on Health and Human Services~~
  5. ~~Appropriations Subcommittee on Transportation, Tourism, and Economic Development~~
- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Community Affairs
- (g) Criminal Justice
- (h) Education
- (i) Environment and Natural Resources
- (j) Ethics and Elections

- (k) ~~Finance and Tax~~
- (l) ~~Governmental Oversight and Accountability~~
- (m) ~~Health Policy~~
- (n) ~~Infrastructure and Security~~
- (o) ~~Innovation, Industry, and Technology~~
- (p) ~~Judiciary~~
- (q) ~~Military and Veterans Affairs and Space~~
- (r) ~~Reapportionment~~
- (s) ~~Rules~~

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions. The President is authorized to create and designate permanent standing committees and standing subcommittees prior to the ~~2021~~ 2019 Regular Session. The President shall inform the Minority Leader of the creation and designation of said committees. The Secretary of the Senate is directed to include the names of such committees in the published Senate Rules.

See Rule 1.5—The President’s appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by **majority vote** of those committee members present.

## 2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees’ jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee’s duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee, standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

## 2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

## 2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair’s absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

See Rule 2.9—Committee meetings; committee meetings after fiftieth (50th) day.

## 2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee without proper notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

## 2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by ~~2:30~~ 4:30 p.m. on the day preceding its intended publication. ~~If such day is a Friday, delivery shall be by 2:30 p.m.~~

## 2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

## 2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President. Notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. However, the President may authorize a committee or subcommittee to continue the meeting on the same day at a time and place determined by the President. The President may further authorize the meeting to go beyond 6:00 p.m. notwithstanding subsection (1).

(3) No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the **majority** of the Senate present.

## 2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills

(1) The introducer of a bill shall attend the meeting of the committee or subcommittee before which such bill is noticed as provided in these Rules. The introducer or the first- or second-named co-introducer may present a bill; however, with prior written request of the introducer to the chair, a member of the committee or subcommittee may present a bill.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of the committee introducing the bill.

## 2.12—Order of consideration of bills; exception

Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may ~~take up, in the chair's sole discretion, consider~~ a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

## 2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

## 2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a **two-thirds (2/3) vote** of those Senators present at a sitting or except as provided in Rule 2.7, Rule 4.7(2), or Rule 4.8(4).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall, without motion, be reported as a committee substitute unless the committee by **majority vote** decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

## 2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee, which shall promptly certify a copy of the report to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or

- (d) Unfavorably.
- (2) Such reports shall also reflect:
- The date, time, and place of the meeting at which the action was taken, and
  - The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee considers the standing subcommittee's report unless, on motion by any member adopted by a **two-thirds (2/3) vote** of those standing committee members present, the same report shall be rejected.

(6) When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(7) When a bill with a favorable report by a standing subcommittee is considered by the standing committee, debate and further amendment by members of the standing committee shall be allowed prior to a vote on final passage.

### 2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a **majority** of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

### 2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups; therefore, the rules governing each respective house apply. Meetings between a **majority** of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);
- Meetings between a **majority** of the members of any subcommittee of the conference committee;
- Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- Meetings of a **majority** of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

## PART TWO—COMMITTEES—OFFICERS

### 2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

**2.21—Call to order**

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

**2.22—Chair's control**

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

**2.23—Chair's authority; appeals**

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. If not in session, the President may make a ruling by letter. Rulings shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question; however, rulings by letter are subject to appeal at the first or second sitting of the next regular session.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal of a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal of a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a **majority** of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

**2.24—Chair, vice chair; vote**

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

**2.25—Temporary alternate to chair**

The chair may name any member of the committee to perform the duties of the chair. This delegation shall not extend beyond adjournment of such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

**2.26—Vice chair's duties**

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

**PART THREE—COMMITTEES—MEMBERS****2.27—Members' attendance, voting; proxy and poll votes prohibited**

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period. This excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A **majority** of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

**PART FOUR—COMMITTEES—VOTING****2.28—Taking the vote; post-meeting record of missed vote**

(1) The chair shall declare the result of all votes and shall cause same to be entered on the records of the committee, but if any member questions the declared result of a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.  
See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the result of a vote has been announced, a member with unanimous consent of those committee members present may record a vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be permitted unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

**2.29—Pair voting prohibited**

No pair voting shall be permitted in a committee.

**2.30—Casting vote for another**

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

**2.31—Explanation of vote; deferring a vote prohibited**

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

**PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE****2.32—Motions; how made, withdrawn**

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.



(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced.

(4) The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

### 2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To adjourn
- (b) To take a recess
- (c) To reconsider instant passage of a main question  
*See Rule 2.35—Reconsideration generally.*
- (d) To reconsider  
*See Rule 2.35—Reconsideration generally.*
- (e) To limit debate or vote at a time certain  
*See Rule 2.50—Limitation on debate; vote at a time certain.*
- (f) To temporarily postpone  
*See Rule 6.11—Temporarily postpone.*
- (g) To amend  
*See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity.*

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

### 2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

*See Rule 6.3—Division of question.*

### 2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member may move for reconsideration, but such motion shall be out of order after the committee has moved on to other business.

*See Rule 2.38—Reconsideration; collateral matters.*

(3) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to adjourn. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting. During such succeeding meeting, the mover of the original motion to reconsider may withdraw that motion by a **two-thirds (2/3) vote** of the members present. Unless taken up during such meeting, the motion to reconsider shall be considered abandoned.

(4) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

*See FLA. CONST. art. III, s. 4(c) Quorum and procedure.*

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to adjourn.

(6) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and taken up during the meeting at which the original vote was taken.

(7) A motion to reconsider instant may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

- (a) If the motion to reconsider instant is agreed to by a **two-thirds (2/3) vote** of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.
- (b) If a motion to reconsider instant is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (3) of this Rule, shall be a special and continuing item on the committee agenda for the next meeting.

### 2.36—Reconsideration; vote required

The affirmative votes of a **majority** of the committee members present shall be required to adopt a motion to reconsider.

### 2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than **five (5) minutes**.

### 2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

## PART SIX—COMMITTEES—AMENDMENTS

### 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form as prescribed by the Secretary and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this Rule, office hours are the weekdays of Monday through Friday, 8:00 a.m.—5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
- (d) After day fifty (50) of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.

- (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this Rule, including any filed during a committee meeting in which it is to be offered, requires a **two-thirds (2/3) vote** of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.

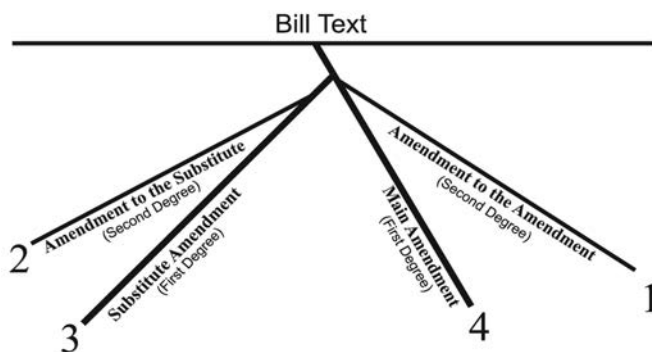
(2) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer, or a member of the committee presenting the bill with permission of the chair, may move and explain an amendment sponsored by the introducer.

(3) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

(4) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

#### 2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
  - (b) Amendments to the substitute are next voted on.
  - (c) The substitute then is voted on.
- (2) If a substitute amendment is adopted, it supersedes the main amendment and shall be treated as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
  - (b) A substitute amendment for an amendment to the substitute.
  - (c) An amendment to an amendment to the amendment.
  - (d) An amendment to an amendment to the substitute amendment.

See Rule 7.3—Sequence of amendments to amendments.

#### 2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

#### 2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

#### 2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill except that it may not be reported as a committee substitute.

#### 2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

### PART SEVEN—COMMITTEES—DECORUM AND DEBATE

#### 2.45—Decorum and debate; proper forms of address

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to “Mr. or Madam Chair” and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

#### 2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

#### 2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

#### 2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires recognition. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have **five (5) minutes** in order to close debate.

#### 2.49—Time allowed for debate

No Senator shall speak longer than **ten (10) minutes** without yielding the floor, except by consent of a **majority** of those committee members present.

**2.50—Limitation on debate; vote at a time certain**

When a matter is under debate by the committee, a member may move to limit debate or vote at a time certain, and the motion shall be decided without debate. If time permits, the introducer of the pending matter on which debate would be limited shall have **five (5) minutes** to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a **two-thirds (2/3) vote** of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a **majority vote** of the committee members present.

See Rule 8.6—Limitation on debate.

**2.51—Priority of business; debate thereon**

All questions relating to the priority of business shall be acted on and shall be decided without debate.

**RULE THREE****BILLS, RESOLUTIONS, AND MEMORIALS****3.1—Form of bills**

(1) All bills shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

See Rule 2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills.  
See Rule 11.6—General; definitions.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: “Substantial rewording of section. See s. [number], F.S., for present text.” When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

**3.2—Bills for introduction**

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction **and reference**.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

**3.3—Form of local bills**

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words “Proof of Publication Attached” clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

**3.4—Form of joint resolutions**

Joint resolutions shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:” Each joint resolution shall be prefaced by the words: “A joint resolution.”

See FLA. CONST. art. III, s. 6 Laws.

**3.5—Form of memorials**

Memorials shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:”

**3.6—Form of resolutions; Senate and concurrent**

(1) Senate resolutions and all concurrent resolutions shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida:” Concurrent resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:”

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished to any person after the resolution’s adoption.

**3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions**

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor’s veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

See Rule 1.15—The Secretary examines legal form of bills for introduction and reference.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

### 3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall show the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

### 3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

### 3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

### 3.11—Companion measures; defined; substitution of House bills for Senate bills

(1) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted.

(2) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure.

- (a) Before a vote is taken on a substitution motion, the mover shall explain the differences between the Senate bill and the House bill.
- (b) A substitution motion may be adopted by a **majority vote** of those Senators present if the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and read such House measure.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless any Senator requests a vote on such withdrawal action. A withdrawal action shall require a **two-thirds (2/3) vote** of those Senators present for adoption.

(4) At the moment the Senate passes a House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

### 3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original.

(2) A bill may be co-introduced by any Senator whose name is affixed to the original.

(3) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

### 3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

## RULE FOUR

### ORDER OF BUSINESS AND CALENDAR

#### 4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m. However, a sitting may be extended beyond these hours or the scheduled or previously agreed to time of adjournment by a **majority vote**.

See Rule 1.2—The President calls the Senate to order; informal recess.

#### 4.2—Quorum

A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

#### 4.3—Daily Order of Business

- (1) The Daily Order of Business shall be as follows:
  - (a) Roll Call
  - (b) Prayer
  - (c) Pledge of Allegiance to the Flag of the United States of America
  - (d) Reports of Committees
  - (e) Motions Relating to Committee Reference
  - (f) Messages from the Governor and Other Executive Communications
  - (g) Messages from the House of Representatives
  - (h) Matters on Reconsideration
  - (i) Consideration of Bills on Third (3rd) Reading
  - (j) Special Order Calendars
  - (k) Consideration of Bills on Second (2nd) Reading
  - (l) Correction and Approval of Journal
  - (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

#### 4.31—Unanimous consent required

Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

See Rule 1.15(4)4.6(6)—~~The Secretary examines legal form of bills for introduction and reference. Reference generally; reference of local bills.~~

#### 4.5—Conference committee report

(1) The report of a conference committee shall be read to the Senate after which the vote shall be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

#### 4.6—Reference generally; ~~reference of local bills~~

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(3) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

~~See Rule 1.15—The Secretary examines legal form of bills for introduction and reference.(4) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.~~

~~(5) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.~~

~~(6) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.31.~~

#### 4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a **two-thirds (2/3) vote** of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment that substantially amends the bill, the President may change or correct the reference of the reported bill within seven (7) days after the filing of the report. Notice of a reference change shall be given to the Secretary and the introducer of the bill.

#### 4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

#### 4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) A claim bill filed by a current serving Senator must be filed by August 1 to be considered by the Senate during the next regular session. A claim bill filed by a newly elected Senator must be filed within thirty (30) days after election or before the first scheduled interim committee meeting, whichever is later. ~~The deadline for newly elected Senators to file claim bills for the 2019 Regular Session shall be thirty (30) days from adoption of these Rules. Thereafter, claim bills must be filed as provided above.~~ A claim bill that is filed after the deadline may not be considered by the Senate without approval of the Rules Committee. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill that does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill that does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) If the President determines that a hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct a *de novo* hearing pursuant to reasonable notice.

In order to carry out the special master's duties, a special master may request the President to issue subpoenas, subpoenas duces tecum, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence which the special master deems relevant to the evaluation of a claim. The President may issue said process at the request of the special master.

The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. The Secretary shall deliver each claim bill and the special master's report and recommendations, if any, to the committees of reference when the bill is placed on an agenda.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

See Rule 3.12—Introducers of bills; co-introducers; introducers no longer Senators.

#### 4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

#### 4.10—Reference of a bill to different committee or removal from committee

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

#### 4.11—Papers of miscellaneous nature; spreading remarks on the Journal

(1) Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a **majority vote** of those Senators present.

(2) A **two-thirds (2/3) vote** shall be required to spread remarks upon the Journal.

#### 4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall be read on three (3) separate days before a vote on final passage unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

See FLA. CONST. art. XI, s. 1 Proposal by legislature.

#### 4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall be read by title on two (2) separate days before a voice vote on adoption, unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present.

(2) Concurrent resolutions pertaining to a joint legislative session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the

Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

#### 4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

#### 4.15—Referral or postponement on third (3rd) reading

After its third (3rd) reading, a bill or joint resolution shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a **two-thirds (2/3) vote** of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a **majority** of those Senators present.

See Rule 6.2—Motions; precedence.

#### 4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than **fifteen (15) minutes** notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed **one (1) minute** to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

See Rule 4.3(2)—Daily Order of Business.

#### 4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar.
- (b) A bill appearing on a Special Order Calendar may be stricken by a **two-thirds (2/3) vote** of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a **two-thirds (2/3) vote** of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A **two-thirds (2/3) vote** of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) With the approval of the President, the Rules Chair may submit a Consent Calendar to be presented in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

#### 4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any Senator from the delegation for the local area affected by a bill on the Local Bill Calendar may object to consideration of the bill and the bill shall be removed from such calendar.

#### 4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

#### 4.20—Enrolling

The Secretary shall be responsible for the enrolling of Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

#### 4.21—Veto messages

Veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

### RULE FIVE

#### VOTING

#### 5.1—Taking the yeas and nays; objection to voting conflicts

(1) The President shall declare all votes, but, if five (5) Senators immediately question the declared result of a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: "The Secretary will unlock the board and Senators prepare to vote." When sufficient time has elapsed for each Senator to vote, the President shall say: "Have all Senators voted?" And, after a short pause, shall state: "The Secretary will now lock the board and record the vote." When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter the result in the Journal. When the Senate is equally divided, the question shall be lost.

(2) A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

### 5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary's desk throughout the day's sitting.

(3) An original roll call shall not be altered, but, if no objection is raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

### 5.3—Casting vote for another; quorum

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator. No Senator shall cast a vote for another Senator during a quorum call.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

### 5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit a brief explanation in writing to the Secretary, who shall enter it in the Journal.

See Rule 2.31—Explanation of vote; deferring a vote prohibited.

### 5.6—Election by ballot

In all cases of ballot, a **majority** of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

## RULE SIX

### MOTIONS AND PRECEDENCE

#### 6.1—Motions; how made, withdrawn

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

#### 6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question  
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
  1. At a time certain
  2. Instanter  
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess  
See Rule 1.2—The President calls the Senate to order; informal recess.
- (d) Questions of privilege  
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider  
See Rule 6.4—Reconsideration generally.
- (g) To limit debate  
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone  
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee  
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (k) To commit to a select committee  
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (l) To amend  
See Rule 7—Amendments.
- (m) To postpone indefinitely  
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(3) Motions for the previous question and to lay on the table shall not be entertained.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

#### 6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

#### 6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a **majority** of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a **majority** of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.



(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be considered when made.

#### 6.5—Reconsideration; vote required

The affirmative votes of a **majority** of those Senators present shall be required to adopt a motion to reconsider.

#### 6.6—Reconsideration; debate; time limits

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than **five (5) minutes**.

#### 6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

#### 6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extension thereof, or during a special session, bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 1.17—The Secretary transmits bills to the House of Representatives.

See Rule 6.4—Reconsideration generally.

#### 6.9—Motion to indefinitely postpone

A motion to indefinitely postpone is debatable and, if approved, shall dispose of a measure for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

#### 6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

#### 6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought

back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

### RULE SEVEN

#### AMENDMENTS

#### 7.1—General form; germanity requirement; notice; manner of consideration; filing deadlines

(1) No main amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 2:00 p.m. the day before it is to be offered at a sitting.

(2) Substitutes for main amendments shall be filed by 4:00 p.m. and amendments to main amendments and amendments to substitute amendments by 5:00 p.m.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(4) Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public.

(5) Consideration of all amendments not timely filed in accordance with this Rule requires a **two-thirds (2/3) vote** of those Senators present, if any Senator requests that such vote be taken.

(6) Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments.

(7) An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(8) The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measures described in paragraphs (a), (b), (c), or (d).

(9) Reviser's bills may be amended only by making deletions.

#### 7.2—Adoption

(1) On second (2nd) reading, amendments may be adopted by a **majority vote** of those Senators present.

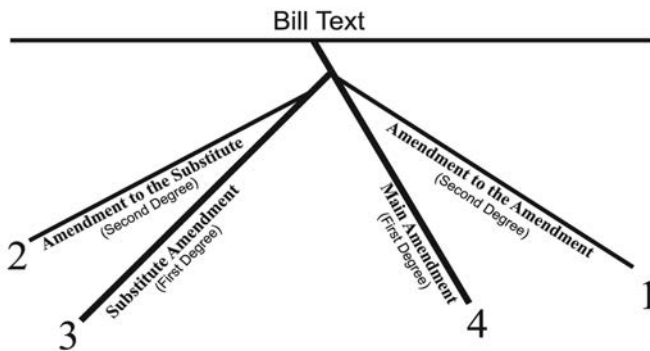
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to a substitute amendment, shall be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) On third (3rd) reading, amendments to the title or corrective amendments may be decided, without debate, by a **majority vote** of those Senators present.

See Rule 4.15—Referral or postponement on third (3rd) reading.

### 7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment may be pending.
  - (b) Amendments to the substitute are next voted on.
  - (c) The substitute then is voted on.
- (2) If a substitute amendment is adopted in place of an original main amendment, it shall be treated as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
  - (b) A substitute amendment for an amendment to the substitute.
  - (c) An amendment to an amendment to the amendment.
  - (d) An amendment to an amendment to the substitute amendment.

### 7.4—Deleting everything after enacting clause

An amendment deleting everything after the enacting clause of a bill, or the resolving clause of a resolution, and inserting new language of the same or related subject as stated in the original title shall be deemed proper and germane.

### 7.5—Amendment by section

Adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

### 7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

### 7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, this action shall be noted by the Secretary on the jacket before it is transmitted to the House.

### 7.8—House amendments to Senate bills

(1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:

- (a) Amend the House amendment,
- (b) Concur in the House amendment,
- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

### 7.9—House refusal to concur in Senate amendment

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

## RULE EIGHT

### DECORUM AND DEBATE

#### 8.1—Decorum and debate

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to “Mr. or Madam President” and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of “Senator” or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

#### 8.2—Presiding officer’s power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

#### 8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

#### 8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may ask the person rising to state why he or she desires the floor. If the question the Senator desires to raise is of higher precedence than the pending question, the Senator

originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have **five (5) minutes** in order to close debate.

### 8.5—Limit on speaking

No Senator shall speak longer than **thirty (30) minutes** without yielding the floor, except by consent of a **majority** of those Senators present.

### 8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have **five (5) minutes** to discuss said motion. If, by a **two-thirds (2/3) vote** of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a **majority vote**.

### 8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

### 8.9—Appeals

The ruling of a presiding officer may be appealed. The appeal of a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

### 8.10—Appeals debatable

An appeal of a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

### 8.11—Questions of privilege

- (1) Questions of privilege have two (2) forms:
  - (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
  - (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.
- (2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting the Senate takes precedence over a question of privilege affecting an individual Senator.

## RULE NINE

### LOBBYING

#### 9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

#### 9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor and dignity of the Chamber in all of his or her dealings with the Senate of the legislative process by the integrity of his or her relationship with legislators.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

(4) A lobbyist may not make any expenditure prohibited by section 11.045(4)(a), *Florida Statutes*, or by law.

#### 9.3—Lobbyists’ requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

#### 9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator’s own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

#### 9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

#### 9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

#### 9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist.

- (a) Upon a determination by the Rules Chair that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

1. The special master or select committee shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the lobbyist an opportunity to be heard. A report and recommendation shall then be prepared.

2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair.
4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation.
5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

(2) The Rules Chair shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.

(3) Nothing in this Rule prohibits a Rules Chair from allowing a lobbyist to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.

(4) Nothing in this Rule prohibits the Rules Chair or a select committee appointed pursuant to this Rule from recommending a consent decree if agreed to by the lobbyist. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(5) Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of Rule Nine shall be admonished, censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a **majority vote** of the Senate.

#### 9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

#### 9.8—Lobbyist expenditures and compensation

See Senate Rules Appendix A for lobbyist expenditures and compensation requirements. The appendix is hereby incorporated by reference as a Rule.

### RULE TEN

#### CHAMBER OF THE SENATE

#### 10.1—Persons entitled to admission

(1) No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President.

(2) A special section of the gallery shall be reserved for members of the families of Senators.

#### 10.2—Exception to Chamber admission Rule

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity involving a measure pending before the Legislature during the legislative session.

#### 10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

#### 10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

#### 10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

### RULE ELEVEN

#### CONSTRUCTION AND WAIVER OF RULES

#### 11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

#### 11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a **two-thirds (2/3) vote** of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

#### 11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon thereafter as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a **two-thirds (2/3) vote**, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a **two-thirds (2/3) vote** of those Senators present.

#### 11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to “members present” or “Senators present,” shall be by **majority vote** of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

#### 11.5—Uniform construction

When in the Senate Rules reference is made to a “two-thirds (2/3) vote,” it shall be construed to mean two-thirds (2/3) of those Senators present and voting except that two-thirds (2/3) of the entire membership of the Senate shall be required when so indicated.

#### 11.6—General; definitions

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning:

- (1) The singular always includes the plural.
- (2) Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial.
- (3) In addition to the definition in subsection (2), “matter” also means an amendment, an appointment, or a suspension.
- (4) “Introducer” shall mean the first-named Senator on a bill. In the case of a bill originally introduced by a committee, the committee shall be the introducer.

### 11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

## RULE TWELVE

### EXECUTIVE SESSIONS, APPOINTMENTS, SUSPENSIONS, AND REMOVALS

#### PART ONE—EXECUTIVE SESSIONS

##### 12.1—Executive session; authority

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

##### 12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

##### 12.3—Executive session; vote required

When the Senate agrees, by a **majority** of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

##### 12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

##### 12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

##### 12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

#### PART TWO—APPOINTMENTS, SUSPENSIONS, AND REMOVALS

##### 12.7—Procedure; generally

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee,

other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

##### 12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority’s predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

##### 12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within ninety (90) days ~~three (3) months~~ after the Secretary of the Senate receives the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed to ~~at~~ the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within ninety (90) days ~~three (3) months~~ after the conclusion of any pending proceedings. Notwithstanding an abeyance, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained. Nothing in this Rule shall be interpreted as preventing the Senate from proceeding if the Senate President determines due process so requires.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing

conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

#### **12.10—Adjudication of guilt not required to remove suspended officer**

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

#### **12.11—Special master; appointment**

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

#### **12.12—Special master; floor privilege**

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

#### **12.13—Issuance of subpoenas and process**

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

#### **12.14—Rule takes precedence**

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

#### **12.15—Standard of evidence**

A preponderance of the evidence standard shall be used by each Senator when determining whether the suspended official warrants removal based on the grounds alleged by the Governor.

#### **12.16—Senators speaking publicly**

Because they may be asked to sit in judgment of an executive suspension order, Senators should refrain from speaking publicly about the merits or substance of any suspension order prior to the vote.

### **RULE THIRTEEN**

#### **SPECIAL SESSION**

#### **13.1—Applicability of Senate Rules**

All Senate Rules shall apply and govern during special sessions except to the extent expressly modified or specified herein.

#### **13.2—Sittings of the Senate**

(1) The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

(2) A calendar may be published before a special session convenes.

#### **13.3—Committee meetings; schedule, notice, amendment deadline**

(1) Committee meetings shall be scheduled by the President.

- (a) Meetings of committees may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.
- (b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary at least two (2) hours before the scheduled meeting time.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill or proposed committee bill to be considered, and the amendment deadline for the meeting as provided herein. All other provisions for publication of notice of committee meetings are suspended.

(3) Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than **thirty (30) minutes** thereafter.

#### **13.4—Delivery for introduction**

Bills for introduction may be delivered to the Secretary at any time.

#### **13.5—Committee reports**

(1) Standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the day after the meeting that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

(2) Bills referred to a standing subcommittee shall be reported to the standing committee.

#### **13.6—Conference committee reports**

(1) The report of a conference committee shall be read to the Senate. Upon completion of the reading and subsequent debate, the vote shall first be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership two (2) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(5) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(6) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(7) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

### 13.7—Reconsideration

A motion to reconsider shall be considered when made.

### 13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall meet and submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, or as provided in the Special Order Calendar, whichever occurs later.

(3) Notice of the date, time, and place for the establishment of the Special Order Calendar shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

## RULE FOURTEEN

### SEAL AND INSIGNIA

#### 14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof the current Florida state flag and the current United States flag above a disc containing the words: “In God We Trust” arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: “Seal.” At the bottom shall be the date: “1838.” The perimeter of the seal shall contain the words: “Senate” and “State of Florida.”

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain the current Florida state flag and the current United States flag above the Great Seal of Florida. At the base of the coat of arms shall be the words: “The Florida Senate.”

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

### Senate Rules Appendix A

This document may be consulted by persons seeking to comply with the lobbyist expenditure ban set forth in section 11.045(4)(a), *Florida Statutes*, in the legislative context by refining the law and providing Lobbying Guidelines and answers to 25 Frequently Asked Questions.

Part One of the Guidelines refines and applies the prohibition, with ten clearly stated exceptions, so that Senators and Senate employees cannot directly or indirectly take any “expenditure” from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that “lobbying firms” must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state’s compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This document sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the law and Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

### Part One - Expenditures

#### (1) General Guidelines

##### a) The Expenditure Prohibition

The law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida’s gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

**Example:** A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

**Example:** A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

**Example:** A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legis-

lature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

“*Expenditure*” is defined, essentially, as anything of value made by a lobbyist or principal for the purpose of lobbying.

“*Lobbying*,” in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication (“active lobbying”); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature (“goodwill”).

“*Goodwill expenditure*” is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A “*lobbyist*” is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

“*Personal benefit*” means a profit or gain pertaining to, directed toward, or affecting a person.

A “*principal*” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association.*

c) Honorarium-related Expenses

It is not permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person other than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

**TEST FOR DETERMINING LEGALITY  
OF AN INDIRECT EXPENDITURE**

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist’s or principal’s intent to make or convey the item or service, or a personal benefit attributable to the item

or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist’s or principal’s item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

**Example 1:** A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm’s expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm’s invitation was extended to Legislator C’s spouse by virtue of his employment with the firm.

**Example 2:** Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

**Example 3:** Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N’s spouse and offers to pay for the spouse’s travel expenses. The lobbyist and Legislator N’s spouse know each other only through the lobbyist’s involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N.

e) Equal or Greater Compensation



An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, grandparent, grandchild, great grandparent, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of "relative" is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

**Example:** A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure

made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient's employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida's citizen Legislature.

**Example:** A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the law do not reach expenditures made by a lobbyist or principal for items such as "media advertising," "publications," "communications," and "research."

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of "active lobbying" (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to "instruct their representatives."

5. Office and Personal Expenses of Lobbyists and Principals

"Office expenses" and personal expenses of the lobbyist or principal for "travel," "lodging," and "food and beverages" as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include

food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

#### 7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

**Example:** Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

#### 8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

#### 9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host's monthly or annual membership in an exclusive supper club.

#### 10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee's public, civic, charitable, or professional service.

#### h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

### (2) Frequently Asked Questions

#### LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

**ANSWER:** A county legislative delegation may host an annual event in Tallahassee provided that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

**ANSWER:** It depends. Yes, provided the organization hosting the event is not a principal and none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can "legislative days" that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

**ANSWER:** "Legislative days" and other legislative events funded by lobbyist or principal dollars may continue provided no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

**ANSWER:** The charity may host a reception or event for legislators and legislative employees provided that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

**ANSWER:** Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a "fundraiser?" Could legislators then accept free food and beverages at the event?*

**ANSWER:** Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a "fundraiser" is

merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida's campaign finance law (chapter 106, *Florida Statutes*).

#### HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator's or legislative employee's expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

**ANSWER:** No.

#### GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

**ANSWER:** Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child's parent to a legislator as a gift?*

**ANSWER:** It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or indirectly. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

**ANSWER:** Yes. See Paragraph (1)g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

**ANSWER:** Yes. See Paragraph (1)g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the law for "floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session"?*

**ANSWER:** Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

#### FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist's home, whether or not active lobbying occurs?*

**ANSWER:** Yes, provided the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator's and lobbyist's friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

**ANSWER:** Yes, provided the dinner is "Dutch treat."

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner "Dutch treat" at the Governor's Club?*

**ANSWER:** Yes, provided the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist's business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

**ANSWER:** No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or indirectly. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

**ANSWER:** Yes. A legislator or legislative employee is liable for knowingly accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. "Knowingly" has many statutory definitions, including that a person: (1) has actual knowledge of the information; (2) acts in deliberate ignorance of the truth or falsity of the information; or, (3) acts in reckless disregard of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make reasonable inquiry as to the source of the proposed expenditure to determine whether it is prohibited. Reasonableness will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, at a minimum, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn't know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, at a minimum, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don't know visiting from Colorado and who subsequently offers to pay for the legislator's and spouse's dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

#### CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

**ANSWER:** Yes, provided the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

**ANSWER:** No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative em-*

ployee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?

**ANSWER:** Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a nonprofit group raise funds from lobbyists for its charitable causes?*

**ANSWER:** It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a nonprofit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

**ANSWER:** Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

#### OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

**ANSWER:** Yes, *provided* the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?*

**ANSWER:** Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?*

**ANSWER:** When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

#### Part Two - Compensation

##### (1) General Guidelines

The law requires the reporting of *compensation* received by *lobbying firms* for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories;

however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A "lobbying firm" is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as "media fees," "consulting services," "professional services," "governmental services," and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for *lobbying* activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

##### (2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

**ANSWER:** No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a "lobbying firm" as defined in section 11.045(1)(f), *Florida Statutes*. Only "lobbying firms" must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

**ANSWER:** No. The provision in question merely clarifies that reportable "compensation" under the law must be provided to a "lobbying firm," and not contracted or subcontracted through some "straw man" to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of "compensation" in section 11.045(1)(b), *Florida Statutes*, as "anything of value provided or owed to a *lobbying firm*."

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives is organized and ready to conduct business.

Jeff Takacs, Clerk

**RETURNING MESSAGES — FINAL ACTION**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 2-Org.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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**COMMUNICATION**

Governor Ron DeSantis  
The Florida Capitol  
400 S. Monroe St.  
Tallahassee, FL 32399-0001

May 29, 2020

Dear Governor DeSantis,

As provided in Chapter 99.012, please accept this letter as formal notice of my irrevocable resignation from the Office of State Senator, District 20 effective November 3, 2020. It is my understanding that by following the provisions of Florida’s Resign to Run Law my replacement can be elected on a timeline consistent with the 2020 election cycle and avoid the unnecessary expense of an off cycle election.

I am grateful for the opportunity to have served the people of District 20 and the State of Florida.

Sincerely,  
*Tom Lee*  
Senator, District 20

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**VACANCY IN OFFICE**

By Executive Order Number 20-136, a special election for Senate District 20 was set for November 3, 2020, by Governor Ron DeSantis.

**ENROLLING REPORTS**

SCR 2-Org. has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on November 17, 2020.

*Debbie Brown, Secretary*

**ADJOURNMENT**

On motion by Senator Passidomo, the Senate in Organization Session adjourned sine die at 11:28 a.m.

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## CERTIFICATE

**THIS IS TO CERTIFY** that the foregoing pages, numbered 1 through 47, inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida in Organization Session, convened at 10:00 a.m. on the 17th day of November, 2020, and adjourned at 11:28 a.m. on the 17th day of November, 2020.



*Debbie Brown*  
Secretary of the Senate

Tallahassee, Florida  
November 24, 2020

**ORGANIZATION SESSION**

November 17, 2020

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**Journal**  
**of the**  
**S E N A T E**  
**State of Florida**



**FIFTY-THIRD REGULAR SESSION**

**UNDER THE CONSTITUTION AS REVISED IN 1968**

**MARCH 2 THROUGH APRIL 30, 2021**



# MEMBERS OF THE SENATE

(24 Republicans, 16 Democrats)

## REGULAR SESSION

March 2 through April 30, 2021

- District 1: Doug Broxson (R), Pensacola\*\***  
Escambia, Santa Rosa, and part of Okaloosa
- District 2: George B. Gainer (R), Panama City\***  
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Loranne Ausley (D), Tallahassee\*\***  
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla
- District 4: Aaron Bean (R), Fernandina Beach\***  
Nassau and part of Duval
- District 5: Jennifer Bradley (R), Fleming Island\*\***  
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion
- District 6: Audrey Gibson (D), Jacksonville\***  
Part of Duval
- District 7: Travis Hutson (R), St. Augustine\*\***  
Flagler, St. Johns, and part of Volusia
- District 8: Keith Perry (R), Gainesville\***  
Alachua, Putnam, and part of Marion
- District 9: Jason Brodeur (R), Sanford\*\***  
Seminole and part of Volusia
- District 10: Wilton Simpson (R), Trilby\***  
Citrus, Hernando, and part of Pasco
- District 11: Randolph Bracy (D), Ocoee\*\***  
Part of Orange
- District 12: Dennis Baxley (R), Ocala\***  
Sumter and parts of Lake and Marion
- District 13: Linda Stewart (D), Orlando\*\***  
Part of Orange
- District 14: Tom A. Wright (R), New Smyrna Beach\***  
Parts of Brevard and Volusia
- District 15: Victor M. Torres, Jr. (D), Orlando\*\***  
Osceola and part of Orange
- District 16: Ed Hooper (R), Clearwater\***  
Parts of Pasco and Pinellas
- District 17: Debbie Mayfield (R), Melbourne\*\***  
Indian River and part of Brevard
- District 18: Janet Cruz (D), Tampa\***  
Part of Hillsborough
- District 19: Darryl Ervin Rouson (D), St. Petersburg\*\***  
Parts of Hillsborough and Pinellas
- District 20: Danny Burgess (R), Zephyrhills\*\*\***  
Parts of Hillsborough, Pasco, and Polk
- District 21: Jim Boyd (R), Bradenton\*\***  
Manatee and part of Hillsborough
- District 22: Kelli Stargel (R), Lakeland\***  
Parts of Lake and Polk
- District 23: Joe Gruters (R), Sarasota\*\***  
Sarasota and part of Charlotte
- District 24: Jeff Brandes (R), St. Petersburg\***  
Part of Pinellas
- District 25: Gayle Harrell (R), Stuart\*\***  
Martin, St. Lucie, and part of Palm Beach
- District 26: Ben Albritton (R), Wauchula\***  
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk
- District 27: Ray Wesley Rodrigues (R), Estero\*\***  
Part of Lee
- District 28: Kathleen Passidomo (R), Naples\***  
Collier, Hendry, and part of Lee
- District 29: Tina Scott Polsky (D), Boca Raton\*\***  
Parts of Broward and Palm Beach
- District 30: Bobby Powell (D), West Palm Beach\***  
Part of Palm Beach
- District 31: Lori Berman (D), Lantana\*\***  
Part of Palm Beach
- District 32: Lauren Book (D), Plantation\***  
Part of Broward
- District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale\*\***  
Part of Broward
- District 34: Gary M. Farmer, Jr. (D), Lighthouse Point\***  
Part of Broward
- District 35: Shevrin D. "Shev" Jones (D), West Park\*\***  
Parts of Broward and Miami-Dade
- District 36: Manny Diaz, Jr. (R), Hialeah\***  
Part of Miami-Dade
- District 37: Ileana Garcia (R), Miami\*\***  
Part of Miami-Dade
- District 38: Jason W. B. Pizzo (D), N. Miami Beach\***  
Part of Miami-Dade
- District 39: Ana Maria Rodriguez (R), Miami\*\***  
Monroe and part of Miami-Dade
- District 40: Annette Taddeo (D), Miami\***  
Part of Miami-Dade
- \* Holdovers  
\*\* Elected General Election, November 3, 2020, for a term of 2 years  
\*\*\* Elected Special General Election, November 3, 2020, for a term of 2 years

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## OFFICERS OF THE SENATE

Wilton Simpson, *President*  
Aaron Bean, *President Pro Tempore*  
Debbie Mayfield, *Majority (Republican) Leader*  
Gary M. Farmer, Jr., *Minority (Democratic) Leader*

### Nonmember Elected Officer

Debbie Brown, *Secretary of the Senate*



# Journal of the Senate

Number 1—Regular Session

Tuesday, March 2, 2021

**Beginning the Fifty-third Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 123rd Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 2nd of March, A.D., 2021, being the day fixed by the Constitution of the State of Florida for convening the Legislature.**

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## CALL TO ORDER

The Senate was called to order by President Simpson at 9:30 a.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

## PRAYER

The following prayer was offered by Florida Senate Deputy Chief of Staff Reynold Meyer:

Our eternal Father, we thy children acknowledge thou art our Father in heaven. We love thee. Thou art just and merciful. We thank thee for

placing us in this beautiful world where we live outside thy presence. We exercise our agency and walk by faith. We are grateful for thy plan of mercy which provides us the opportunity to return to thy presence. We thank thee for our divinely inspired constitutions which afford us the freedoms we enjoy to act for ourselves and not to be acted upon, save it be by the punishment of the law.

We are grateful for the healthcare professionals and all others who have in any way participated in combating the COVID-19 pandemic. We thank thee for our individual safety and health and for the safety and health of our families. We thank thee for the friendships and fellowship we have with one another. We ask you to bless those in the fight against COVID-19, to gain full control over the pandemic, to protect the caregivers, to strengthen the economy, and to normalize life. As the master healer, please bless, heal, and comfort those who have suffered physically, emotionally, and economically from the pandemic.

We ask thee to bless and protect the Governor, the Speaker of the House, and the President of the Senate with health, strength, and inspiration from thee to lead this state. Help them to become instruments in thy hands in providing peace, safety, and refuge to all Floridians. Please bless and protect each Senator, the Senate staff, and their families with continued safety and health. Please be on their right hand and on their left with thy spirit in their hearts. Send thine angels 'round about them to bear them up. Distill thy spirit upon them and fill them with thy knowledge.

Please bless the Senators and Representatives to recognize collectively that they do things of great worth. Bless them to stand together and to lift where they stand. Help each Senator to know it is good to look to the past to gain appreciation for the present and perspective for the future. Bless the Senators and staff to succor those with unique abilities: the orphaned, the poor, the needy, and all those who are unable to care and fend for themselves. Bless the Senators and staff to lift up hands which hang down and to strengthen the feeble knees. Finally, we ask thee to help us seek not for the honors of this world but to seek for thy glory and for the freedom and welfare of the people we serve and to do so with all of our hearts, might, mind, and strength. In the name of Jesus Christ. Amen.

## COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber, and the 101st Air and Space Operational Group Color Guard of the Florida National Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

## PLEDGE

The President's grandchildren, Addy and Emy Monbarren, were joined in the center aisle by all children present in the chamber and led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## SPECIAL PERFORMANCE

The President introduced Charlotte “Lottie” Brandes, who sang *The Star Spangled Banner*, accompanied by her father. Charlotte is the daughter of Senator Jeff and Mrs. Natalie Brandes.

## DOCTOR OF THE DAY

The President recognized Dr. Rodrigo Torres of Tampa as the doctor of the day, here at the invitation of President Simpson. Dr. Torres specializes in hospital and family medicine. Dr. Torres was joined by his parents, Gilberto and Silvia Torres, who were seated in the chamber.

## SPECIAL GUESTS

The President welcomed the following guests: Lieutenant Governor Jeanette Nuñez, Chief Financial Officer Jimmy Patronis, Attorney General Ashley Moody, and Commissioner of Agriculture Nikki Fried.

The President welcomed his wife, the First Lady of the Florida Senate, Kathy Simpson; their son, Wilton Simpson, Jr., and his fiancée, Caroline Storch; daughter, Lauran Monbarren, and her husband, Kenten Monbarren, and their children, Addy and Emy; and Kenten’s parents, Marty and Carrie Monbarren who were present in the chamber.

The President welcomed Tim Yeager and Bonnie Bell Yeager who were present in the chamber.

The President welcomed Senate spouses and special guests who were present in the chamber.

The President announced the Senate was honored by the presence of former Senate Presidents Jeff Atwater (2008-2010) and Mike Haridopolos (2010-2012).

## INTRODUCTION OF RESOLUTIONS

On motion by Senator Passidomo, by unanimous consent—

**SCR 1340**—A concurrent resolution providing that the House of Representatives and the Senate convene in Joint Session for the purpose of receiving a message from the Governor.

WHEREAS, Governor Ron DeSantis has expressed a desire to address the Legislature in Joint Session, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:*

That the House of Representatives and the Senate meet in Joint Session in their respective chambers at 11:00 a.m. this day, March 2, 2021, convened for the purpose of receiving a message from the Governor.

—was taken up and read the first time by title. On motion by Senator Passidomo, **SCR 1340** was read the second time in full, adopted, and, by two-thirds vote, immediately certified to the House.

## COMMUNICATION

President Simpson directed the Secretary to notify the House of Representatives and the Governor that the Senate is convened and ready to proceed with the business of the 2021 Regular Session.

## SENATE MESSAGES

March 2, 2021

The Honorable Chris Sprowls, Speaker

I am directed to inform the House of Representatives that the Senate is convened and ready to proceed with the business of the 2021 Regular Session.

*Debbie Brown, Secretary*

## ADDRESS BY PRESIDENT WILTON SIMPSON

Welcome Senators, families, and special guests. My family is here. You have heard me speak of them. You’ve seen the famous “Papa” neckties. So this is not an introduction, but a way for me to honor them. They are the reason I am here. Kathy, thanks for putting up with me. I love you. Lauran, Kenten, Emy, and Addy, no one could ask for a better family. I am so proud of you all. Wilton Jr. and Caroline—I am very excited for your wedding day in April, and I am sure nothing will be happening up here that weekend. Timmy and Bonnie Bell, you are not just friends, you are my family.

Governor, I know you couldn’t be here today as you are preparing for your State of the State. Your steady leadership has helped our economy recover much earlier and stronger than other states, and we all thank you for your leadership. Speaker Sprowls, it is an honor to serve with you. We are here from different backgrounds and have arrived from different paths in life, but I know we share the same love for our families and for this state. Thank you for being a great partner across the hall. We will finish strong.

Senator Brandes and Lottie—thank you for singing our National Anthem together. I want to recognize your parents, Russ and Mary Brandes, who are seated in the gallery. God bless you both. You survived Jeff’s childhood and, thanks to you, I think he turned out okay.

This is an opening day like none other. Fewer people. Less ceremony. But all hands on deck to tackle the needs of our state. And there are many needs. Before I talk about the issues, I want to express my thanks to all first responders, frontline medical professionals, farmers, truck drivers, teachers, families, and businesses that have been struggling and succeeding against all odds. Thank you for what you are doing to keep Florida open. I want to especially thank outgoing Director Jared Moskowitz for your incredible service to our state. He is here today with the “other Jared,” and I would like them to both stand and be recognized.

I also want to thank you, Senators, for keeping our chamber and our staff as safe as possible. There is no doubt that COVID-19 protocols have created challenges: remote public testimony at the Civic Center, weekly testing, and virtual meetings with constituents. There have been so many changes.

Let me thank all of our Senate staff for the extra workload they have carried to keep us safe. They make it look easy, but, trust me, there is a lot that goes on behind the scenes that we never see.

The look and feel of the Capitol is different, but our mission is the same. As I mentioned at the Organization Session, we all recognize that the minor inconveniences we face here in Tallahassee pale in comparison to the sacrifices of so many who have endured so much as a result of this pandemic. It is their sacrifices which give us motivation to make the most out of this legislative session. Over the next sixty days, we will address areas for improvement based on lessons learned throughout the pandemic. Senator Brandes has led the effort to advance legislation to protect both businesses and healthcare providers from frivolous litigation related to COVID-19. Our frontline healthcare workers have had to make very important decisions in the midst of rapidly changing guidance and protocols. We must do everything we can to protect these heroes. Businesses across Florida have also suffered greatly and are doing the best they can to safely reopen during a period of extreme uncertainty. And when I say businesses, I mean everyday people who provide services to Floridians. They have taken risks. They have struggled to stay open during this pandemic. The vast majority of these businesses made a good faith effort to adhere to ever-changing guidelines. Our bills strike the right balance by shielding those that did their best under difficult circumstances while also protecting consumers. Governor DeSantis, Speaker Sprowls, and our House colleagues have been tremendous partners. I look forward to seeing these great bills become law early this session.

In addition to addressing frivolous lawsuits, Senator Burgess has been leading the effort of our Pandemic Select Committee. Our goal is to be better prepared for future challenges that come our way. Florida has become a model for recovery from hurricanes. We suffer. We learn. We improve. We are resilient. We are going to learn from this pandemic. We

are going to get better prepared. We are going to prevent shutdowns. We are going to improve our unemployment system. I appreciate the hard work of the Select Committee. It is an ongoing mission, and we will make significant progress this session.

While there is a tremendous amount of work being done as a result of the pandemic, we don't want to lose momentum in addressing other challenges or seizing additional opportunities. The budget is certainly going to put some constraints on us that didn't exist a year ago. Right now, things aren't looking as bad as they once did, and federal funding has been a part of that. But members, hear me now, none of that funding is recurring. I am mindful that we may get yet another federal relief bill with more money for Florida. Some speculate that Florida may receive as much as \$8 billion. And if we do get it, our priority should be to reinvigorate this economy. We can do that with dynamic, one-time investments in our shovel-ready road projects, our water infrastructure, and we ought to replenish our unemployment trust fund, which would be a major tax cut for our Florida businesses. The balance of funds should go into our state reserves. We can't fund ongoing needs with nonrecurring funds. We need to be cautious with our spending, including re-examining past initiatives to make sure they are right for our state moving forward.

There's one important change we must make this year. I believe it is the single largest threat to Florida's balance sheet. When I was first elected back in 2012, President Gaetz assigned me to work on potential changes to our pension system. In 2008, the unfunded liability was only \$15 billion. In 2012, it was \$21.6 billion. And today it's \$36 billion. With interest rates at zero for the foreseeable future, we know this problem is going to continue to grow. We have seen other states' pension plans go bankrupt. People were made promises that their states could not keep. Our current retirees and every state employee should be very concerned. You will hear that Florida's pension plan is better than most. And it is. That's what every state always says right up until the time that they cannot pay the unfunded liability. It is why we need to make changes now. But let me be clear, if you are a current employee in the system—your benefits will not change. Any changes will only impact employees coming into the system after July 1, 2022. It is important for us to recognize that unchecked and unchanged, our pension system will continue to take a bigger share of our state budget, which will crowd out funding for other priorities. It will also put the promises made to our current workers at risk. If we care about this state and our workforce, then inaction is unacceptable. I appreciate Senator Rodrigues leading the effort to explore such a solution.

I am also pleased to see the Senate leading the effort to reform Florida's Child Welfare System. Like me, Senator Brodeur was adopted, and he is doing a great job heading up our effort to create some consistency for children in out-of-home care so that we can finally stop the revolving door that shuffles kids around from one placement to another. We all know Senator Book's commitment to protecting abused and neglected children. Her child welfare legislation presents a comprehensive series of reforms, from training to reporting, to make sure that no child falls through the cracks. We know that the sooner a child has a permanent living situation, the better off they will be. And the reason we need to act now is because government is a terrible parent. All children need a loving home. Let us rally together to find permanent ones where they can thrive.

Most parents across our state are dedicated and hardworking and would do anything to give their children a better life than they had. That's why over the last two decades, Floridians have embraced school choice programs. The problem is, right now, we have a pretty confusing system with various eligibility and funding mechanisms. The ongoing pandemic has even further highlighted the important responsibility of every parent to choose the best learning environment for their child. With well over 100,000 students currently using the variety of scholarship programs we have available, it's about time we streamlined eligibility and funding so that parents have a clear idea of their options. The fact is, school choice has always existed for wealthy families. I believe this option should be available to every family. It is the only way to truly break the cycle of generational poverty. I'm pleased to see Senator Diaz leading this effort.

I also hope in this year's budget we will make the statement that we want to restore the honor associated with our "blue-collar" workers. We will do that by incentivizing students to enter into the high-wage and high-value jobs, regardless of whether or not those jobs require a uni-

versity degree. We always say we are in favor of vocational training for our workforce. Let's finally make our budget reflect that value. I know Senator Baxley and Senator Broxson have put a great deal of time in this matter, and I look forward to them presenting their work before this Senate.

The voters recently approved a constitutional amendment demanding us to raise the minimum wage—and they gave us a timeline to implement it. But just because they gave us the time doesn't mean we ought to take it. I would like this year's budget to provide increases to our lowest paid workers. It's one more way to honor these blue-collar workers who are laboring every day to provide for their families.

Much has been said in the last few months about the EAA Reservoir. Let me be clear. All of the current reservoir projects, including the C-43, C-44, C-51, and the southern reservoir, are moving forward, and nothing this Senate is proposing would change that. We have made significant investments south of the lake, and while I think the order was wrong, restoration is right. An investment in northern storage has many benefits. Not only can we clean water before it gets to the lake, we can store and use that water to protect us from times of drought. Once the northern storage is completed, it will stop 70 percent of the east/west releases along the St. Lucie and Caloosahatchee Rivers. Because of the billions of dollars of investments that this Legislature has made over the last two decades, we can again see the Everglades for what it is, the eighth wonder of the world. Let us put aside politics and embrace a comprehensive plan for total restoration.

Again, I am grateful for your diligence in adhering to our new protocols; for your patience with me and with one another, as we navigate the current status of the pandemic; and, above all, I want to thank you for your commitment to serving the people of our state during these trying and unprecedented times.

In closing, my daughter, Luran—the mother of my granddaughters—reminded me that today is National Dr. Seuss Day. Addy and Emy, I thought I would close with a quote that Papa picked just for you—and hopefully even the grownups might like it.

*"You're off to great places! Today is your day! Your mountain is waiting. So...get on your way!"*

Senators, let's get on our way. Thank you. God bless you, and God bless Florida.

## MOTIONS

On motion by Senator Passidomo, the Senate adjourned at 10:02 a.m. and, pursuant to **SCR 1340**, reconvened in the Senate Chamber for the joint session at 11:00 a.m. this day for the purpose of receiving a video message from the Governor.

(See remainder of Senate business following the joint session.)

## JOINT SESSION

Pursuant to **SCR 1340**, the Senate President and Senator Passidomo, the Senate Rules Chair, were present in the chamber of the House of Representatives for the joint session. To follow COVID-19 protocols, Senators remained in the Senate Chamber and participated in the joint session via video. The joint session was called to order by the Honorable Chris Sprowls, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet, and Justices of the Supreme Court were present.

The Speaker presented the gavel to the Honorable Wilton Simpson, President of the Senate, to preside over the joint session.

## THE PRESIDENT PRESIDING

The President declared a quorum of the joint session present.

Former Representative Mel Ponder delivered the prayer.

House Speaker Pro Tempore Bryan Avila led the Pledge of Allegiance to the flag of the United States of America.

Quincy native Billy Dean, Florida Artists Hall of Fame inductee, performed our National Anthem, *The Star Spangled Banner*.

### SPECIAL GUESTS

The President recognized the following guests: First Lady of the House of Representatives, Shannon Sprowls; and First Lady of the Senate, Kathy Simpson.

The President recognized the House Sergeant at Arms who announced His Excellency, the Honorable Ron DeSantis, Governor, who proceeded to the rostrum.

The President recognized First Lady of Florida Casey DeSantis who was present in the gallery.

The President presented the Governor to the joint assembly.

### ADDRESS BY GOVERNOR RON DESANTIS

Mr. Speaker, Mr. President, members of the House and Senate, and fellow citizens, I see, in many parts of our country, a sad state of affairs: schools closed, businesses shuttered, and millions of lives destroyed. This calamitous reality is just the beginning of what will likely be long-term damage to children, families, and society. Sow the wind, and you reap the whirlwind.

While so many other states kept locking people down over these many months, Florida lifted people up. Florida's schools are open—and we are one of only a handful of states in which every parent has a right to send a child to school in-person.

All Floridians have a right to earn a living—and our citizens are employed at higher rates than those in the nation as a whole. Every job is essential. If you are working hard to earn a living, we've got your back in the State of Florida.

Every business in Florida has a right to operate. We have stood up for small, family-owned businesses and have saved thousands of them from ruin. Because of our actions, Florida is leading the nation in the number of people submitting business formation applications, and we are one of the top destinations for business relocation. Friends, legislators, and Floridians, lend me your ears: we will not let anybody close your schools, we will not let anybody take your jobs, and we will not let anybody close your businesses!

One year ago, COVID-19 had not yet been declared a global pandemic. We had scant knowledge of the virus, little ability to test for it, and no approved treatments. Today, we have three safe and effective vaccines, great treatments like monoclonal antibodies, and the ability to conduct rapid diagnostic tests. A lot has happened over the past year.

We are saddened by the thousands of Floridians—and hundreds of thousands of Americans—who have died with COVID. And we sympathize with the family members who, in many instances, were not even permitted to see their loved ones in person, at a nursing home, or in the hospital. To honor those who have died with COVID and to recognize the toll the virus has taken on family members, the State of Florida will be lowering the flags to half-staff on Wednesday.

We thank the healthcare professionals throughout Florida who cared for those who became ill due to COVID. This includes frontline doctors and nurses, who provided top-notch care to hospitalized patients, as well as staff at long-term care facilities, who worked tirelessly, day after day, to protect our most vulnerable seniors. Their efforts helped save thousands of lives and are a major reason why Florida, with perhaps the most vulnerable population to COVID, has per capita COVID mortality that is below the national average. Thank you for your hard work and what you've done to save lives.

From the outset, Florida has been steadfast in focusing efforts on the protection of the elderly population. We rejected the policy of sending contagious COVID patients back into nursing homes; indeed, we prohibited the practice. Florida also established COVID-only nursing fa-

cilities so that infections in long-term care facilities could be more effectively contained.

Perhaps most importantly, we are prioritizing our senior citizens for vaccinations. Florida is putting seniors first because it is the best strategy to save lives and is the best way to honor our elders from whom we draw inspiration. We have vaccinated millions of seniors throughout Florida—parents, grandparents, veterans of World War II, and survivors of the Holocaust.

We have made vaccinations available all across the state: in retail pharmacies including Publix, Walmart, and CVS; at hundreds of hospitals throughout Florida; at drive-thru sites in places like the Villages retirement community; at houses of worship from the First Baptist Church Piney Grove in Lauderdale Lakes to the St. Paul AME Church in Jacksonville; at senior communities, such as Century Village and Kings Point in south Florida; and in underserved areas such as Pahokee.

We even have delivered thousands of shots to homebound seniors in the comfort of their own homes. Our efforts saved lives. In fact, 40 states have suffered higher COVID mortality for seniors aged 65 and up on a per capita basis than Florida. And the cases and hospitalizations for seniors in Florida have plummeted as vaccinations have increased. Since January 30th, the number of seniors hospitalized for COVID has declined by 80 percent, and cases among seniors have declined by 71 percent.

Florida was right to prioritize the elderly. Seniors first works. As we worked to protect our seniors, we also worked to give opportunities to our kids. Florida has led the way in providing all parents the right to send their kids to school for in-person instruction. Florida is one of only four states—and the only large state—to offer in-person instruction to 100 percent of its students.

Across the nation, millions of students have been locked out of the classroom for nearly a year—and, for many, there is no end in sight. These students have fallen behind on academics, have been denied the opportunity to participate in activities such as athletics, and have seen their social development stunted. The consequences of shutting kids out of school for a year, year and a half, and even, in some places, two years, will be catastrophic and long-lasting. The failure of so many places outside of Florida to open schools at the beginning of the school year will go down as one of the biggest policy blunders of our time. Florida did not make that mistake. We followed the data and stood by our parents and students. We ignored the political posturing and fear-mongering and did what was right for Floridians.

Florida has succeeded where so many other states have failed in providing opportunities for its students, in large measure because of the tireless efforts of school superintendents, administrators, teachers, and coaches. They knew keeping kids out of school would be a disaster and were not going to let that happen on their watch. On behalf of a grateful state and millions of grateful parents, thank you. Given the unique circumstances we faced, you may never have an opportunity to play such a crucial role in ensuring opportunities for students as well as in preventing long-term damage to society. Job well done.

Open schools have been a godsend to parents throughout Florida, especially for single moms responsible for putting food on the table. Economic lockdowns are a luxury of the largely affluent Zoom class; many Floridians cannot do their jobs over a computer—they need to show up. Over the past many months, Florida has led the way in protecting the jobs and livelihoods of its hard-working citizens—from construction workers to bartenders, from servers to hairstylists, everyone has a right to earn a living. Florida's efforts have made a lasting impact on the lives of millions of people. But do not take it from me. Let them tell you for themselves.

[Video]

So, Florida is right to have put seniors first, we're right to have kids in school, and we're right to have saved the economy. You don't even have to look at the statistics; just look how people vote with their feet. There are not a whole lot of Floridians who are itching to move from Florida to lockdown states, but there are thousands and thousands of people who are seeking to leave the lockdowns behind for the greener pastures in Florida. We have long been known as the Sunshine State—but, given

the unprecedented lockdowns we have witnessed in other states, I think the Florida sun now serves as a beacon of light to those who yearn for freedom.

As we begin this legislative session, I look forward to working with Senate President Wilton Simpson and House Speaker Chris Sprowls. You both have already demonstrated leadership on issues that matter to Floridians, and I know you will be great partners for progress.

When the initial fallout from COVID began, there was a lot of concern about whether we could afford to continue with the progress we have already made on priorities like protecting our water resources and K-12 education. Forecasts were dire. The 2021 Legislative Session was shaping up to be a fiscal nightmare. I am pleased to report that our current fiscal outlook is much better than the bleak forecasts from last spring.

As many of you know, when the pandemic hit, I vetoed \$1 billion from this year's budget. I also instructed our executive agencies not to spend all of the appropriated funds because we did not know for sure how much revenue we would be taking in. Because Florida's economy is open, revenue is coming in at levels far higher than even the most recent revised estimates. For the last three months—December to February—preliminary estimates peg the increase in revenue at more than \$800 million over and above the December revenue estimation.

Florida is below the national average in unemployment and much lower than our peer states of Texas, New York, and California. We also anticipate downward revisions of December's unemployment numbers to reflect even stronger jobs numbers. As international travel is reinstated and tourism picks up (and I hope the federal government will allow our cruise ships to sail again), the employment outlook should improve even more.

Throughout the pandemic, Florida has not touched one red cent from our rainy day fund. The bottom line is that we saved Florida's economy, and, as a result, our budget outlook is positive. The priorities we've championed—from water resources to education to infrastructure—can be honored. Let us get it done.

I reject reductions in funding for K-12 education. Last session, the Legislature answered my call to increase the average minimum salary for teachers, taking Florida from the bottom half of states to the top five. Let us keep this momentum going—we can do even more this year! We should not forget that Florida continues to make great strides in K-12 education. Just last week, the College Board released data showing that Florida ranks number 2 in the nation in the percentage of graduating seniors who have passed Advanced Placement exams.

Florida leads the nation in school choice. We are beginning to place a strong—and long overdue—emphasis on vocational education. Florida has launched an ambitious civics initiative so that students can understand the principles that make our country unique. Florida is leading on education, and we must continue to do so.

We also must continue to protect our natural resources and invest in improvements in water quality. I ask that you continue to fund the key projects—from the EAA reservoir in the south to the projects in the northern Everglades—that will impact our state for generations to come and reaffirm our commitment to Everglades restoration and access to safe, clean water for our communities.

I am also proposing the creation of the Resilient Florida program under the Department of Environmental Protection. Through this initiative, Florida will invest \$1 billion into projects that help our communities adapt to the threats posed by flooding from intensified storms and sea level rise. I am encouraged by similar proposals from the Legislature to address this important issue for our communities, and I look forward to signing into law a program that will make a difference.

Florida is—and must remain—a state dedicated to law and order. When riots broke out across the nation last year, we saw cities ruined by violent mobs. Law enforcement was targeted and lawlessness prevailed. This was not—and must never be—tolerated in the State of Florida.

As we saw rioting in other states last year, I called up the National Guard, mobilized mobile field force teams from the Florida Highway Patrol, and worked with local officials like Carlos Giménez and Lenny

Curry to ensure that places like Miami and Jacksonville did not suffer the same fate as Minneapolis and Kenosha. Florida handled it well. But we need to do more.

Working with President Simpson, Speaker Sprowls, and law enforcement groups across the state, we have proposed the strongest anti-rioting, pro-law enforcement reforms in the nation. We will not permit localities to jeopardize the safety of their citizens by indulging in the insane fantasy of defunding law enforcement.

We will not allow our cities to burn and violence to rule the streets. And we will not leave any doubt in the minds of those who wear the uniform that the State of Florida stands with you. To paraphrase an old Merle Haggard song, "When you mess with the men and women of law enforcement, you are walking on the fightin' side of me."

Speaker Sprowls and Senator Simpson have also been leaders in supporting legislative reforms to protect Floridians from the power of Big Tech. This is real life 2021, not fictitious 1984, yet Big Tech wields monopolistic power over the public in ways that would have made the monopolists of the early 20th century blush. Floridians have a right to control their personal data, and Big Tech should not be able to make billions of dollars off us without our informed consent. Florida has always been a state that strongly supports free speech, and we cannot allow the contours of acceptable speech to be adjudicated by the whims of oligarchs in Silicon Valley. Nor can we allow Floridians to be "deplatformed" or silenced with no means of recourse, and this is especially true of those who rely on these technology platforms for their livelihoods. Finally, because Florida is dedicated to free and fair elections, we cannot allow Big Tech to interfere in our elections by putting a thumb on the scale for political candidates favored by Silicon Valley. Pass these bills. It will make a real difference.

Speaking of elections, we should take a moment to enjoy the fact that Florida ran perhaps the most transparent and efficient election in the nation in 2020. People actually asked, "Why cannot these other states be like Florida?" Such a sentiment would have been unthinkable twenty years ago. We need to make sure our elections are always transparent and run efficiently. There should be no ballot harvesting in the State of Florida. One person, one vote—not bring in hundreds of ballots without any supervision. We also cannot allow private groups to pour millions of dollars into the administration of our elections. That is a public function and should be done free from this type of private interference. Let us stay ahead of the curve on election administration—we never want to see the chaos of twenty years ago rear its head in Florida again.

I know these issues are merely scratching the surface of what the House and Senate will tackle this session. Of course, I would be remiss if I did not lend my support to the COVID liability bills for business and healthcare; for the Speaker's bills cracking down on the Chinese Communist Party and other foreign influence; general reforms to improve the state's legal climate; reform of the emergency powers of local government; and continued support for infrastructure. It's amazing when people will come down from some of these high-tax states, states that have much higher tax burdens, much higher budget top-line numbers, and yet our infrastructure is better than those states. And so, we know how to do it and we need to keep doing it. The bottom line is this: we've gotten the big issues right in the State of Florida—we've put our seniors first, we have our kids in school, our economy has been saved, and we need to move forward together for the betterment of our people.

At the close of the Constitutional Convention, the famed elder statesman, Benjamin Franklin, was asked to be the first to sign the new Constitution. Franklin pointed to General Washington's chair, the back of which had the design of a sun low on the horizon. "There were days," Franklin remarked, "when I thought this picture of a sun low on the horizon was a setting sun, but I now know it's a rising sun—a new day for America, a new dawn for freedom."

Our nation and our state have endured a tumultuous year. Floridians have responded in ways that would make our Founding Fathers proud. Because of those efforts, the sun is rising here in Florida—and the Sunshine State will soon reach new horizons. Thank you, and God bless you all.

## DISSOLUTION OF JOINT SESSION

Following the Governor's address, the Governor and previously introduced guests exited the House Chamber.

### SPEAKER SPROWLS PRESIDING

On motion by Senator Passidomo, the joint session was dissolved at 11:42 a.m.

## SENATE RULES

### RULE ONE

#### OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

##### PART ONE—SENATE OFFICERS

##### 1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers shall hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

See Rule 1.7(3)—Resignation of the President.

##### 1.2—The President calls the Senate to order; informal recess

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed **thirty (30) minutes**.

See Rule 6.2(1)(c)—Motion to recess.

##### 1.3—The President's control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

##### 1.4—The President's authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.2—Presiding officer's power of recognition.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

See Rule 11.1—Interpretation of Rules.

(3) The President is authorized to incur and approve travel and per diem expenses for sessions of the Legislature. The President shall assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

##### 1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, ad hoc committees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

See Rule 2.1—Standing committees; standing subcommittees; select subcommittees.

See Rule 2.19—Conference committee in deliberation; reports.

See Rule 2.20—Appointment of chair and vice chair.

See Rule 2.26—Vice chair's duties.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee. Findings or recommendations from the Rules Committee regarding an appeal may be reported to the President.

##### 1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yea and nay votes, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

##### 1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

See Rule 1.1(4)—Part One—Senate Officers.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall, by proclamation, convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore

shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

### 1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.  
See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

### 1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator or to the immediate past President or immediate past President Pro Tempore.

### 1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

### 1.11—The Secretary prepares daily calendar

(1) The Secretary shall prepare a daily calendar that shall set forth:

- (a) The order of business;
- (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
- (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- (d) Notices of committee meetings; and
- (e) Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

See Rule 1.45—Written notice required for certain meetings.

### 1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays; objection to voting conflicts.

### 1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

### 1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

### 1.15—The Secretary examines legal form of bills for introduction and reference

(1) Before issuing a bill number, the Secretary shall examine measures on their tender for introduction and shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

(2) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(3) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(4) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.31.

See Rule 3.1—Form of bills.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

### 1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

### 1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

### 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary.



Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

## **PART TWO—SENATORS**

### **1.20—Attendance, voting, and disclosure of conflicts**

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

*See* Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

*See* Rule 2.27—Members' attendance, voting; proxy and poll votes prohibited.

*See* Rule 2.28—Taking the vote; post-meeting record of missed vote.

### **1.21—Excused absence**

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

### **1.22—Senate papers left with Secretary**

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

### **1.23—Senators deemed present unless excused**

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

*See* Rule 4.2—Quorum.

### **1.24—Contested seat**

If a Senate seat is contested, notice stating the grounds of such contest shall be delivered by the contestant to the Senate Secretary prior to the day of the organization session of the Legislature; and the contest shall be determined by **majority vote** as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

*See* Rule 1.7—The President's absence from the chair; duties of President Pro Tempore.

### **1.25—Facilities for Senators**

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

### **1.26—Nonlegislative activities; approval of the President**

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

## **PART THREE—SENATE EMPLOYEES**

### **1.28—Dismissal of employees; employment of a spouse or immediate relative**

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

### **1.29—Employees forbidden to lobby**

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

### **1.30—Duties and hours**

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

### **1.31—Absence without permission**

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

### **1.32—Employee political activity**

The political activity of Senate employees shall be regulated pursuant to Senate Administrative Policies and Procedures promulgated by the President.

## **PART FOUR—LEGISLATIVE CONDUCT AND ETHICS**

### **1.35—Legislative conduct; the public trust**

Every Senator shall conduct himself or herself in a manner that promotes respect for the law, upholds the honor, integrity, and independence of the Senate, and justifies the confidence placed in him or her by the people.

(1) By personal example and admonition to his or her colleagues, every Senator shall avoid unethical or illegal conduct.

(2) Every Senator shall maintain his or her offices and the Senate generally as safe professional environments that are free from unlawful employment discrimination, including but not limited to harassment or retaliation.

**1.36—Improper influence**

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

**1.361—Solicitation or acceptance of contributions; registration and disclosure requirements**

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, or any political committee must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. A Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

**1.37—Conflicting employment**

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

**1.38—Undue influence**

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

**1.39—Disclosure of conflict of interest and prohibition on voting thereon**

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;
2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

- (b) For the purpose of this Rule, the term:
  1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.

2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

**1.40—Ethics and conduct training**

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least four (4) hours in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President. Prior to the opening day of every regular session, all Senators shall complete a course of at least one (1) hour in length which addresses workplace harassment, sexual harassment, sensitivity, and the proper handling of such issues in the workplace. Senators filling a vacant seat at a special election after opening day shall complete the course within fourteen (14) days of election.

**1.41—Senate employees and conflicts**

Senate employees shall conduct themselves consistent with the intent of these Rules regulating legislative conduct and ethics.

**1.42—Advisory opinions**

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

**1.43—Violations; investigations, penalties**

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

See Rule 1.48(8)(b)—Legislative records.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the

complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.

- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.
1. The special master or select committee shall give reasonable notice to the Senator who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the Senator an opportunity to be heard. A report and recommendation shall then be prepared.
  2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
  3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair.
  4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation.
  5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
  6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
  7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.
- (c) The Rules Chair, or the President when the complaint is against the Rules Chair, shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.
- (d) Nothing in this Rule prohibits a Rules Chair, or the President when the complaint is against the Rules Chair, from allowing a Senator to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.
- (e) Nothing in this Rule prohibits the Rules Chair, a select committee appointed pursuant to this Rule, or the President when the complaint is against the Rules Chair, from recommending a consent decree if agreed to by the Senator. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be admonished, censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a **two-thirds (2/3) vote** of the Senate.

(3) Because they may be asked to sit in judgment on an alleged violation of a Senate Rule, Senators should refrain from speaking publicly about the merits or substance of any such complaint.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

## PART FIVE—PUBLIC MEETINGS AND RECORDS

### 1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President:
1. After consultation with appropriate law enforcement, public health, emergency management, or security

authorities, those portions of meetings of a select committee, ad hoc committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism, or

2. For protection of a witness as required by law.

- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to comply with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, "legislative business" is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee.

### 1.45—Written notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings of a **majority** of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a **majority** of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor Capitol rotunda. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

### 1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

(3) In the event of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

See Rule 2.13—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

#### 1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

#### 1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, ad hoc committee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official

legislative business in his or her respective district and the assigned offices located in the Senate Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.  
See Rule 1.43—Violations; investigations, penalties.
- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.
- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, “public record” means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty-day (30) period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

#### 1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

### RULE TWO

#### COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

#### PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

##### 2.1—Standing committees; standing subcommittees; select subcommittees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
  1. Appropriations Subcommittee on Agriculture, Environment, and General Government
  2. Appropriations Subcommittee on Criminal and Civil Justice
  3. Appropriations Subcommittee on Education
  4. Appropriations Subcommittee on Health and Human Services
  5. Appropriations Subcommittee on Transportation, Tourism, and Economic Development
- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Community Affairs
- (g) Criminal Justice
- (h) Education
- (i) Environment and Natural Resources
- (j) Ethics and Elections
- (k) Finance and Tax
- (l) Governmental Oversight and Accountability
- (m) Health Policy
- (n) Judiciary
- (o) Military and Veterans Affairs, Space, and Domestic Security
- (p) Reapportionment
- (q) Regulated Industries
- (r) Rules
- (s) Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions. The President is authorized to create and designate permanent standing committees and standing subcommittees prior to the 2021 Regular Session. The President shall inform the Minority Leader of the creation and designation of said com-

mittees. The Secretary of the Senate is directed to include the names of such committees in the published Senate Rules.

See Rule 1.5—The President’s appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by **majority vote** of those committee members present.

##### 2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees’ jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee’s duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee, standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

##### 2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

##### 2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

See Rule 2.9—Committee meetings; committee meetings after fiftieth (50th) day.

## 2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee without proper notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

## 2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 2:30 p.m. on the day preceding its intended publication.

## 2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

## 2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President. Notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. However, the President may authorize a committee or subcommittee to continue the meeting on the same day at a time and place determined by the President. The President may further authorize the meeting to go beyond 6:00 p.m. notwithstanding subsection (1).

(3) No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the **majority** of the Senate present.

## 2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills

(1) The introducer of a bill shall attend the meeting of the committee or subcommittee before which such bill is noticed as provided in these Rules. The introducer or the first- or second-named co-introducer may present a bill; however, with prior written request of the introducer to the chair, a member of the committee or subcommittee may present a bill.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of the committee introducing the bill.

## 2.12—Order of consideration of bills; exception

Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may take up a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

## 2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

## 2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a **two-thirds (2/3) vote** of those Senators present at a sitting or except as provided in Rule 2.7, Rule 4.7(2), or Rule 4.8(4).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall, without motion, be reported as a committee substitute unless the committee by **majority vote** decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

#### 2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee, which shall promptly certify a copy of the report to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee considers the standing subcommittee's report unless, on motion by any member adopted by a **two-thirds (2/3) vote** of those standing committee members present, the same report shall be rejected.

(6) When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(7) When a bill with a favorable report by a standing subcommittee is considered by the standing committee, debate and further amendment by members of the standing committee shall be allowed prior to a vote on final passage.

#### 2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a **majority** of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

#### 2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups; therefore, the rules governing each respective house apply. Meetings between a **majority** of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the

date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings between a **majority** of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a **majority** of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

## PART TWO—COMMITTEES—OFFICERS

### 2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

### 2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

### 2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

### 2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. If not in session, the President may make a ruling by letter. Rulings shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question; however, rulings by letter are subject to appeal at the first or second sitting of the next regular session.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal of a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal of a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a **majority** of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

### 2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

### 2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair. This delegation shall not extend beyond adjournment of such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

### 2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

## PART THREE—COMMITTEES—MEMBERS

### 2.27—Members' attendance, voting; proxy and poll votes prohibited

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period. This excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A **majority** of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.



**PART FOUR—COMMITTEES—VOTING****2.28—Taking the vote; post-meeting record of missed vote**

(1) The chair shall declare the result of all votes and shall cause same to be entered on the records of the committee, but if any member questions the declared result of a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.  
See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

- (2) A member may request to:
- (a) Vote, or
  - (b) Change his or her vote

before the results of a roll call are announced.

(3) After the result of a vote has been announced, a member with unanimous consent of those committee members present may record a vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be permitted unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

**2.29—Pair voting prohibited**

No pair voting shall be permitted in a committee.

**2.30—Casting vote for another**

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

**2.31—Explanation of vote; deferring a vote prohibited**

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

**PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE****2.32—Motions; how made, withdrawn**

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced.

(4) The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

**2.33—Motions; precedence**

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To adjourn
- (b) To take a recess
- (c) To reconsider instanter passage of a main question  
See Rule 2.35—Reconsideration generally.

- (d) To reconsider  
See Rule 2.35—Reconsideration generally.
- (e) To limit debate or vote at a time certain  
See Rule 2.50—Limitation on debate; vote at a time certain.
- (f) To temporarily postpone  
See Rule 6.11—Temporarily postpone.
- (g) To amend  
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity.

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

**2.34—Division of question**

A member may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

**2.35—Reconsideration generally**

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member may move for reconsideration, but such motion shall be out of order after the committee has moved on to other business.

See Rule 2.38—Reconsideration; collateral matters.

(3) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to adjourn. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting. During such succeeding meeting, the mover of the original motion to reconsider may withdraw that motion by a **two-thirds (2/3) vote** of the members present. Unless taken up during such meeting, the motion to reconsider shall be considered abandoned.

(4) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to adjourn.

(6) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and taken up during the meeting at which the original vote was taken.

(7) A motion to reconsider instanter may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

- (a) If the motion to reconsider instanter is agreed to by a **two-thirds (2/3) vote** of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.
- (b) If a motion to reconsider instanter is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (3) of this Rule, shall be a special and continuing item on the committee agenda for the next meeting.

**2.36—Reconsideration; vote required**

The affirmative votes of a **majority** of the committee members present shall be required to adopt a motion to reconsider.

**2.37—Reconsideration; debate allowed**

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than **five (5) minutes**.

**2.38—Reconsideration; collateral matters**

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

**PART SIX—COMMITTEES—AMENDMENTS**

**2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity**

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form as prescribed by the Secretary and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this Rule, office hours are the weekdays of Monday through Friday, 8:00 a.m.–5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
- (d) After day fifty (50) of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this Rule, including any filed during a committee meeting in which it is to be offered, requires a **two-thirds (2/3) vote** of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.

(2) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer, or a member of the committee presenting the bill with permission of the chair, may move and explain an amendment sponsored by the introducer.

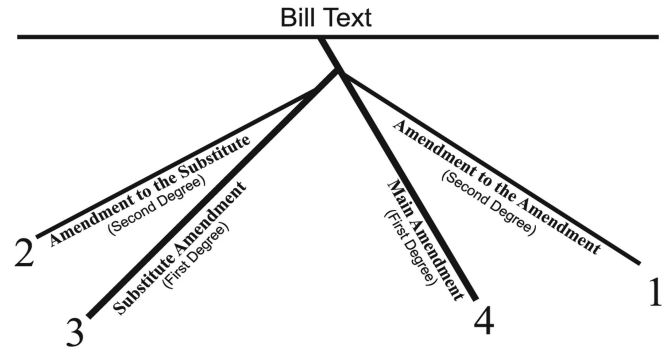
(3) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amend-

ments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

(4) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

**2.40—Sequence of amendments to amendments**

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
  - (b) Amendments to the substitute are next voted on.
  - (c) The substitute then is voted on.
- (2) If a substitute amendment is adopted, it supersedes the main amendment and shall be treated as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
  - (b) A substitute amendment for an amendment to the substitute.
  - (c) An amendment to an amendment to the amendment.
  - (d) An amendment to an amendment to the substitute amendment.

See Rule 7.3—Sequence of amendments to amendments.

**2.41—Deleting everything after enacting clause**

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

**2.42—Amendment by section**

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

**2.43—Senate amendments to House bills**

A House bill may be amended in the same manner as a Senate bill except that it may not be reported as a committee substitute.

**2.44—Amendments by previous committees**

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by

another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

## PART SEVEN—COMMITTEES—DECORUM AND DEBATE

### 2.45—Decorum and debate; proper forms of address

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to “Mr. or Madam Chair” and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

### 2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

### 2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

### 2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires recognition. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have **five (5) minutes** in order to close debate.

### 2.49—Time allowed for debate

No Senator shall speak longer than **ten (10) minutes** without yielding the floor, except by consent of a **majority** of those committee members present.

### 2.50—Limitation on debate; vote at a time certain

When a matter is under debate by the committee, a member may move to limit debate or vote at a time certain, and the motion shall be decided without debate. If time permits, the introducer of the pending matter on which debate would be limited shall have **five (5) minutes** to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a **two-thirds (2/3) vote** of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a **majority vote** of the committee members present.

See Rule 8.6—Limitation on debate.

### 2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

## RULE THREE

### BILLS, RESOLUTIONS, AND MEMORIALS

#### 3.1—Form of bills

(1) All bills shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

See Rule 2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills.

See Rule 11.6—General; definitions.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: “Substantial rewording of section. See s. [number], F.S., for present text.” When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

#### 3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction and reference.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

#### 3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words “Proof of Publication Attached” clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

### 3.4—Form of joint resolutions

Joint resolutions shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.” Each joint resolution shall be prefaced by the words: “A joint resolution.”

See FLA. CONST. art. III, s. 6 Laws.

### 3.5—Form of memorials

Memorials shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.”

### 3.6—Form of resolutions; Senate and concurrent

(1) Senate resolutions and all concurrent resolutions shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida:.” Concurrent resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:.”

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished to any person after the resolution’s adoption.

### 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor’s veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

See Rule 1.15—The Secretary examines legal form of bills for introduction and reference.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

### 3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall show the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

### 3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee’s office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

### 3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

### 3.11—Companion measures; defined; substitution of House bills for Senate bills

(1) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted.

(2) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure.

- (a) Before a vote is taken on a substitution motion, the mover shall explain the differences between the Senate bill and the House bill.
- (b) A substitution motion may be adopted by a **majority vote** of those Senators present if the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and read such House measure.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless any Senator requests a vote on such withdrawal action. A withdrawal action shall require a **two-thirds (2/3) vote** of those Senators present for adoption.

(4) At the moment the Senate passes a House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

### 3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original.

(2) A bill may be co-introduced by any Senator whose name is affixed to the original.

(3) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

### 3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

## RULE FOUR

### ORDER OF BUSINESS AND CALENDAR

#### 4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m. However, a sitting may be extended beyond these hours or the scheduled or previously agreed to time of adjournment by a **majority vote**.

See Rule 1.2—The President calls the Senate to order; informal recess.

#### 4.2—Quorum

A **majority** of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

#### 4.3—Daily Order of Business

- (1) The Daily Order of Business shall be as follows:
- (a) Roll Call
  - (b) Prayer
  - (c) Pledge of Allegiance to the Flag of the United States of America
  - (d) Reports of Committees
  - (e) Motions Relating to Committee Reference
  - (f) Messages from the Governor and Other Executive Communications
  - (g) Messages from the House of Representatives

- (h) Matters on Reconsideration
- (i) Consideration of Bills on Third (3rd) Reading
- (j) Special Order Calendars
- (k) Consideration of Bills on Second (2nd) Reading
- (l) Correction and Approval of Journal
- (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

#### 4.31—Unanimous consent required

Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

See Rule 1.15(4)—The Secretary examines legal form of bills for introduction and reference.

#### 4.5—Conference committee report

(1) The report of a conference committee shall be read to the Senate after which the vote shall be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

#### 4.6—Reference generally

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to

committees recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(3) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

See Rule 1.15—The Secretary examines legal form of bills for introduction and reference.

#### 4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a **two-thirds (2/3) vote** of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment that substantially amends the bill, the President may change or correct the reference of the reported bill within seven (7) days after the filing of the report. Notice of a reference change shall be given to the Secretary and the introducer of the bill.

#### 4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

#### 4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) A claim bill filed by a current serving Senator must be filed by August 1 to be considered by the Senate during the next regular session. A claim bill filed by a newly elected Senator must be filed within thirty (30) days after election or before the first scheduled interim committee meeting, whichever is later. A claim bill that is filed after the deadline may not be considered by the Senate without approval of the Rules Committee. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill that does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill that does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) If the President determines that a hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct a *de novo* hearing pursuant to reasonable notice.

In order to carry out the special master's duties, a special master may request the President to issue subpoenas, subpoenas duces tecum, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence which the special master deems relevant to the evaluation of a claim. The President may issue said process at the request of the special master.

The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. The Secretary shall deliver each claim bill and the special master's report and recommendations, if any, to the committees of reference when the bill is placed on an agenda.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

See Rule 3.12—Introducers of bills; co-introducers; introducers no longer Senators.

#### 4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

#### 4.10—Reference of a bill to different committee or removal from committee

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or

for removal from a committee. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

#### 4.11—Papers of miscellaneous nature; spreading remarks on the Journal

(1) Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a **majority vote** of those Senators present.

(2) A **two-thirds (2/3) vote** shall be required to spread remarks upon the Journal.

#### 4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall be read on three (3) separate days before a vote on final passage unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.  
See FLA. CONST. art. XI, s. 1 Proposal by legislature.

#### 4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall be read by title on two (2) separate days before a voice vote on adoption, unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present.

(2) Concurrent resolutions pertaining to a joint legislative session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

#### 4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

#### 4.15—Referral or postponement on third (3rd) reading

After its third (3rd) reading, a bill or joint resolution shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a **two-thirds (2/3) vote** of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a **majority** of those Senators present.

See Rule 6.2—Motions; precedence.

#### 4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than **fifteen (15) minutes** notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed **one (1) minute** to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

See Rule 4.3(2)—Daily Order of Business.

#### 4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar.
- (b) A bill appearing on a Special Order Calendar may be stricken by a **two-thirds (2/3) vote** of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a **two-thirds (2/3) vote** of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A **two-thirds (2/3) vote** of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) With the approval of the President, the Rules Chair may submit a Consent Calendar to be presented in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

#### 4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any Senator from the delegation for the local area affected by a bill on the Local Bill Calendar may object to consideration of the bill and the bill shall be removed from such calendar.

#### 4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

**4.20—Enrolling**

The Secretary shall be responsible for the enrolling of Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

**4.21—Veto messages**

Veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

**RULE FIVE**

**VOTING**

**5.1—Taking the yeas and nays; objection to voting conflicts**

(1) The President shall declare all votes, but, if five (5) Senators immediately question the declared result of a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: “The Secretary will unlock the board and Senators prepare to vote.” When sufficient time has elapsed for each Senator to vote, the President shall say: “Have all Senators voted?” And, after a short pause, shall state: “The Secretary will now lock the board and record the vote.” When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter the result in the Journal. When the Senate is equally divided, the question shall be lost.

(2) A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.  
See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.  
See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

**5.2—Change of vote; votes after a roll call; vote verification**

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary’s desk throughout the day’s sitting.

(3) An original roll call shall not be altered, but, if no objection is raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

**5.3—Casting vote for another; quorum**

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator. No Senator shall cast a vote for another Senator during a quorum call.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

**5.5—Explanation of vote**

No Senator shall be permitted to explain his or her vote during a roll call but may submit a brief explanation in writing to the Secretary, who shall enter it in the Journal.

See Rule 2.31—Explanation of vote; deferring a vote prohibited.

**5.6—Election by ballot**

In all cases of ballot, a **majority** of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

**RULE SIX**

**MOTIONS AND PRECEDENCE**

**6.1—Motions; how made, withdrawn**

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

**6.2—Motions; precedence**

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question  
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
  - 1. At a time certain
  - 2. Instanter  
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess  
See Rule 1.2—The President calls the Senate to order; informal recess.
- (d) Questions of privilege  
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider  
See Rule 6.4—Reconsideration generally.
- (g) To limit debate  
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone  
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee  
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (k) To commit to a select committee  
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (l) To amend  
See Rule 7—Amendments.
- (m) To postpone indefinitely  
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(3) Motions for the previous question and to lay on the table shall not be entertained.



(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

### 6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

### 6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a **majority** of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a **majority** of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.

(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be considered when made.

### 6.5—Reconsideration; vote required

The affirmative votes of a **majority** of those Senators present shall be required to adopt a motion to reconsider.

### 6.6—Reconsideration; debate; time limits

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than **five (5) minutes**.

### 6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

### 6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless

otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extension thereof, or during a special session, bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 1.17—The Secretary transmits bills to the House of Representatives.

See Rule 6.4—Reconsideration generally.

### 6.9—Motion to indefinitely postpone

A motion to indefinitely postpone is debatable and, if approved, shall dispose of a measure for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

### 6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

### 6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

## RULE SEVEN

### AMENDMENTS

### 7.1—General form; germanity requirement; notice; manner of consideration; filing deadlines

(1) No main amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 2:00 p.m. the day before it is to be offered at a sitting.

(2) Substitutes for main amendments shall be filed by 4:00 p.m. and amendments to main amendments and amendments to substitute amendments by 5:00 p.m.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(4) Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public.

(5) Consideration of all amendments not timely filed in accordance with this Rule requires a **two-thirds (2/3) vote** of those Senators present, if any Senator requests that such vote be taken.

(6) Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments.

(7) An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(8) The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measures described in paragraphs (a), (b), (c), or (d).

(9) Reviser's bills may be amended only by making deletions.

**7.2—Adoption**

(1) On second (2nd) reading, amendments may be adopted by a **majority vote** of those Senators present.

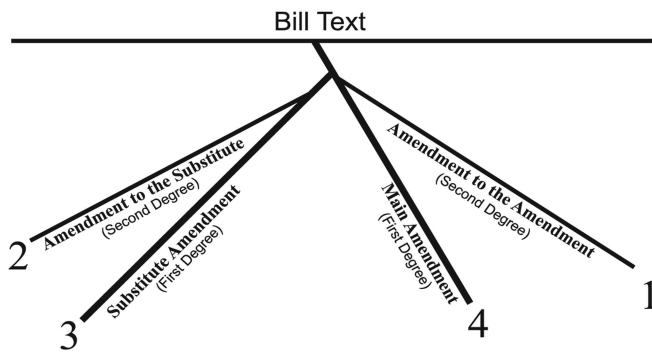
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to a substitute amendment, shall be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) On third (3rd) reading, amendments to the title or corrective amendments may be decided, without debate, by a **majority vote** of those Senators present.

See Rule 4.15—Referral or postponement on third (3rd) reading.

**7.3—Sequence of amendments to amendments**

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment may be pending.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) If a substitute amendment is adopted in place of an original main amendment, it shall be treated as an amendment to the bill itself.

(3) The following third (3rd) degree amendments are out of order:

- (a) A substitute amendment for an amendment to the amendment.
- (b) A substitute amendment for an amendment to the substitute.
- (c) An amendment to an amendment to the amendment.
- (d) An amendment to an amendment to the substitute amendment.

**7.4—Deleting everything after enacting clause**

An amendment deleting everything after the enacting clause of a bill, or the resolving clause of a resolution, and inserting new language of the same or related subject as stated in the original title shall be deemed proper and germane.

**7.5—Amendment by section**

Adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

**7.6—Printing in Journal**

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

**7.7—Senate amendments to House bills**

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, this action shall be noted by the Secretary on the jacket before it is transmitted to the House.

**7.8—House amendments to Senate bills**

(1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:

- (a) Amend the House amendment,
- (b) Concur in the House amendment,
- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

**7.9—House refusal to concur in Senate amendment**

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

**RULE EIGHT**

**DECORUM AND DEBATE**

**8.1—Decorum and debate**

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to "Mr. or Madam President" and, on being recognized, may address the Senate from his or her desk or from the well of the Senate

and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of “Senator” or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

### 8.2—Presiding officer’s power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

### 8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

### 8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may ask the person rising to state why he or she desires the floor. If the question the Senator desires to raise is of higher precedence than the pending question, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have **five (5) minutes** in order to close debate.

### 8.5—Limit on speaking

No Senator shall speak longer than **thirty (30) minutes** without yielding the floor, except by consent of a **majority** of those Senators present.

### 8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have **five (5) minutes** to discuss said motion. If, by a **two-thirds (2/3) vote** of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a **majority vote**.

### 8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

### 8.9—Appeals

The ruling of a presiding officer may be appealed. The appeal of a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of

order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

### 8.10—Appeals debatable

An appeal of a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

### 8.11—Questions of privilege

(1) Questions of privilege have two (2) forms:

- (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
- (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.

(2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting the Senate takes precedence over a question of privilege affecting an individual Senator.

## RULE NINE

### LOBBYING

#### 9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

#### 9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor and dignity of the Chamber in all of his or her dealings with the Senate.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

(4) A lobbyist may not make any expenditure prohibited by section 11.045(4)(a), *Florida Statutes*, or by law.

#### 9.3—Lobbyists’ requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

#### 9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator’s own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

#### 9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case

will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

#### 9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

#### 9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist.

- (a) Upon a determination by the Rules Chair that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.
  1. The special master or select committee shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the lobbyist an opportunity to be heard. A report and recommendation shall then be prepared.
  2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
  3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair.
  4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation.
  5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
  6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
  7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

(2) The Rules Chair shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.

(3) Nothing in this Rule prohibits a Rules Chair from allowing a lobbyist to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.

(4) Nothing in this Rule prohibits the Rules Chair or a select committee appointed pursuant to this Rule from recommending a consent decree if agreed to by the lobbyist. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(5) Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of Rule Nine shall be admonished, censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a **majority vote** of the Senate.

#### 9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

#### 9.8—Lobbyist expenditures and compensation

See Senate Rules Appendix A for lobbyist expenditures and compensation requirements. The appendix is hereby incorporated by reference as a Rule.

### RULE TEN

#### CHAMBER OF THE SENATE

#### 10.1—Persons entitled to admission

(1) No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President.

(2) A special section of the gallery shall be reserved for members of the families of Senators.

#### 10.2—Exception to Chamber admission Rule

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity involving a measure pending before the Legislature during the legislative session.

#### 10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

#### 10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

#### 10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

### RULE ELEVEN

#### CONSTRUCTION AND WAIVER OF RULES

#### 11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

#### 11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a **two-thirds (2/3) vote** of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

### 11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon thereafter as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a **two-thirds (2/3) vote**, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a **two-thirds (2/3) vote** of those Senators present.

### 11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to “members present” or “Senators present,” shall be by **majority vote** of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

### 11.5—Uniform construction

When in the Senate Rules reference is made to a “two-thirds (2/3) vote,” it shall be construed to mean two-thirds (2/3) of those Senators present and voting except that two-thirds (2/3) of the entire membership of the Senate shall be required when so indicated.

### 11.6—General; definitions

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning:

- (1) The singular always includes the plural.
- (2) Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial.
- (3) In addition to the definition in subsection (2), “matter” also means an amendment, an appointment, or a suspension.
- (4) “Introducer” shall mean the first-named Senator on a bill. In the case of a bill originally introduced by a committee, the committee shall be the introducer.

### 11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

## RULE TWELVE

### EXECUTIVE SESSIONS, APPOINTMENTS, SUSPENSIONS, AND REMOVALS

#### PART ONE—EXECUTIVE SESSIONS

##### 12.1—Executive session; authority

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

##### 12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

##### 12.3—Executive session; vote required

When the Senate agrees, by a **majority** of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

##### 12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

##### 12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

##### 12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

#### PART TWO—APPOINTMENTS, SUSPENSIONS, AND REMOVALS

##### 12.7—Procedure; generally

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

##### 12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority’s predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

##### 12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within ninety (90) days after the Secretary of the Senate receives the suspension order. The Governor and the suspended

official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed to the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within ninety (90) days after the conclusion of any pending proceedings. Notwithstanding an abeyance, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained. Nothing in this Rule shall be interpreted as preventing the Senate from proceeding if the Senate President determines due process so requires.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

#### **12.10—Adjudication of guilt not required to remove suspended officer**

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

#### **12.11—Special master; appointment**

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

#### **12.12—Special master; floor privilege**

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

#### **12.13—Issuance of subpoenas and process**

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

#### **12.14—Rule takes precedence**

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

#### **12.15—Standard of evidence**

A preponderance of the evidence standard shall be used by each Senator when determining whether the suspended official warrants removal based on the grounds alleged by the Governor.

#### **12.16—Senators speaking publicly**

Because they may be asked to sit in judgment of an executive suspension order, Senators should refrain from speaking publicly about the merits or substance of any suspension order prior to the vote.

### **RULE THIRTEEN**

#### **SPECIAL SESSION**

#### **13.1—Applicability of Senate Rules**

All Senate Rules shall apply and govern during special sessions except to the extent expressly modified or specified herein.

#### **13.2—Sittings of the Senate**

(1) The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

(2) A calendar may be published before a special session convenes.

#### **13.3—Committee meetings; schedule, notice, amendment deadline**

(1) Committee meetings shall be scheduled by the President.

(a) Meetings of committees may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

(b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary at least two (2) hours before the scheduled meeting time.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill or proposed committee bill to be considered, and the amendment deadline for the meeting as provided herein. All other provisions for publication of notice of committee meetings are suspended.

(3) Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than **thirty (30) minutes** thereafter.

#### 13.4—Delivery for introduction

Bills for introduction may be delivered to the Secretary at any time.

#### 13.5—Committee reports

(1) Standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the day after the meeting that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

(2) Bills referred to a standing subcommittee shall be reported to the standing committee.

#### 13.6—Conference committee reports

(1) The report of a conference committee shall be read to the Senate. Upon completion of the reading and subsequent debate, the vote shall first be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership two (2) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(5) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(6) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(7) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

#### 13.7—Reconsideration

A motion to reconsider shall be considered when made.

#### 13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall meet and submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, or as provided in the Special Order Calendar, whichever occurs later.

(3) Notice of the date, time, and place for the establishment of the Special Order Calendar shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

### RULE FOURTEEN

#### SEAL AND INSIGNIA

##### 14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof the current Florida state flag and the current United States flag above a disc containing the words: "In God We Trust" arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: "Seal." At the bottom shall be the date: "1838." The perimeter of the seal shall contain the words: "Senate" and "State of Florida."

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain the current Florida state flag and the current United States flag above the Great Seal of Florida. At the base of the coat of arms shall be the words: "The Florida Senate."

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

#### Senate Rules Appendix A

This document may be consulted by persons seeking to comply with the lobbyist expenditure ban set forth in section 11.045(4)(a), *Florida Statutes*, in the legislative context by refining the law and providing Lobbying Guidelines and answers to 25 Frequently Asked Questions.

Part One of the Guidelines refines and applies the prohibition, with ten clearly stated exceptions, so that Senators and Senate employees cannot directly or indirectly take any "expenditure" from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that "lobbying firms" must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state's compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This document sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the law and Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

**Part One - Expenditures**

**(1) General Guidelines**

a) The Expenditure Prohibition

The law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida's gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

**Example:** A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

**Example:** A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

**Example:** A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

*"Expenditure"* is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

*"Lobbying,"* in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication (*"active lobbying"*); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature (*"goodwill"*).

*"Goodwill expenditure"* is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A *"lobbyist"* is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

*"Personal benefit"* means a profit or gain pertaining to, directed toward, or affecting a person.

A *"principal"* means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association*.

c) Honorarium-related Expenses

It is not permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person *other* than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

**TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE**

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist's or principal's intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist's or principal's item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:



**Example 1:** A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm's expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm's invitation was extended to Legislator C's spouse by virtue of his employment with the firm.

**Example 2:** Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

**Example 3:** Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N.

#### e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

#### f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate. The value of transportation provided in other private conveyances must be calculated on its fair market value.

#### g) Exceptions

##### 1. Relatives

A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, grandparent, grandchild, great grandparent, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of "relative" is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

**Example:** A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

##### 2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient's employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida's citizen Legislature.

**Example:** A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

##### 3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

##### 4. Communications Expenses

The expenditure prohibitions in the law do not reach expenditures made by a lobbyist or principal for items such as "media advertising," "publications," "communications," and "research."

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of "active lobbying" (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to "instruct their representatives."

##### 5. Office and Personal Expenses of Lobbyists and Principals

"Office expenses" and personal expenses of the lobbyist or principal for "travel," "lodging," and "food and beverages" as those items were

defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

#### 6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

#### 7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

**Example:** Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

#### 8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

#### 9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host's monthly or annual membership in an exclusive supper club.

#### 10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee's public, civic, charitable, or professional service.

#### h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

## (2) Frequently Asked Questions

### LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

**ANSWER:** A county legislative delegation may host an annual event in Tallahassee *provided* that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

**ANSWER:** It depends. Yes, provided the organization hosting the event is not a principal *and* none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can "legislative days" that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

**ANSWER:** "Legislative days" and other legislative events funded by lobbyist or principal dollars may continue *provided* no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

**ANSWER:** The charity may host a reception or event for legislators and legislative employees *provided* that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

**ANSWER:** Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a "fundraiser"? Could legislators then accept free food and beverages at the event?*

**ANSWER:** Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a “fundraiser” is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida’s campaign finance law (chapter 106, *Florida Statutes*).

#### HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator’s or legislative employee’s expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

**ANSWER:** No.

#### GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

**ANSWER:** Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child’s parent to a legislator as a gift?*

**ANSWER:** It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or *indirectly*. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

**ANSWER:** Yes. See Paragraph (1)g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

**ANSWER:** Yes. See Paragraph (1)g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the law for “floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session”?*

**ANSWER:** Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

#### FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist’s home, whether or not active lobbying occurs?*

**ANSWER:** Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator’s and lobbyist’s friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

**ANSWER:** Yes, *provided* the dinner is “Dutch treat.”

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner “Dutch treat” at the Governor’s Club?*

**ANSWER:** Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist’s business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

**ANSWER:** No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or *indirectly*. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

**ANSWER:** Yes. A legislator or legislative employee is liable for *knowingly* accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. “Knowingly” has many statutory definitions, including that a person: (1) has *actual knowledge* of the information; (2) acts in *deliberate ignorance* of the truth or falsity of the information; or, (3) acts in *reckless disregard* of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make *reasonable inquiry* as to the source of the proposed expenditure to determine whether it is prohibited. *Reasonableness* will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, *at a minimum*, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn’t know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, *at a minimum*, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don’t know visiting from Colorado and who subsequently offers to pay for the legislator’s and spouse’s dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

#### CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

**ANSWER:** Yes, *provided* the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any

combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

**ANSWER:** No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?*

**ANSWER:** Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a nonprofit group raise funds from lobbyists for its charitable causes?*

**ANSWER:** It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a nonprofit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

**ANSWER:** Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

#### OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

**ANSWER:** Yes, provided the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?*

**ANSWER:** Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?*

**ANSWER:** When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

## Part Two - Compensation

### (1) General Guidelines

The law requires the reporting of *compensation* received by *lobbying firms* for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A "lobbying firm" is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as "media fees," "consulting services," "professional services," "governmental services," and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for *lobbying* activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

### (2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

**ANSWER:** No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a "lobbying firm" as defined in section 11.045(1)(f), *Florida Statutes*. Only "lobbying firms" must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

**ANSWER:** No. The provision in question merely clarifies that reportable "compensation" under the law must be provided to a "lobbying firm," and not contracted or subcontracted through some "straw man" to circumvent compensation reporting requirements. The provision in

question clarifies and emphasizes the statutory definition of “compensation” in section 11.045(1)(b), *Florida Statutes*, as “anything of value provided or owed to a *lobbying firm*.”

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 2-24**—Not used.

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By Senator Cruz—

**SB 26**—A bill to be entitled An act for the relief of the Estate of Crystle Marie Galloway by the Hillsborough County Board of County Commissioners; providing for an appropriation to compensate the estate for injuries sustained by Crystle Marie Galloway and her survivors as a result of the negligence of employees of the Hillsborough County Board of County Commissioners; providing a limitation on the payment of fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Health Policy; and Rules.

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**SB 28**—Withdrawn prior to introduction.

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By Senator Torres—

**SB 30**—A bill to be entitled An act for the relief of Kareem Hawari by the Osceola County School Board; providing an appropriation to Mr. Hawari to compensate him for injuries and damages sustained as a result of the negligence of employees of the Osceola County School Board; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

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By Senator Torres—

**SB 32**—A bill to be entitled An act for the relief of Christeia Jones, as guardian of Logan Grant, Denard Maybin, Jr., and Lanard Maybin; providing an appropriation to compensate them for injuries and damages sustained as a result of an automobile accident caused by Trooper Raul Umana, an employee of the Florida Highway Patrol, a division of the Department of Highway Safety and Motor Vehicles; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Diaz—

**SB 34**—A bill to be entitled An act for the relief of Jamiyah Mitchell, Latricia Mitchell, and Jerald Mitchell by the South Broward Hospital District; providing an appropriation to compensate them for injuries and damages sustained as a result of the negligence of the South Broward Hospital District; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Health Policy; and Rules.

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By Senator Thurston—

**SB 36**—A bill to be entitled An act for the relief of Barney Brown, who was wrongfully incarcerated for 38 years; providing an appropriation to compensate him for his wrongful incarceration; providing that the act does not waive certain defenses or increase the state’s liability; providing that the appropriation satisfies all present and future claims related to the arrest, conviction, and incarceration of Mr. Brown; prohibiting the award of any additional amounts for specified purposes; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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**SB 38**—Withdrawn prior to introduction.

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By Senator Rouson—

**SB 40**—A bill to be entitled An act for the relief of Reginald Jackson by the City of Lakeland; providing an appropriation to compensate Reginald Jackson for injuries and damages sustained as a result of the negligence of Mike Cochran, a police officer for the Lakeland Police Department; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Criminal Justice; and Appropriations.

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**SB 42**—Not introduced.

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By Senator Wright—

**SB 44**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; expanding the authorized uses of drones by law enforcement agencies, by a state agency or political subdivision, or by certified fire department personnel for specified purposes; reenacting s. 330.41(4)(c), F.S., relating to unmanned aircraft systems, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

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By Senator Hutson—

**SB 46**—A bill to be entitled An act relating to craft distilleries; amending s. 565.02, F.S.; defining the terms “destination entertainment venue” and “common ownership”; authorizing craft distilleries to be licensed as specified vendors under certain circumstances; providing requirements for such licenses; providing requirements for craft distilleries for such licenses; prohibiting the licensee from taking certain actions; requiring certain alcoholic beverages to be obtained through a licensed distributor that meets specified criteria; providing construction; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; prohibiting a distillery from operating as a craft distillery until certain requirements are met; authorizing persons to have common ownership in craft distilleries under certain circumstances; defining the term “common ownership”; requiring a minimum percentage of a craft distillery’s total finished branded products to be distilled in this state and contain one or more Florida agricultural products; revising the requirements and prohibitions on the sale of branded products to consumers by a licensed craft distillery; revising the circumstances for which a craft distillery must report certain information about the production of distilled spirits to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; revising prohibitions on the shipment of certain products by a craft distillery; revising prohibitions on the transfer of a craft distillery license or ownership interest in such license; revising prohibitions relating to affiliated ownerships of craft distilleries; authorizing a craft distillery to transfer specified distilled spirits from

certain locations to its souvenir gift shop and tasting room; making technical changes; amending s. 565.17, F.S.; authorizing craft distilleries to conduct spirituous beverage tastings under certain circumstances; requiring the division to issue permits to craft distilleries to conduct tastings and sales at certain locations; specifying requirements for distilleries for such permits; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senators Diaz, Brandes, Garcia, Baxley, and Perry—

**SB 48**—A bill to be entitled An act relating to educational scholarship programs; amending s. 11.45, F.S.; requiring the Auditor General to conduct certain audits at least every 3 years instead of annually; conforming provisions to changes made by the act; amending s. 211.0251, F.S.; conforming provisions to changes made by the act; deleting a provision limiting a certain tax credit to no more than 50 percent of the tax due on the return the credit is taken; amending s. 212.099, F.S.; revising the definition of the term “eligible contribution”; deleting the definition of the term “eligible nonprofit scholarship-funding organization”; conforming provisions to changes made by the act; requiring a dealer to identify on the dealer’s return the amount of an eligible contribution; requiring the Department of Revenue to ensure that certain receipts are deposited in a specified fund; amending ss. 212.1831 and 212.1832, F.S.; conforming provisions to changes made by the act; amending s. 213.053, F.S.; deleting authorization for the Department of Revenue to provide specified information to certain entities; deleting definitions; amending ss. 220.1105, 220.13, 220.186, 220.1875, 561.1211, 624.51055, and 1002.20, F.S.; conforming provisions to changes made by the act; amending s. 1002.23, F.S.; correcting a reference to the Florida Virtual School; conforming a provision to changes made by the act; amending s. 1002.31, F.S.; adding certain students to those whom district school boards must provide preferential treatment in the controlled open enrollment process; creating s. 1002.381, F.S.; establishing the McKay-Gardiner Scholarship Program; providing the purpose of the program; requiring certain written materials to describe a scholarship under the program as a “McKay-Gardiner Scholarship”; defining terms; specifying eligibility requirements; prohibiting a student from participating in the program under certain circumstances; providing criteria for authorized uses of program funds; prohibiting providers of any services receiving payments pursuant to the program from sharing, refunding, or rebating any program funds with parents of program students; prohibiting specified persons from billing certain entities for specified services; providing that program funding for specified children constitutes their full funding under part V of ch. 1002; providing the terms of a program scholarship; requiring the Commissioner of Education to close scholarship accounts and for specified funds to revert to the state under specified circumstances; requiring the commissioner to notify parents and organizations when a program scholarship account is closed and funds revert to the state; providing school district obligations relating to notifying parents, individualized education plans, and matrices of service; specifying obligations for eligible private schools; authorizing the commissioner to determine that a private school is ineligible to participate in the scholarship program if the private school fails to meet certain requirements; providing Department of Education obligations relating to the program; providing commissioner authority and obligations relating to suspending or revoking program participation; providing parent and student responsibilities for program participation; providing that a participant who fails to comply with program responsibilities forfeits a program scholarship; requiring charitable organizations seeking to participate in the program to submit an application for initial approval or renewal to the Office of Independent Education and Parental Choice by a specified date; providing requirements for such applications; requiring the office to review applications in consultation with the Department of Revenue and the Chief Financial Officer; requiring the commissioner to recommend approval or disapproval of applications to the State Board of Education within a certain timeframe; requiring the state board to consider applications and recommendations at its next scheduled meeting; requiring the state board to provide a written explanation to organizations whose applications are disapproved; requiring the state board to provide written notice to affected students and parents if the state board disapproves an organization’s renewal application; allowing students affected by such disapproval to remain eligible for the program for a specified timeframe; requiring such students to apply to and be ac-

cepted by a different organization for upcoming school years; requiring remaining funds held by a disapproved organization to be transferred to other eligible organizations; requiring the state board to adopt specified rules; exempting specified entities from the initial or renewal application process; providing nonprofit scholarship-funding organization obligations relating to establishing program scholarships; providing eligibility for transition-to-work programs; providing requirements for such programs and for private schools and job coaches participating in such programs; providing student obligations relating to participating in such programs; providing business obligations relating to participating in such programs; specifying requirements for scholarship funding and payment; specifying the initial maximum number of eligible FTE; providing for the annual increase of the maximum number of eligible FTE; requiring nonprofit scholarship-funding organizations to report specified information to the department at the time of each Florida Education Finance Program student membership survey; requiring the department to transfer certain funds to organizations in a specified manner; clarifying that accrued interest in student accounts is in addition to, and not part of, awarded funds; authorizing organizations to develop systems for payment of benefits by funds transfer; prohibiting organizations that develop such systems from reducing scholarship awards through certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; providing criteria for such audits; requiring the Auditor General to provide the commissioner with a copy of such audits within a specified timeframe; requiring the Auditor General to notify the department of any organization that fails to comply with a request for information; requiring certain departments and agencies to work with organizations to provide access to specified lists; providing that the state is not liable for the award or use of program funds; clarifying that the act does not expand regulatory authority of the state over specified entities; requiring the State Board of Education to adopt rules; repealing ss. 1002.385 and 1002.39, F.S., relating to the Gardiner Scholarship and the John M. McKay Scholarships for Students with Disabilities Program, respectively; amending s. 1002.394, F.S.; providing and revising definitions; conforming provisions to changes made by the act; specifying and revising eligibility requirements; deleting a provision requiring the department to notify the school district of the parent’s intent upon receipt of the parent’s request; revising the priority order for awarding the scholarships to eligible students; providing and revising terms for state Family Empowerment Scholarship payments to organizations; providing circumstances under which a student’s account must be closed and remaining funds reverted to the state; requiring the commissioner to notify parents when an account is closed and funds revert to the state; requiring funds to be used to meet individual educational needs of eligible students; specifying the purposes for which such funds may be used; prohibiting a provider receiving such funds from sharing, refunding, or rebating the funds with a participating parent or student; providing eligibility for a scholarship to transport a student; requiring a principal or his or her designee to provide copies of certain reports to a parent; requiring a principal or his or her designee to investigate incidents in a specified manner; providing and revising department obligations relating to participating students; requiring the department to issue a project grant award to a state university, to which certain private schools must report student scores on certain tests; requiring the department to verify eligible expenditures before distributing funds; providing and revising obligations for eligible private schools; providing and revising parent and student obligations for initial and continued participation in the program; providing and revising nonprofit scholarship-funding organization obligations relating to participating in the program; expanding eligibility to specified students who received certain scholarships in a specified school year; clarifying that such scholarships do not count toward the maximum number of eligible students; requiring nonprofit scholarship-funding organizations to report specified information to the department at the time of each Florida Education Finance Program student membership survey; providing the manner in which funds will be allocated by certain dates; requiring the department to release scholarship funds once an application has been approved for the program; clarifying that accrued interest is in addition to, and not part of, awarded funds; authorizing organizations to develop a system for payment of benefits by funds transfer; prohibiting scholarship awards from being reduced by certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; providing criteria for such audits; requiring the Auditor General to provide the

commissioner with a copy of such audits within a specified timeframe; requiring the Auditor General to notify the department of any organization that fails to comply with a request for information; providing application requirements for charitable organizations seeking to participate in the Family Empowerment Scholarship program; requiring the office to review applications in consultation with the Department of Revenue and the Chief Financial Officer; requiring the commissioner to recommend approval or disapproval of applications to the State Board of Education within a certain timeframe; requiring the state board to consider applications and recommendations at its next scheduled meeting; requiring the state board to provide a written explanation to organizations whose applications are disapproved; requiring the state board to provide written notice to affected students and parents if the state board disapproves an organization's renewal application; allowing students affected by such disapproval to remain eligible for the program for a specified timeframe; requiring such students to apply to and be accepted by a different organization for upcoming school years; requiring remaining funds held by a disapproved organization to be transferred to the student's account established at the eligible organization accepting the student; providing that an organization is a renewing organization if it maintains continuous approval and participation in the program; requiring the state board to adopt rules; exempting specified entities from the initial or renewal application process; deleting an obsolete implementation schedule; amending s. 1002.395, F.S.; renaming the Florida Tax Credit Scholarship Program the Florida K-12 Education Funding Tax Credit Program; revising the purpose of the program; revising and deleting terms; deleting provisions made obsolete by the act; authorizing a taxpayer to elect to make eligible contributions to the Department of Revenue or Division of Alcoholic Beverages and Tobacco; specifying the manner in which a taxpayer may elect to make eligible contributions; requiring all eligible contributions received by the department and the division to be deposited into a specified fund; amending s. 1002.40, F.S.; renaming the Hope Scholarship Program the K-12 Education Funding Tax Credit Program; deleting provisions made obsolete by the act; revising and deleting terms; authorizing eligible contributions to be used for K-12 education funding; requiring an eligible contribution to be accompanied by a contribution election form provided by the Department of Revenue; requiring the Department of Revenue to develop the form in collaboration with the Department of Education; providing the information to be included in the form; requiring the Department of Revenue to deposit all receipts of eligible contributions into a specified fund; requiring the Department of Revenue to adopt rules; amending s. 1002.411, F.S.; conforming a provision to changes made by the act; amending s. 1002.421, F.S.; providing that private virtual schools meet the requirement to maintain a physical location in this state if such virtual schools maintain at least one administrative office in a specified manner; requiring certain private schools to provide reports from a specified public accountant; providing requirements for such reports; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending ss. 1009.98, 1009.981, and 1011.61, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; deleting a provision requiring that certain funds not be included in the calculated amount for certain scholarship awards; providing an effective date.

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

By Senators Gruters, Perry, Hooper, Torres, Taddeo, Burgess, Ausley, Albritton, and Harrell—

**SB 50**—A bill to be entitled An act relating to the sales and use tax; amending s. 212.02, F.S.; expanding the definition of the term “retail sale” to include sales facilitated through a marketplace; conforming a provision to changes made by the act; amending s. 212.05, F.S.; conforming a provision to changes made by the act; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of mail order sales with provisions relating to the taxation of remote sales; defining the terms “remote sale” and “substantial number of remote sales”; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for marketplace sellers; requiring marketplace providers to allow the Department of Revenue to examine and audit

their books and records; specifying the examination and audit authority of the department; providing that a marketplace seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; amending s. 212.12, F.S.; deleting the authority of the department's executive director to negotiate a collection allowance with certain dealers; conforming provisions to changes made by the act; amending s. 212.18, F.S.; conforming a provision to changes made by the act; amending s. 212.20, F.S.; providing applicability of requirements for refund of taxes adjudicated unconstitutionally collected to taxes levied or collected pursuant to marketplace provisions; amending s. 213.27, F.S.; conforming provisions to changes made by the act; providing applicability; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing for severability; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Rodrigues—

**SB 52**—A bill to be entitled An act relating to postsecondary education; amending s. 1009.25, F.S.; clarifying fee exemptions for the Department of Children and Families; creating s. 1009.30, F.S.; providing legislative findings; establishing the Dual Enrollment Scholarship Program; providing for the administration of the program; providing for the reimbursement of tuition and costs to eligible postsecondary institutions; requiring students participating in dual enrollment programs to meet specified minimum eligibility requirements in order for institutions to receive reimbursements; requiring participating institutions to annually report specified information to the Department of Education by certain dates; providing a reimbursement schedule for tuition and instructional materials costs; requiring the Department of Education to reimburse institutions by specified dates; providing that reimbursement for dual enrollment courses is contingent upon appropriations; providing for the prorating of reimbursements under certain circumstances; requiring the State Board of Education to adopt rules; creating s. 1012.978, F.S.; authorizing university boards of trustees to implement a bonus scheme for state university system employees based on awards for work performance or employee recruitment and retention; requiring a board of trustees to submit the bonus scheme to the Board of Governors; requiring the Board of Governors to approve such bonus scheme before its implementation; providing an effective date.

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

By Senators Burgess and Rouson—

**SB 54**—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; conforming a provision to changes made by the act; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.27, F.S.; defining the term “garage liability insurance”; revising garage liability insurance requirements for motor vehicle dealer applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising minimum coverage requirements for proof of financial responsibility for



specified motor vehicles; defining the term “for-hire passenger transportation vehicle”; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; revising the vehicles that are excluded from the definition of the term “motor vehicle”; providing security requirements for certain excluded vehicles; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; amending s. 324.023, F.S.; conforming cross-references; making technical changes; amending s. 324.031, F.S.; specifying a method of proving financial responsibility; revising the amount of a certificate of deposit required to elect a certain method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending ss. 324.051, 324.071, and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for motor vehicle liability insurance policies relating to coverage, and exclusion from coverage, for certain drivers and vehicles; defining terms; conforming provisions to changes made by the act; making technical changes; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term “third-party benefit”; amending s. 409.910, F.S.; revising the definition of the term “medical coverage”; amending s. 456.057, F.S.; conforming a provision to changes made by the act; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; defining the term “upcoded”; amending s. 624.155, F.S.; revising conditions for awarding punitive damages; providing that a person is not entitled to judgments under multiple bad faith remedies; creating s. 624.156, F.S.; providing that the section applies in certain bad faith failure to settle actions against any insurer for a loss arising out of the ownership, maintenance, or use of a motor vehicle under specified circumstances; providing an exception; providing that insurers have a duty of good faith; defining the term “bad faith failure to settle”; specifying best practice standards for insurers upon receiving notice of a claim or a demand for settlement; specifying certain requirements for insurer communications to an insured in handling first-party and third-party claims; specifying requirements for the insurer when a loss involves multiple claimants under certain conditions; specifying conditions precedent for claimants filing bad faith failure to settle actions except those actions filed under a specified section; specifying requirements for information that must be included in a demand for settlement; requiring a demand for settlement to release the insured from liability under certain conditions; requiring the demand for settlement be served upon the insurer at the address designated with the Department of Financial Services; prohibiting claimants from placing conditions on acceptance of a demand for settlement other than electing the right to examine the insured under oath regarding certain information; authorizing claimants to examine insureds under oath under certain conditions; authorizing the claimant to request the insured bring relevant documents to the examination under oath; prohibiting the claimant from examining the insured under oath regarding liability; requiring the claimant, insurer, and insured to cooperate in scheduling the examination under oath; specifying the timeframe within which the examination must take place; authorizing the claimant to withdraw the demand for settlement if the insured refuses to submit to an examination under oath; authorizing an insurer to accept a demand for settlement if the insured refuses to submit to an examination under oath; absolving an insurer of a duty to defend and of liability under certain circumstances; specifying the timeframe within which a claimant may withdraw a demand for settlement; specifying that an insurer’s duty of good faith continues unless a claimant’s withdrawal of a

demand for settlement occurs under certain conditions; providing that insurers may not be held liable in a bad faith failure to settle action if they tender policy limits within a certain timeframe; specifying that insurers that accept demands for settlement are entitled to releases of their insureds; providing an exception; requiring claimants to prove in any bad faith failure to settle action by a preponderance of the evidence that the insurer violated its duty of good faith and in bad faith failed to settle; specifying factors for the trier of fact to consider in determining whether an insurer violated its duty of good faith and in bad faith failed to settle; requiring the trier of fact to be informed of an excess judgment; prohibiting disclosure of certain judgment information to the trier of fact; limiting damages in bad faith failure to settle actions; providing that judgment creditors must be subrogated to the rights of the insured under certain circumstances; prohibiting multiple bad faith remedies; providing applicability; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance act”; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0651, F.S.; specifying requirements for initial rate filings for motor vehicle liability policies submitted to the Office of Insurance Regulation beginning on a specified date; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising coverages that are subject to a stacking prohibition; amending s. 627.4137, F.S.; requiring that insurers disclose certain information at the request of a claimant’s attorney; authorizing a claimant to file an action under certain circumstances; providing for the award of reasonable attorney fees and costs under certain circumstances; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee’s coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to cover reasonable expenses for certain medical services provided by specified providers and facilities and to provide a death benefit; specifying the minimum medical expense and death benefit limits; specifying coverage options an insurer is required or authorized to offer; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving certain notice of an accident, to hold a specified reserve for certain purposes for a certain timeframe; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; specifying that an insurer providing medical payments coverage benefits may not seek a lien on a certain recovery and may not bring a certain cause of action; authorizing insurers to include policy provisions allowing for subrogation, under certain circumstances, for medical payments benefits paid; providing construction; specifying a requirement for an insured for repayment of medical payments benefits under certain circumstances; prohibiting insurers from including policy provisions allowing for subrogation for death benefits paid; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term “minimum security requirements”; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; conforming provisions to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; amending s. 627.749,



F.S.; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 56**—A bill to be entitled An act relating to community association assessment notices; amending s. 718.111, F.S.; requiring condominium associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 718.116, F.S.; revising timeframes for foreclosure judgments; conforming provisions to changes made by the act; amending s. 718.121, F.S.; requiring condominium associations to deliver certain statements of account to unit owners in a specified manner; requiring condominium associations to give notice to unit owners before changing the method of delivery for the statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting condominium associations from requiring the payment of attorney fees relating to past due assessments without first providing a specified notice to unit owners; providing requirements for the notice; revising the timeframe for condominium associations to file liens against condominium units; conforming provisions to changes made by the act; amending s. 719.104, F.S.; requiring cooperative associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 719.108, F.S.; requiring cooperative associations to deliver certain statements of account to unit owners in a specified manner; requiring cooperative associations to give notice to unit owners before changing the method of delivery for the statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting cooperative associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to unit owners; providing requirements for the notice; revising the timeframe for cooperative associations to file liens against cooperative parcels; conforming provisions to changes made by the act; amending s. 720.303, F.S.; requiring homeowners' associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to parcel owners; amending s. 720.3085, F.S.; requiring homeowners' associations to deliver certain statements of account to parcel owners in a specified manner; requiring homeowners' associations to give notice to parcel owners before changing the method of delivery for the statements of account; providing requirements for the notice; requiring parcel owners to affirmatively acknowledge the changes in delivery methods; prohibiting homeowners' associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to parcel owners; providing requirements for the notice; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Rodriguez—

**SB 58**—A bill to be entitled An act relating to hospitals' community benefit reporting; repealing s. 193.019, F.S., relating to reporting of community benefit expenses for property tax exemption purposes; providing an effective date.

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

By Senator Bradley—

**SB 60**—A bill to be entitled An act relating to county and municipal code enforcement; amending s. 125.69, F.S.; prohibiting code inspectors designated by boards of county commissioners from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the board before an investigation occurs; providing construction; amending s. 162.06, F.S.; prohibiting code inspectors from initiating enforcement proceedings for potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; amending s. 162.13, F.S.; providing construction; amending s. 162.21, F.S.; prohibiting code enforcement officers from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing construction; amending s. 166.0415, F.S.; prohibiting code inspectors designated by governing bodies of municipalities from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the governing body before an investigation occurs; providing construction; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

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By Senator Bradley—

**SB 62**—A bill to be entitled An act relating to regional planning councils; amending s. 186.007, F.S.; revising a requirement for the Executive Office of the Governor to review and consider certain reports, data, and analyses relating to the revision of the state comprehensive plan; eliminating the advisory role of regional planning councils in state comprehensive plan preparation and revision; repealing ss. 186.501, 186.502, 186.503, 186.504, 186.505, 186.506, 186.507, 186.508, 186.509, 186.511, 186.512, and 186.513, F.S., relating to the Florida Regional Planning Council Act, including a short title, legislative findings, definitions, the creation and membership of regional planning councils, the powers and duties of regional planning councils, the powers and duties of the Executive Office of the Governor relating to the act, strategic regional policy plans, strategic regional policy plan adoption, a dispute resolution process, the evaluation of strategic regional policy plans, the designation of regional planning councils, and reports; repealing s. 186.515, F.S., relating to the creation of regional planning councils under ch. 163, F.S.; amending s. 215.559, F.S.; requiring the Division of Emergency Management to give funding priority to certain projects in counties, rather than regional planning council regions, that meet specified criteria; amending s. 252.385, F.S.; revising the requirements for the statewide emergency shelter plan to include the general location and square footage of special needs shelters by county rather than by regional planning council region; requiring state funds to be maximized and targeted to counties with hurricane evacuation shelter deficits rather than regional planning council regions; amending s. 320.08058, F.S.; revising the distribution of annual use fees collected for the Tampa Bay Estuary license plate; amending s. 369.307, F.S.; requiring the St. Johns River Water Management District, rather than the East Central Florida Regional Planning Council, to adopt policies to protect the Wekiva River Protection Area; revising requirements for such policies; amending s. 369.324, F.S.; requiring the St. Johns River Water Management District, rather than the East Central Florida Regional Planning Council, to provide staff support to the Wekiva River Basin Commission; requiring the district to serve as a clearinghouse of baseline or specialized studies; amending s. 380.05, F.S.; authorizing local governments to recommend areas of critical state concern to the state land planning agency; amending s. 403.7225, F.S.; requiring counties to make arrangements with the Department of Environmental Protection, rather than their regional planning councils, to perform hazardous waste management assessments; amending s. 403.723, F.S.; requiring the department, rather than regional planning councils, to designate sites for construction of regional hazardous waste storage or treatment facilities; amending s. 1013.372, F.S.; providing that if a county does not have a hurricane evacuation shelter deficit, educational facilities within

the county are not required to incorporate the public shelter criteria; requiring the Division of Emergency Management to identify the general location and square footage of existing and needed shelters by county rather than by regional planning council region; amending s. 1013.385, F.S.; authorizing counties, rather than regional planning councils, to determine whether there is sufficient shelter capacity in a school district; amending s. 1013.74, F.S.; requiring public hurricane evacuation shelters in certain counties rather than in regional planning council regions to be constructed in accordance with public shelter standards; amending ss. 68.082, 120.52, 120.525, 120.65, 163.3164, 163.3177, 163.3178, 163.3184, 163.3245, 163.568, 164.1031, 186.003, 186.006, 186.008, 186.803, 187.201, 218.32, 258.501, 260.0142, 288.0656, 288.975, 335.188, 338.2278, 339.155, 339.175, 339.63, 339.64, 341.041, 343.54, 369.303, 373.309, 377.703, 378.411, 380.031, 380.045, 380.055, 380.06, 380.061, 380.07, 380.507, 403.0752, 403.503, 403.50663, 403.507, 403.518, 403.522, 403.526, 403.5272, 403.5363, 403.5365, 403.537, 403.704, 403.7226, 403.9403, 403.941, 403.9422, 403.973, 408.033, 420.609, 427.012, 501.171, and 1013.30, F.S.; conforming provisions and cross-references to changes made by the act; amending ss. 339.285, 373.415, and 403.5115, F.S.; conforming cross-references; reenacting ss. 57.105(5), 57.111(3)(f), and 216.241(3), F.S., relating to attorney fees, civil actions and administrative proceedings initiated by state agencies, and initiation or commencement of new programs, respectively, to incorporate the amendment made to s. 120.52, F.S., in references thereto; reenacting s. 380.0552(6), F.S., relating to the Florida Keys Area and its protection and designation as an area of critical state concern, to incorporate the amendment made to s. 380.045, F.S., in a reference thereto; authorizing local governments to enter into agreements to create regional planning entities; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senator Albritton—

**SB 64**—A bill to be entitled An act relating to reclaimed water; amending s. 403.064, F.S.; requiring certain domestic wastewater utilities to submit to the Department of Environmental Protection by a specified date a plan for eliminating nonbeneficial surface water discharge within a specified timeframe; providing requirements for the plan; requiring the department to approve plans that meet certain requirements; requiring the department to make a determination regarding a plan within a specified timeframe; requiring the utilities to implement approved plans by specified dates; providing for administrative and civil penalties; requiring certain utilities to submit updated annual plans until certain conditions are met; requiring domestic wastewater utilities applying for permits for new or expanded surface water discharges to prepare a specified plan for eliminating nonbeneficial discharges as part of its permit application; requiring the department to submit an annual report to the Legislature by a specified date; providing applicability; providing construction; authorizing the department to convene and lead one or more technical advisory groups; providing that potable reuse is an alternative water supply and that projects relating to such reuse are eligible for alternative water supply funding; requiring the department and the water management districts to develop and execute, by a specified date, a memorandum of agreement for the coordinated review of specified permits; providing that potable reuse projects are eligible for certain expedited permitting and priority funding; providing construction; creating s. 403.892, F.S.; defining terms; requiring counties, municipalities, and special districts to authorize graywater technologies under certain circumstances and to provide incentives for the implementation of such technologies; providing requirements for the use of graywater technologies; providing that the installation of residential graywater systems meets certain public utility water conservation measure requirements; providing for the applicability of specified reclaimed water aquifer storage and recovery well requirements; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

**SB 66**—Not used.

By Senator Garcia—

**SB 68**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting personal identifying and location information of current and former staff and volunteers of domestic violence centers certified by the Department of Children and Families under ch. 39, F.S., and personal identifying and location information of spouses and children of such personnel, from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

By Senator Garcia—

**SB 70**—A bill to be entitled An act relating to domestic violence centers; creating s. 39.9057, F.S.; prohibiting the unlawful disclosure of certain information about domestic violence centers; providing criminal penalties; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

By Senators Brandes, Perry, Baxley, and Hutson—

**SB 72**—A bill to be entitled An act relating to civil liability for damages relating to COVID-19; creating s. 768.38, F.S.; providing legislative findings and intent; defining terms; providing requirements for a civil action based on a COVID-19-related claim; providing that the plaintiff has the burden of proof in such action; providing a statute of limitations; providing severability; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

By Senators Brandes and Burgess—

**SB 74**—A bill to be entitled An act relating to COVID-19-related claims against health care providers; creating s. 768.381, F.S.; defining terms; providing preliminary procedures for civil actions based on COVID-19-related claims; providing the standard of proof required at trial for such claims; providing immunity from liability for COVID-19-related claims under certain circumstances; requiring COVID-19-related claims to commence within a specified timeframe; providing construction; providing applicability; providing severability; providing for retroactive application; providing an effective date.

—was referred to the Committees on Judiciary; Health Policy; and Rules.

By Senator Boyd—

**SB 76**—A bill to be entitled An act relating to residential property insurance; amending s. 627.428, F.S.; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; amending s. 627.7011, F.S.; providing that certain provisions relating to homeowners' policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by including roof surface reimbursement schedules; providing requirements for roof surface reimbursement schedules; prohibiting cash value coverage for roofs under certain circumstances; amending s. 627.70132, F.S.; revising property insurance coverages for which a notice of claim must be given to the insurer within a specified timeframe; revising the timeframe for providing notices of property insurance claims; revising the definitions of the terms "supplemental claim" and "reopened claim"; amending s. 627.7015, F.S.; conforming a provision to changes made by the act; creating s. 627.70152, F.S.; providing applicability; defining terms; requiring notice of intent to initiate litigation; specifying re-

quirements for such notice; specifying an assignee's presuit obligations; specifying the timeframe within which a notice of intent to initiate litigation must be served; requiring dismissal of certain actions under specified circumstances; specifying the admissibility of certain evidence; providing construction; authorizing an insurer to request to inspect, photograph, or evaluate certain property; specifying requirements for such inspections, photographs, and evaluations; authorizing motions to abate suits under property insurance policies; specifying conditions for abatement; providing for an award of attorney fees for certain claims under specified circumstances; providing for an award of attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; amending s. 627.7152, F.S.; deleting definitions; deleting a requirement for a notice of intent to initiate litigation; deleting requirements for such notice; deleting a requirement for a written response to the notice of intent to initiate litigation; deleting requirements for such response; deleting a provision related to an award of reasonable attorney fees and costs for certain claims arising under an assignment agreement; deleting a provision related to an award of reasonable attorney fees and costs following a voluntary dismissal under certain circumstances; deleting a requirement for the court to stay proceedings under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 78**—A bill to be entitled An act relating to dues and uniform assessments; amending s. 447.301, F.S.; requiring that a public employee who desires to join an employee organization sign a membership authorization form; requiring that the form include a specified acknowledgement; requiring an employee organization to revoke an employee's membership upon receipt of the employee's request for revocation; requiring certain employees to provide specified notice to his or her employer to revoke certain deductions; providing that a revocation form may not require an employee to state a reason for the revocation; amending s. 447.303, F.S.; providing that certain deductions commence upon the employer's receipt and confirmation of the employee's signed deduction authorization form; specifying the time period that an employee's authorization to deduct dues and uniform assessments remains in effect; reenacting s. 110.114(3), F.S., relating to employee wage deductions, to incorporate the amendment made to s. 447.303, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

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By Senators Brodeur and Albritton—

**SB 80**—A bill to be entitled An act relating to child welfare; creating s. 39.00146, F.S.; defining terms; requiring the case record of every child under the supervision or in the custody of the Department of Children and Families, the department's agents, or providers contracting with the department to include a case record face sheet; specifying information required to be included in the case record face sheet; requiring the department, the department's agents, and providers contracting with the department to update the case record face sheet monthly; requiring the department to adopt rules; amending s. 39.522, F.S.; revising criteria for the court to consider when determining whether a legal change of custody is in the best interests of the child; providing a rebuttable presumption that the best interest of the child is to remain in the current placement; providing for when the presumption is applicable; establishing the manner to rebut the presumption; amending s. 39.523, F.S.; providing legislative findings; providing for priority placements for a child who must be placed in out-of-home care; requiring that sibling groups be placed together under certain circumstances; requiring placement decisions for sibling groups be made pursuant to a specified provision; requiring that child and family team meetings be held when an important decision regarding the child must be made; providing the purpose of child and family team meetings; providing for the composition of child and family teams; providing requirements for child and family team meetings; requiring community-based care lead agencies and subcontracted agencies to coordinate a child and family team meeting as part of the comprehensive placement assessment process; requiring the formation of a team as soon as pos-

sible when the child is removed from the home; requiring the child and family teams to collaborate with services providers to ensure coordination of existing services; prohibiting the delay of team meetings under certain circumstances; requiring child and family teams to conduct supplemental assessments for certain children; requiring team participants to gather certain information related to the child for such supplemental assessments; authorizing the department to discuss confidential information during the child and family team meeting in the presence of individuals who participate in the meeting; providing that information collected by any agency or entity that participates in the child and family team meeting which is confidential and exempt upon collection remains confidential and exempt when discussed in meetings; providing that all individuals who participate in the meeting must maintain the confidentiality of all information shared during the meeting; requiring, rather than authorizing, the department to adopt rules; creating s. 39.5321, F.S.; providing legislative findings and intent; defining terms; providing for the creation of transition plans for changes in placement; providing conditions under which a child may be removed from a caregiver's home; requiring community-based care lead agencies to provide services to prevent a change in placement; requiring the department and community-based care lead agencies to coordinate a child and family team meeting to develop a transition plan under certain circumstances; requiring the department or community-based care lead agency to provide notice of a planned placement change; providing requirements for the notice; providing for transition planning in emergency situations; providing child and family meeting requirements in emergency situations; requiring the department or community-based care lead agency to provide notice of the emergency placement change to specified persons; providing requirements for the notice; providing requirements for transition plans made in emergency situations; requiring the department or community-based care lead agency to file such transition plans with the court within a specified timeframe; requiring that prospective caregivers be fully informed of certain information before placement; requiring community-based care lead agencies to review certain information with prospective caregivers; requiring additional considerations for placement changes for infants and young children; providing findings; providing for determinations to be made to minimize changes in school placements; providing factors that must be considered when selecting a new school for a child; requiring children who enter out-of-home care or undergo changes in placement to remain with familiar child care providers or early education programs, if possible; providing requirements for transition plans for transitions between K-12 schools; requiring the department, in collaboration with the Quality Parenting Initiative, to develop a form for a specified purpose; specifying requirements for the form; requiring the department and community-based care lead agencies to document child and family team meetings and placement transition decisions in the Florida Safe Families Network and include such information in the social study report for judicial review; requiring the department to adopt rules; creating s. 39.5232, F.S.; providing legislative findings; defining terms; requiring the department to make reasonable efforts to place siblings in the same foster, kinship, adoptive, or guardianship home when certain conditions are met; requiring the department to take certain actions when siblings are not placed together; specifying that the department and court are not required to make a placement or change in placement to develop certain sibling relationships; requiring caseworkers to convene a child and family team meeting to determine and assess sibling relationships at the time a child is removed from a home; providing requirements for such child and family teams and related meetings; requiring the department and community-based care lead agencies to document in writing decisions to separate siblings in case files and the Florida Safe Families Network; specifying requirements for such documentation; requiring caseworkers to convene a child and family team meeting when one child does not adjust to placement as a sibling group; requiring the child and family team to review such placement and choose a plan least detrimental to each child; requiring the department and community-based care lead agencies to periodically reassess certain sibling placements; requiring the department and community-based care lead agencies to determine specified factors when determining whether to move infants and young children to new placements under certain conditions; requiring that a child's transition to a new home be carried out gradually when it is determined that the child would benefit from being placed with siblings; requiring the department, in collaboration with the Quality Parenting Initiative, to develop standard protocols for caseworkers for use in making specified decisions about child placement; providing considerations for maintaining contact between siblings when separated; providing duties for caregivers; requiring the

department to provide children with specified information relating to their siblings; requiring the department to make reasonable efforts to ascertain such information if it is not known; requiring the department and community-based care lead agencies to convene a child and family team meeting under certain conditions; providing that a child has a right to continued communication with a sibling when the child's sibling is also in out-of-home care and such sibling leaves out-of-home care for any reason; authorizing the court to limit and restrict communication and visitation upon a finding of clear and convincing evidence that such communication or visitation is harmful to the child; requiring the court to direct the department to provide certain services; requiring the department to adopt rules; amending s. 39.806, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

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By Senators Baxley and Hutson—

**SB 82**—A bill to be entitled An act relating to sponsorship identification disclaimers; amending s. 106.011, F.S.; revising the definition of the term “electioneering communication” to conform to changes made by the act; amending s. 106.071, F.S.; modifying provisions governing general independent expenditure disclaimers to conform to changes made by the act; amending s. 106.143, F.S.; removing an exemption for text messages from certain requirements governing political advertisement disclaimers to conform to changes made by the act; amending s. 106.1439, F.S.; modifying provisions governing general electioneering communications disclaimer requirements to conform to changes made by the act; amending s. 106.147, F.S.; establishing sponsorship identification disclaimer requirements for certain text messages; modifying existing requirements governing telephone call disclaimers; providing exceptions and restrictions; providing a penalty; revising the definition of the term “person” to conform to changes made by the act; amending s. 106.1475, F.S.; requiring specified persons and organizations sending certain paid text messages to have and maintain a registered agent for specified purposes; providing exceptions; providing a penalty; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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By Senator Rodrigues—

**SB 84**—A bill to be entitled An act relating to retirement; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for employees initially enrolled on or after a specified date; providing exceptions; conforming provisions to changes made by the act; amending s. 121.052, F.S.; removing authorization for an elected officer to elect membership in the Senior Management Service Class on or after a specified date; amending s. 121.35, F.S.; modifying provisions governing participation in the investment plan for individuals who are eligible to participate in the State University System Optional Retirement Program to conform to changes made by the act; providing for the transfer of contributions for employees who default into the investment plan; amending s. 121.4501, F.S.; modifying provisions governing the administration of the investment plan to reflect compulsory membership for specified employees; amending s. 121.74, F.S.; revising the employer assessment rate to fund certain administrative and educational expenses related to investment plan administration as of a specified date; amending ss. 238.072 and 413.051, F.S.; conforming cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

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By Senator Baxley—

**SB 86**—A bill to be entitled An act relating to student financial aid; amending s. 1009.25, F.S.; making technical changes; amending s. 1009.40, F.S.; conforming provisions to changes made by the act; requiring that eligibility for state financial aid awards and tuition assistance grants be reevaluated each term and identify students' program of

study; providing additional eligibility criteria for financial aid awards and tuition assistance grants, beginning with a specified academic year; providing that eligibility for such funds is contingent on enrollment in certain career certificate or degree programs; providing that students who have not yet been admitted to such a program are eligible to receive certain funding; creating s. 1009.46, F.S.; providing the duties of post-secondary educational institutions with regard to financial aid and tuition assistance programs; specifying penalties for noncompliance; requiring the Board of Governors and the State Board of Education to each approve, by a specified date, a list of career certificate and undergraduate and graduate degree programs that they determine lead directly to employment; requiring that each list include specified information; requiring each list to include programs from independent colleges and universities; requiring that the lists be updated annually; amending s. 1009.50, F.S.; revising the formula for calculating how Florida Public Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Public Student Assistance Grant Program funds to be deposited in the State Student Financial Assistance Trust Fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.505, F.S.; deleting a provision authorizing Florida Public Postsecondary Career Education Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.51, F.S.; revising the formula for calculating how Florida Private Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Private Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Private Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.52, F.S.; revising the formula for how Florida Postsecondary Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Postsecondary Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Postsecondary Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.53, F.S.; requiring the Department of Education to advertise the Florida Bright Futures Scholarship Program to specified persons no later than September 1 of each year; deleting a provision authorizing unused Florida Bright Futures Scholarship Program funds to be carried forward; deleting a provision authorizing certain students to receive specified loans; amending s. 1009.532, F.S.; requiring, beginning with a specified academic year, that the maximum number of credit hours which can be awarded under the Florida Bright Futures Scholarship Program be reduced by the number of postsecondary credit hours the student has earned from certain articulated acceleration mechanisms; amending s. 1009.534, F.S.; revising and expanding eligibility requirements of the Florida Academic Scholars award; providing that a Florida Academic Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.5341, F.S.; authorizing a Bright Futures Scholarship recipient to apply the unused portion of a Florida Academic Scholars award or Florida Medallion Scholars award toward graduate study for a specified academic year; authorizing a Bright Futures Scholarship recipient to apply the unused portion of a Florida Academic Scholars award or Florida Medallion Scholars award toward graduate study in a specified degree field, paid at the undergraduate rate, beginning with a specified academic year; amending s. 1009.535, F.S.; revising and expanding eligibility for Florida Medallion Scholars awards; providing that the amount of Florida Medallion Scholars' awards is as specified in the General Appropriations Act; creating s. 1009.71, F.S.; establishing the Florida Bright Opportunities Grant Program; requiring the program to be administered by the participating institutions subject to state board rules; providing the purpose of the program; specifying eligibility requirements for the program; prohibiting institutions from imposing additional eligibility requirements on students; requiring the program to cover remaining tuition and fees for eligible students after the application of all other federal and state financial aid, with a stipend for books as specified in the General Appropriations Act; requiring program awards to be allocated on a first-come, first-served basis; requiring returning students to receive priority over new students; providing the duration of the award; requiring funds to be distributed to eligible institutions based on a formula approved by the state board; requiring the

formula to consider specified criteria; requiring grants to be transmitted to institutions in advance of the registration period; requiring institutions to notify students of award amounts; requiring institutions to determine the eligibility status of each student at a specified time; prohibiting institutions from being required to reevaluate student eligibility after the specified time; requiring institutions to report specified information to the department; requiring institutions to remit to the department any undisbursed advances within a specified timeframe; requiring the state board to adopt rules; creating s. 1009.711, F.S.; establishing the Florida Endeavor Scholarship Program; requiring the award to cover tuition and registration fees for eligible students at a Florida College System institution, a career center, or a charter technical career center; specifying eligibility for students without a high school credential; requiring enrollment in specified programs; requiring completion of specified clock hours and a minimum postsecondary grade point average; requiring program awards to be allocated on a first-come, first-served basis; requiring returning students to be given priority over new students; providing the duration of the award; requiring funds to be distributed to eligible institutions based on a formula approved by the state board; requiring the formula to consider specified criteria; requiring grants to be transmitted to institutions in advance of the registration period; requiring institutions to notify students of award amounts; requiring institutions to determine the eligibility status of each student at a specified time; prohibiting institutions from being required to reevaluate student eligibility after the specified time; requiring institutions to report specified information to the department; requiring institutions to remit to the department any undisbursed advances within a specified timeframe; requiring the state board to adopt rules; amending s. 1009.893, F.S.; requiring a student who enrolls in a baccalaureate degree program in specified academic years to comply with certain requirements to attain a Benacquisto Scholarship; providing that the amount awarded under the program will be as specified in the General Appropriations Act; providing an effective date.

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

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By Senators Brodeur and Baxley—

**SB 88**—A bill to be entitled An act relating to farming operations; amending s. 823.14, F.S.; revising legislative findings; defining the term “agritourism activity”; revising the definition of the term “farm operation”; prohibiting farms from being held liable for certain claims for tort liability except under certain circumstances; providing a burden of proof; prohibiting nuisance actions from being filed against farm operations unless specified conditions are met; providing requirements for and limitations on damages; providing that plaintiffs who bring nuisance actions against farm operations are liable for certain costs and expenses under certain conditions; amending ss. 193.4517, 316.5501, 633.202, and 812.015, F.S.; conforming cross-references; reenacting ss. 163.3162(2)(b), 163.3163(3)(b), 403.9337(4), and 570.86(4), F.S., relating to agricultural lands and practices, applications for development permits and disclosure and acknowledgment of contiguous sustainable agricultural land, Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, and definitions relating to agritourism, respectively, to incorporate the amendments made by this act to s. 823.14, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Environment and Natural Resources; and Rules.

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By Senator Baxley—

**SB 90**—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.62, F.S.; limiting the duration of requests for vote-by-mail ballots to all elections held within a calendar year of a request; amending s. 101.68, F.S.; authorizing the canvassing of vote-by-mail ballots upon the completion of the public preelection testing of automatic tabulating equipment; providing for construction and applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Bean—

**SB 92**—A bill to be entitled An act relating to the Department of Children and Families; amending s. 20.19, F.S.; requiring the department to establish community alliances in each community-based care lead agency service area; requiring community alliances to adopt certain bylaws; revising the membership of community alliances; amending s. 39.4015, F.S.; requiring, rather than authorizing, the department to develop a family-finding program; removing the limitation that the development of family-finding programs is subject to available resources; requiring that family finding begin as soon as a child is taken into custody of the department; making technical changes; amending s. 39.4087, F.S.; requiring the department to treat caregivers in a specified manner; requiring the department to provide certain information to and training for caregivers of children in foster care; removing the requirement that such information be provided subject to available resources; expanding certain information that is required to be fully disclosed to the caregivers to include the child’s issues related to behavioral health; making technical changes; amending s. 39.5086, F.S.; removing the limitation that the development of kinship navigator programs is subject to available resources; requiring, rather than authorizing, each community-based care lead agency to establish a kinship navigator program; amending s. 394.9082, F.S.; requiring the department to collect and post specified information on its website for each managing entity under contract with the department; defining the term “employee”; providing a limitation on the managing entity employees’ salaries; requiring that contracts and amendments to existing contracts between the department and managing entities include a specified provision; creating s. 394.90825, F.S.; defining terms; requiring a board member or an officer of a managing entity to disclose specified activity that may reasonably be construed as a conflict of interest; creating a rebuttable presumption of a conflict of interest if the activity was acted upon by the board without prior notice; establishing a process for the managing entity’s board of directors to address the activity under certain timelines; providing for certain consequences for failure to obtain a board’s approval or failure to properly disclose a contract as a conflict of interest; amending s. 409.987, F.S.; requiring the department to develop an alternative plan to contracting with a lead agency in a community under certain circumstances; providing requirements for the alternative plan; defining terms; requiring a board member or an officer of a lead agency to disclose activity that may reasonably be construed as a conflict of interest; creating a rebuttable presumption of a conflict of interest if the activity was acted upon by the board without prior notice; establishing a process for the lead agency’s board of directors to address the activity under certain timelines; providing for certain consequences for failure to obtain a board’s approval or failure to properly disclose a contract as a conflict of interest; amending s. 409.988, F.S.; deleting a requirement that lead agencies post their current budgets on their websites; requiring a lead agency to demonstrate the ability to adhere to all best child welfare practices; amending s. 409.992, F.S.; defining the term “employee”; revising a limitation on salaries of community-based care lead agency employees; requiring that contracts and amendments to existing contracts between the department and lead agencies include a specified provision; amending s. 409.996, F.S.; requiring that contracts between the department and lead agencies provide information to the department which specifies how the lead agency will adhere to all best child welfare practices; requiring the department to collect and post on its website specified information relating to contracts between lead agencies and the department; creating s. 409.998, F.S.; providing legislative findings and intent; requiring the department to establish a program that consists of a child and family well-being system; requiring the designated lead agency to carry out programmatic functions; defining the term “child and family well-being system”; specifying program requirements; requiring the department, in collaboration with specified entities, to design, implement, and evaluate the program requirements; requiring the Florida Institute for Child Welfare, by a specified date, to annually submit a report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Brodeur—

**SB 94**—A bill to be entitled An act relating to water storage north of Lake Okeechobee; creating s. 373.4599, F.S.; defining terms; requiring

the South Florida Water Management District to request that the United States Army Corps of Engineers seek congressional approval of a project implementation report for the Lake Okeechobee Watershed Restoration Project by a specified date; requiring the district to seek a project partnership agreement with the corps upon such approval; requiring the district, in partnership with the corps, to expedite the development and implementation of aquifer storage and recovery wells; requiring the district to perform necessary scientific investigation and monitoring with implementation of such storage and recovery; requiring the district to expedite implementation of the aquifer storage and recovery science plan developed by the district and the corps; providing an implementation schedule for project sites; requiring the district, in partnership with the corps, to pursue expeditious implementation of certain wetland restoration projects; requiring the district to submit a report to the Legislature by a specified date; providing requirements for the report; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; and Appropriations.

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By Senator Book—

**SB 96**—A bill to be entitled An act relating to child welfare; creating s. 39.101, F.S.; transferring existing provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; revising requirements for certain statistical reports that the department is required to collect and analyze; amending s. 39.201, F.S.; revising when a person is required to report to the central abuse hotline; requiring animal control officers and certain agents to provide their names to hotline staff; requiring central abuse hotline counselors to advise reporters of certain information; requiring counselors to receive specified periodic training; revising requirements relating to reports of abuse involving impregnation of children; providing requirements for the department when handling reports of child abuse, neglect, or abandonment by a parent or caregiver and reports of child-on-child sexual abuse; amending s. 39.2015, F.S.; specifying serious incidents for which the department is required to provide an immediate multiagency investigation; requiring an immediate onsite investigation by a critical incident rapid response team when reports are received by the department containing allegations of the sexual abuse of certain children; revising membership of multiagency teams; amending s. 39.202, F.S.; expanding the authorization of access to certain confidential records to include members of standing or select legislative committees, upon request, within a specified timeframe; amending s. 39.205, F.S.; providing construction; specifying that certain persons are not relieved from the duty to report by notifying a supervisor; creating s. 39.208, F.S.; providing legislative findings and intent; providing responsibilities for child protective investigators relating to animal cruelty; providing criminal, civil, and administrative immunity to child protective investigators who report known or suspected animal cruelty; providing responsibilities for animal control officers relating to child abuse, abandonment, and neglect; providing criminal penalties; requiring the department to develop training in consultation with the Florida Animal Control Association which relates to child and animal cruelty; providing requirements for such training; requiring the department to adopt rules; amending s. 39.302, F.S.; conforming cross-references; authorizing certain persons to be represented by an attorney or accompanied by another person under certain circumstances during institutional investigations; providing requirements relating to institutional investigations; amending s. 39.3035, F.S.; providing a description of child advocacy centers; creating s. 39.4092, F.S.; providing legislative findings; authorizing offices of criminal conflict and civil regional counsel to establish a multidisciplinary legal representation model program to serve parents of children in the dependency system; requiring the department to collaborate with the office to implement a program and provide funding; specifying program requirements; defining the term “parent-peer specialist”; requiring each region that establishes a multidisciplinary legal representation model program to submit an annual report by a certain date to the Office of Program Policy Analysis and Government Accountability; requiring the office to compile the reports and include such information in a specified report sent to the Governor and the Legislature by a specified date; authorizing the office of criminal conflict and civil regional counsel to adopt rules; amending s. 409.1415, F.S.; requiring the department to make available specified training for care-

givers on the life skills necessary for children in out-of-home care; requiring the department to establish the Foster Information Center for specified purposes; requiring community-based care lead agencies to provide certain information and resources to kinship caregivers and to provide specified assistance to such caregivers; requiring lead agencies to provide caregivers with a certain telephone number; repealing s. 409.1453, F.S., relating to the design and dissemination of training for foster care caregivers; repealing s. 409.1753, F.S.; relating to duties of the department relating to foster care; providing legislative intent; amending s. 827.071, F.S.; renaming the term “sexual bestiality” as “sexual contact with an animal” and redefining the term; amending s. 828.126, F.S.; revising and defining terms; revising prohibitions relating to sexual conduct and sexual contact with an animal; revising criminal penalties; requiring a court to issue certain orders; revising applicability; amending s. 828.27, F.S.; requiring county and municipal animal control officers to complete specified training; requiring that animal control officers be provided with opportunities to attend such training during normal work hours; amending s. 921.0022, F.S.; assigning an offense severity ranking for sexual activities involving animals; amending s. 1012.795, F.S.; requiring the Education Practices Commission to suspend the educator certificate of instructional personnel and school administrators for failing to report known or suspected child abuse under certain circumstances; amending ss. 39.301, 119.071, 322.09, and 934.03, F.S.; conforming cross-references; providing effective dates.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations; and Rules.

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**SB 98**—Not introduced.

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By Senators Harrell and Taddeo—

**SB 100**—A bill to be entitled An act relating to highway projects; repealing s. 163.3168(4), F.S., relating to applications for funding for technical assistance relating to areas in and around a proposed multi-use corridor interchange; amending s. 334.044, F.S.; revising the powers and duties of the Department of Transportation relating to the workforce development program; repealing s. 338.2278, F.S., relating to the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.236, F.S.; deleting a requirement for the department to give priority consideration to placement of staging areas in certain counties; amending s. 339.0801, F.S.; requiring that \$35 million transferred to Florida’s Turnpike Enterprise be used for a specified purpose beginning in a specified fiscal year and annually for up to 30 years thereafter; conforming provisions to changes made by the act; amending s. 339.0801, F.S.; deleting a requirement for a specified amount of funds to be transferred to Florida’s Turnpike Enterprise for a specified purpose; creating s. 339.0803, F.S.; requiring that certain increased revenues be used to fund specified projects beginning in a specified fiscal year and annually thereafter; authorizing such revenues to be used for certain projects; requiring the department to prioritize the use of certain facilities when upgrading arterial highways; providing construction; providing that such funding is in addition to other statutory funding allocations; repealing s. 339.1373, F.S., relating to funding of the Multi-use Corridors of Regional Economic Significance Program; creating s. 339.66, F.S.; providing legislative findings; requiring the department, in coordination with the Florida Turnpike Enterprise, to evaluate certain roadways for development of specific controlled access facilities and to include such projects in the work program; authorizing the department to upgrade roadways with targeted improvements; prohibiting the department from reducing nontolled general use lanes of an existing facility; requiring the department to maintain existing access points; providing for access points for certain property owners; specifying the location of tolling points and requiring a nontolled alternative for local traffic; requiring any new alignments to be established with a specified goal; providing that any tolled facilities are approved turnpike projects and part of the turnpike system; designating a controlled-access portion of a specified roadway a Strategic Intermodal System facility; providing for applicability of a specified economic feasibility requirement and a specified statement of environmental feasibility; requiring environmental review of projects as specified; requiring certain decisions to be determined in accordance with applicable department rules, policies, and procedures; requiring, to the greatest extent practicable, that roadway alignments, project alignment, and in-

terchange locations be designed as specified; providing for funding sources; providing that project construction is not eligible for funding until completion of 30 percent of the project design phase, with exceptions; authorizing the Division of Bond Finance to issue specified bonds on behalf of the department to finance certain projects; creating s. 339.67, F.S.; requiring the department to develop and include construction of controlled access facilities in the work program of a certain facility; requiring the facility to be developed using existing roadway or portions thereof; requiring the facilities to be developed no later than a specified date to the maximum extent feasible; creating s. 339.68, F.S.; requiring the department to identify and include in the work program projects to increase capacity by widening existing two-lane arterial rural roads to four lanes; providing requirements for roads to be included in work program projects; requiring the department to annually fund at least a specified amount for such projects; providing legislative findings; requiring the department to commence project development and environmental phase of an extension of the Florida Turnpike; requiring the department to prepare a specified report and to submit the report to the Governor and Legislature by a specified date; providing effective dates.

—was referred to the Committees on Transportation; and Appropriations.

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**Senate Bills 102-120**—Not used.

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By Senators Baxley, Garcia, Albritton, and Harrell—

**SB 122**—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising and defining terms; authorizing the Department of Health to approve, and certain hospitals, emergency medical services stations, and fire stations to use, newborn infant safety devices to accept surrendered newborn infants under certain circumstances; requiring such hospitals, emergency medical services stations, or fire stations to physically check and test the devices at specified intervals; conforming provisions to changes made by the act; providing additional locations to which the prohibition on the initiation of criminal investigations based solely on the surrendering of a newborn infant applies; amending s. 63.0423, F.S.; conforming a cross-reference; making conforming and technical changes; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Hooper—

**SB 124**—A bill to be entitled An act relating to residential swimming pool safety; providing a short title; amending s. 468.8323, F.S.; requiring a home inspector to include certain information relating to swimming pools in his or her report; amending s. 515.27, F.S.; requiring that new residential swimming pools meet an additional requirement in order to pass final inspection and receive a certificate of completion; requiring that certain pool safety features meet specified standards; prohibiting a property owner from transferring ownership of a parcel that includes a swimming pool unless certain requirements are met; providing civil penalties rather than criminal penalties; amending s. 515.31, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Hutson—

**SB 126**—A bill to be entitled An act relating to sexual offender registration; amending s. 943.0435, F.S.; redefining the term “sexual offender”; providing that certain persons are deemed released upon conviction; amending ss. 92.55, 934.255, 943.0595, 947.1405, 948.30, and 948.31, F.S.; conforming cross-references; providing an effective date.

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

By Senators Bradley and Diaz—

**SB 128**—A bill to be entitled An act relating to the Florida Talent Development Council; amending s. 1004.015, F.S.; requiring the council, by a specified date, to submit to specified entities a report that includes recommendations on the feasibility of establishing and implementing the Pathways in Technology Early College High School (P-TECH) program or a similar program; defining the term “P-TECH program”; providing requirements for the report; providing an effective date.

—was referred to the Committees on Education; and Rules.

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By Senators Rouson and Harrell—

**SB 130**—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.4573, F.S.; providing that the use of peer specialists is an essential element of a coordinated system of care in recovery from a substance use disorder or mental illness; making a technical change; amending s. 397.4073, F.S.; revising background screening requirements for certain peer specialists; amending s. 397.417, F.S.; providing legislative findings and intent; revising requirements for certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and to give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and to be based on current practice standards; requiring the department to certify peer specialists, either directly or by approving a third-party credentialing entity; requiring that a person providing recovery support services be certified or be supervised by a licensed behavioral health care professional or a certified peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists and certain persons to meet the requirements of a background screening as a condition of employment and continued employment; requiring certain entities to forward fingerprints to specified entities; requiring that fees for state and federal fingerprint processing be borne by the peer specialist applying for employment; requiring that any arrest record identified through background screening be reported to the department; authorizing the department or certain other agencies to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying disqualifying offenses for a peer specialist who applies for certification; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that a peer specialist certified as of the effective date of this act is deemed to satisfy the requirements of this act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Hutson—

**SB 132**—A bill to be entitled An act relating to the rental of homestead property; amending s. 196.061, F.S.; revising criteria under which rental of homestead property is allowed for tax exemption purposes and not considered abandoned; providing an effective date.

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

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By Senator Brandes—

**SB 134**—A bill to be entitled An act relating to the Beverage Law; amending s. 561.20, F.S.; authorizing certain food service establishments to sell or deliver alcoholic beverages for off-premises consumption if specified requirements are met; amending s. 564.09, F.S.; revising provisions that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; authorizing certain restaurants to sell or deliver wine in specified packages under certain circumstances; amending s. 565.045, F.S.; revising requirements for the sale of alcoholic beverages by certain vendors; authorizing certain vendors to deliver specified alcoholic bev-



erages and liquor under certain circumstances; reenacting ss. 316.1936(9) and 564.05, F.S., relating to the possession of open containers of alcoholic beverages in vehicles and the limitation of size of individual wine containers, respectively, to incorporate the amendments made to s. 564.09, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Brandes—

**SB 136**—A bill to be entitled An act relating to the Energy 2040 Task Force; creating the Energy 2040 Task Force within the Public Service Commission; specifying the purpose of the task force; requiring the task force to make recommendations, giving consideration to certain topics; requiring the commission to provide administrative and support services; specifying the task force membership; authorizing the task force to establish advisory committees; specifying that the task force and any advisory committee members will serve without compensation, but are entitled to per diem and travel expenses; requiring that state agencies assist and cooperate with the task force and any advisory committees; specifying that appointments to the task force be made by a certain date; specifying the first meeting of the task force; specifying the process for filling vacancies; specifying quorum and voting procedures; requiring the task force to submit recommendations to the Governor and the Legislature by a specified date; providing an expiration date; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senators Brandes and Rodriguez—

**SB 138**—A bill to be entitled An act relating to electric vehicles; amending s. 316.003, F.S.; revising definitions; authorizing the Department of Transportation to adopt rules; amending s. 334.046, F.S.; revising the department's goals relating to mobility; creating s. 339.0802, F.S.; requiring that certain funds be used for specified purposes relating to the Electric Vehicle Infrastructure Grant Program, beginning in a specified year; requiring that certain funds remain in the State Transportation Trust Fund, beginning in a specified year; providing for future expiration of the requirements; creating s. 339.286, F.S.; requiring the department to establish the Electric Vehicle Infrastructure Grant Program; providing the purpose of the program; providing for the distribution of grants to certain entities to install electric vehicle charging infrastructure; providing grant requirements; providing requirements for equipment installed using grant funds; requiring the department to develop and publish criteria for the prioritization of grant applications and to maintain a prioritized list of approved applications; requiring the department to continually review emerging research, policies, and standards; requiring the department to publish certain information; authorizing the department to develop a model plan for local governments; requiring the department to adopt rules; amending s. 366.94, F.S.; specifying that certain rules adopted by the Department of Agriculture and Consumer Services may not require specific methods of sale for electric vehicle charging equipment used in, and services provided in, this state; providing an appropriation; providing effective dates.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Brandes—

**SB 140**—A bill to be entitled An act relating to fees; amending s. 320.08001, F.S.; creating additional fees for electric vehicles; creating a license tax and an additional fee for plug-in hybrid electric vehicles; providing for the distribution of proceeds from the additional fees; requiring, on specified dates, the Department of Highway Safety and Motor Vehicles to increase the additional fees, subject to certain requirements; providing that certain vehicles are exempt from specified

fees; providing for the future expiration and reversion of specified statutory text; providing a contingent effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Brandes—

**SB 142**—A bill to be entitled An act relating to the Beverage Law; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; repealing s. 564.055, F.S., relating to limitations on the size of individual cider containers; amending s. 564.09, F.S.; revising provisions that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from the restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; revising the requirements for the sale of branded products by a licensed distillery or craft distillery to consumers; deleting a provision that prohibits a craft distillery from selling more than six individual containers of a branded product to a consumer; revising requirements relating to the shipping of distilled spirits to consumers by a craft distillery; deleting requirements relating to the transfer of certain distillery licenses and ownership therein; deleting a prohibition against certain affiliations; authorizing a craft distillery to transfer specified quantities of specified distilled spirits from certain locations to its souvenir gift shop; requiring a craft distillery making such transfers to submit certain excise taxes with its monthly report to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.221, F.S.; authorizing the division to issue vendor's licenses to certain distilleries for the sale of alcoholic beverages on the distillery's licensed premises; requiring that the licensed vendor premises be included on certain sketches and diagrams under certain circumstances; requiring that all revisions to sketches or diagrams be approved by the division; requiring the division to issue permits to distilleries for conducting tastings and sales at certain events; requiring distilleries to pay entry fees for such events and have a representative of the distillery present at each event; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senators Brandes and Rodriguez—

**SB 144**—A bill to be entitled An act relating to searches of cellular phones and other electronic devices; amending s. 933.02, F.S.; expanding the grounds for issuance of a search warrant to include content held within a cellular phone, portable electronic communication device, or microphone-enabled household device when such content constitutes evidence relevant to proving that a felony has been committed; amending s. 933.04, F.S.; adopting the constitutional protection against unreasonable interception of private communications by any means for purposes of obtaining a search warrant; amending s. 934.01, F.S.; revising and providing legislative findings; amending s. 934.02, F.S.; redefining the terms “oral communication” and “electronic communication”; defining the terms “microphone-enabled household device” and “portable electronic communication device”; amending s. 934.03, F.S.; authorizing specified persons to provide information, facilities, or technical assistance to a person authorized by law to intercept wire, oral, or electronic communications if such person has been provided with a search warrant issued by a judge of competent jurisdiction; prohibiting specified persons from disclosing the existence of any interception of a wire, oral, or electronic communication with respect to which the person has been served with a search warrant, rather than a court order; amending s. 934.06, F.S.; prohibiting the use of certain communication content in any trial, hearing, or other proceeding which was obtained without a specified warrant; providing an exception; amending s. 934.07, F.S.; authorizing a judge to issue a search warrant, rather than grant a court order, in conformity with specified provisions; authorizing the Department of Law Enforcement to request a law enforcement agency that provided certain information to join the department in seeking a new search warrant; amending s. 934.09, F.S.; requiring that each application for a search warrant, rather than an order, authorizing or approving the interception of wire, oral, or electronic communications be made in writing and state the applicant's authority; revising the required information that each application for a



search warrant must include; authorizing a judge to authorize a search warrant *ex parte*, rather than an *ex parte* order, based on the application under certain circumstances; specifying requirements for search warrants, rather than orders, issued under certain circumstances; authorizing an aggrieved person to move to suppress the contents of certain wire, oral, or electronic communications before, as well as during, a trial, hearing, or proceeding; providing for inadmissibility of certain evidence if a certain motion is granted; authorizing a judge of competent jurisdiction to authorize interception within this state under specified circumstances; amending s. 934.10, F.S., and reenacting subsection (1), relating to civil remedies; providing that a good faith reliance on a search warrant, rather than a court order, subpoena, or legislative authorization, issued under certain provisions constitutes a complete defense against specified actions; amending s. 934.21, F.S.; revising the exceptions to conduct that constitutes unlawful access to stored communications; conforming a provision to changes made by the act; amending s. 934.42, F.S.; defining the terms “historical location data,” “mobile tracking device,” and “real-time location tracking”; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a search warrant, rather than an order, authorizing real-time location tracking or acquisition of historical location data; requiring an application for a search warrant to include a statement setting forth a reasonable period of time the mobile tracking device may be used or the location data may be obtained in real time, not to exceed a specified limit; authorizing a court to grant, for good cause, extensions that do not individually exceed a specified limit; requiring an applicant seeking historical location data to specify a date range for the data sought; deleting a provision requiring a certification to be included in the application; requiring the court, if it finds probable cause and that the application contains the required statements, to grant a search warrant *ex parte* rather than entering an *ex parte* order; specifying that the search warrant may authorize real-time location tracking or acquisition of historical location data; providing that the search warrant may authorize the tracking as specified; requiring the search warrant to command the investigative or law enforcement officer to complete any initiation of the location tracking or execution of the search warrant for historical location data authorized by the search warrant within a certain timeframe; providing requirements for the return of the search warrant to the judge and for service of a copy of the search warrant on the person who was tracked or whose property was tracked; providing requirements for returning and serving a search warrant authorizing the acquisition of historical location data; authorizing a court, for good cause, to postpone the notice requirement for a specified time period; requiring that the standards established by Florida courts for the installation, use, or monitoring of mobile tracking devices and the acquisition of location data apply to the installation, use, or monitoring of any device and the acquisition of location data as authorized by certain provisions; deleting the definition of “tracking device”; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to engage in real-time location tracking if a search warrant is obtained, as specified, after the tracking has occurred or begins to occur; specifying when real-time location tracking must terminate; reenacting s. 934.22(2)(b), F.S., relating to voluntary disclosure of customer communications or records, to incorporate the amendments made to ss. 934.03 and 934.07, F.S., in references thereto; reenacting s. 934.27(1) and (4), F.S., relating to relief, damages, and defenses for certain civil actions, to incorporate the amendments made to ss. 934.09 and 934.21, F.S., in references thereto; reenacting ss. 934.23(6), 934.24(6) and (7), 934.25(5), and 934.28, F.S., relating to required disclosures of customer communications or records, a subscriber or customer filing a motion for certain relief and customer notification, delayed notice, and the exclusivity of remedies and sanctions for certain violations, respectively, to incorporate the amendment made to s. 934.21, F.S., in references thereto; providing an effective date.

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

By Senator Brandes—

**SB 146**—A bill to be entitled An act relating to civic education; amending s. 1003.44, F.S.; requiring the Commissioner of Education to develop minimum criteria for a nonpartisan civic literacy practicum for high school students, beginning with a specified school year; requiring the commissioner to develop a certain process for use by district school

boards; specifying criteria for the civic literacy practicum; authorizing students to apply the hours they devote to practicum activities to certain community service requirements; requiring school districts accept nonpartisan civic literacy practicum activities and hours in requirements for certain awards; requiring the State Board of Education to designate certain high schools as Freedom Schools; requiring the state board to establish criteria for such designation; providing an effective date.

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

By Senator Bradley—

**SB 148**—A bill to be entitled An act relating to the Beverage Law; amending s. 561.20, F.S.; authorizing certain food service establishments to sell or deliver alcoholic beverages for off-premises consumption if specified requirements are met; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Diaz—

**SR 150**—A resolution renouncing democratic socialism in favor of the true American values of individual liberty and democracy.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

By Senator Diaz—

**SB 152**—A bill to be entitled An act relating to regulatory reform; creating s. 14.36, F.S.; establishing the Red Tape Reduction Advisory Council within the Executive Office of the Governor; providing for membership and terms; providing for meetings and organization of the council; specifying that members serve without compensation; authorizing reimbursement for per diem and travel expenses; specifying required activities of the council; requiring an annual report; amending s. 120.52, F.S.; defining terms; amending s. 120.54, F.S.; requiring an agency adopting a rule to submit a rule replacement request to the Administrative Procedures Committee; requiring a rule development or adoption notice to include a rule proposed for repeal, if necessary to maintain the regulatory baseline; providing that a rule repeal necessary to maintain the regulatory baseline is effective at the same time as the proposed rule; amending s. 120.545, F.S.; requiring the committee to examine rule replacement requests and existing rules; requiring the committee to determine whether a rule replacement request complies with certain requirements and whether adoption of a rule, other than an emergency rule, will exceed the regulatory baseline; creating s. 120.546, F.S.; requiring the Administrative Procedures Committee to establish a regulatory baseline of agency rules; providing that a proposed rule may not cause the total number of rules to exceed the regulatory baseline; requiring an agency proposing a rule to submit a rule replacement request to the committee; authorizing an agency to request an exemption under certain circumstances; prohibiting the committee from approving exemption requests or certain rule replacement requests until certain conditions are met; requiring an annual report; amending s. 120.55, F.S.; requiring the inclusion of certain information and a specified report in the Florida Administrative Code; amending s. 120.74, F.S.; requiring an agency regulatory plan to include identification of certain rules; conforming a cross-reference; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations; and Rules.

By Senator Diaz—

**SB 154**—A bill to be entitled An act relating to local government fiscal transparency; amending s. 11.40, F.S.; expanding the scope of a Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; amending s. 11.45, F.S.;

providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; amending ss. 125.045 and 166.021, F.S.; revising reporting requirements for certain local government economic development incentives; revising classifications for economic development incentives; requiring the Office of Economic and Demographic Research to compare certain results; renumbering s. 218.80, F.S., relating to the Public Bid Disclosure Act; creating part VIII of ch. 218, F.S., consisting of ss. 218.801, 218.803, 218.805, 218.81, 218.82, 218.83, 218.84, 218.88, and 218.89, F.S.; providing a short title; providing a purpose; defining terms; requiring local governments to post certain voting record information on their websites; requiring local government websites to provide links to related websites under certain circumstances; requiring such websites and the information on those websites to comply with a specified federal law; requiring property appraisers and local governments to post certain property tax information and history on their websites; requiring public notices for public hearings and meetings before certain tax increases or the issuance of new tax-supported debt; specifying noticing and advertising requirements for such public hearings and meetings; providing applicability; requiring local governments to conduct certain debt affordability analyses under specified conditions; specifying requirements for the analyses; requiring audits of local governments to include affidavits executed by the chair of the local government governing board; requiring specified information to accompany audits of local governments and to be filed with the Auditor General; providing a method to post certain required information for local governments that do not operate a website; amending ss. 215.97 and 218.32, F.S.; conforming cross-references; declaring that the act fulfills an important state interest; providing an effective date.

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

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By Senators Diaz and Garcia—

**SJR 156**—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of a new section in Article XII of the State Constitution to authorize the Legislature, by general law, to prohibit increases in the assessed value of homestead property, for school district levy purposes, if the legal or equitable title to the property is held by a person who is 65 years of age or older and if that person has held such title and maintained permanent residence on the property for at least 25 years, and to provide an effective date.

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

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By Senator Diaz—

**SB 158**—A bill to be entitled An act relating to homestead assessments; creating s. 193.626, F.S.; providing a homestead assessment limitation for the purpose of school district levies for certain persons age 65 years or older; specifying who may apply for and receive the limitation; specifying who may apply for and receive the limitation in circumstances in which title is held jointly with right of survivorship; requiring a property appraiser who makes a certain determination to serve upon the owner a notice of intent to record a tax lien against the property; providing that such property is subject to certain taxes, penalties, and interest; providing an exception from such penalties and interest; providing that an owner must be given a specified timeframe to pay taxes, penalties, and interest before a lien is filed; providing requirements for such a lien; providing applicability; providing a contingent effective date.

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

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By Senator Brandes—

**SB 160**—A bill to be entitled An act relating to prescriptive authority certification for psychologists; creating s. 490.017, F.S.; defining terms; requiring the Board of Psychology to certify specified psychologists to exercise prescriptive authority; requiring the board to develop procedures and adopt rules relating to prescriptive authority certification; authorizing the board to require that a prescribing psychologist correct

certain deficiencies under certain circumstances; specifying application requirements for certification; requiring the board to adopt a rule providing for certification renewal; requiring each applicant for renewal to demonstrate the completion of specified continuing education; specifying requirements for the prescribing of drugs and controlled substances by a prescribing psychologist; prohibiting specified prescribing actions; requiring a prescribing psychologist who is authorized to prescribe controlled substances to file his or her federal Drug Enforcement Administration registration number with the board within a certain timeframe; requiring the board to maintain a record of every prescribing psychologist authorized to prescribe controlled substances; requiring the Board of Psychology to transmit specified information to the Board of Pharmacy; requiring the Board of Psychology to establish an interim panel by a specified date; providing panel membership; requiring the panel to submit recommendations to the board by a specified date; providing an effective date.

—was referred to the Committees on Health Policy; Education; Appropriations; and Rules.

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By Senators Perry and Bradley—

**SB 162**—A bill to be entitled An act relating to sexual offender registration; amending s. 943.0435, F.S.; redefining the term “sexual offender”; providing an effective date.

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

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**SB 164**—Withdrawn prior to introduction.

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By Senator Perry—

**SB 166**—A bill to be entitled An act relating to public records; amending s. 943.0582, F.S.; providing an exemption from public records requirements for a nonjudicial record of the arrest of a minor who has successfully completed a diversion program; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

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By Senator Hooper—

**SB 168**—A bill to be entitled An act relating to the Hurricane Loss Mitigation Program; amending s. 215.559, F.S.; correcting a cross-reference; delaying the future repeal of the Hurricane Loss Mitigation Program; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Appropriations.

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By Senators Hooper and Gruters—

**SB 170**—A bill to be entitled An act relating to podiatric medicine; amending s. 458.3485, F.S.; defining the term “physician”; amending s. 461.007, F.S.; authorizing the Board of Podiatric Medicine to require a specified number of continuing education hours related to the safe and effective prescribing of controlled substances; creating s. 461.0155, F.S.; providing for governance of podiatric physicians who are supervising medical assistants; amending s. 624.27, F.S.; revising the definition of the term “health care provider” to include podiatric physicians; providing an effective date.

—was referred to the Committees on Health Policy; Education; Appropriations; and Rules.

By Senator Cruz—

**SB 172**—A bill to be entitled An act relating to medical marijuana identification cards for service-disabled veterans; amending s. 381.986, F.S.; prohibiting the Department of Health from charging a fee for the issuance, replacement, or renewal of an identification card for the medical use of marijuana for a service-disabled veteran or his or her caregiver if a specified form is included with the identification card application; providing an effective date.

—was referred to the Committees on Health Policy; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Cruz—

**SB 174**—A bill to be entitled An act relating to school safety funding; amending s. 1011.62, F.S.; revising certain allocations to school districts; specifying uses and distribution requirements for certain safe schools allocation funds for the 2021-2022 fiscal year; requiring each district school superintendent to remit specified unused funds from the 2020-2021 fiscal year to the Department of Education by a specified date; authorizing the department, upon request, to redistribute such funds to certain school districts for a specified purpose; providing an effective date.

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

By Senators Cruz, Jones, and Berman—

**SB 176**—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; providing specified fee waivers for graduate students who meet certain requirements; providing an effective date.

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

By Senator Cruz—

**SB 178**—A bill to be entitled An act relating to public school transportation; amending s. 1006.21, F.S.; revising the requirement that district school boards provide transportation for certain students; amending s. 1006.23, F.S.; revising the definition of the term “student”; requiring a district school superintendent to request a review of a hazardous walking condition upon receipt of a written request from a parent of a student; requiring, rather than authorizing, a district school board to initiate a specified proceeding relating to hazardous walking conditions; amending ss. 1002.20 and 1011.68, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Berman—

**SB 180**—A bill to be entitled An act relating to the Office of Diversity, Equity, and Inclusion; creating s. 14.2031, F.S.; establishing the office within the Executive Office of the Governor; providing for the appointment of a Chief Diversity Officer; prescribing minimum qualifications for a Chief Diversity Officer; assigning duties and responsibilities of the Chief Diversity Officer; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Berman—

**SB 182**—A bill to be entitled An act relating to risk protection orders; amending s. 790.401, F.S.; redefining the term “petitioner” to include an individual who has a biological or legal parent-child relationship with, who is a legal guardian of, or who is a spouse or sibling of a respondent;

conforming provisions to changes made by the act; providing an effective date.

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

By Senator Berman—

**SB 184**—A bill to be entitled An act relating to the Purple Alert; amending s. 252.35, F.S.; requiring the Division of Emergency Management to identify and maintain an inventory of certain digitally displayed automatic changeable facing signs; amending s. 937.0201, F.S.; redefining the term “missing endangered person”; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, the Department of the Lottery, and local law enforcement agencies, to establish and implement the Purple Alert; specifying minimum requirements for the Purple Alert; authorizing local law enforcement agencies to broadcast information concerning certain missing adults; requiring the local law enforcement agency having jurisdiction to notify media and alert subscribers if a Purple Alert is determined to be necessary and appropriate; authorizing the local law enforcement agency having jurisdiction to request that a case be opened with the Department of Law Enforcement’s Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles in the activation of dynamic message signs on state highways and the immediate distribution of certain critical information under certain circumstances; requiring the Purple Alert process to include certain procedures and an information and education strategy; authorizing the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the Purple Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages when performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a Purple Alert involving a missing adult under certain circumstances; amending s. 429.918, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

—was referred to the Committees on Transportation; Children, Families, and Elder Affairs; and Appropriations.

By Senator Berman—

**SB 186**—A bill to be entitled An act relating to domestic violence; creating s. 784.04875, F.S.; prohibiting certain acts of domestic violence and dating violence; providing criminal penalties; amending s. 790.065, F.S.; revising a prohibition on the sale or transfer of firearms to persons convicted of misdemeanor domestic violence offenses; amending s. 790.233, F.S.; defining the term “misdemeanor offense of domestic violence”; prohibiting persons convicted of a misdemeanor offense of domestic violence from possessing a firearm or ammunition; requiring persons convicted of misdemeanor offenses of domestic violence, upon conviction, to surrender all firearms and ammunition in their possession; requiring a court, upon convicting a defendant of such offense, to order the defendant to surrender to the local law enforcement agency having jurisdiction all firearms and ammunition and any license to carry a concealed weapon or firearm; providing requirements for law enforcement officers carrying out the court order; requiring a law enforcement officer to take possession of all firearms and ammunition owned by the defendant and any license to carry a concealed weapon or firearm; authorizing a law enforcement officer to seek a search warrant under certain circumstances; requiring the law enforcement officer taking possession of the firearms, ammunition, and license to issue a receipt to the defendant and to file the original with the court and a copy with his or her law enforcement agency; requiring the court to make a certain determination upon a sworn statement or testimony that the defendant did not comply with the required surrender of any firearms, ammunition, or license; requiring the court to issue a warrant if it finds that probable cause exists; providing for the return of surrendered firearms, ammunition, and licenses to their lawful owner under certain

circumstances; requiring all law enforcement agencies to develop certain policies and procedures; authorizing a defendant to elect to transfer all firearms and ammunition that he or she owns to another person if specified requirements are met; providing criminal penalties; creating s. 790.234, F.S.; defining the term “domestic violence”; requiring a law enforcement officer to remove firearms from the scene of an alleged act of domestic violence under certain circumstances; providing requirements for the law enforcement officer removing such firearms; authorizing the owner of the firearms to retake possession within a specified timeframe; providing an exception; providing an effective date.

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

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By Senator Berman—

**SB 188**—A bill to be entitled An act relating to solar energy systems located on the property of an educational facility; amending s. 1013.44, F.S.; prohibiting costs associated with such systems from being included in the calculation of total cost per student station for the purpose of a limit imposed on such costs for certain new construction; providing an effective date.

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

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**SB 190**—Withdrawn prior to introduction.

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By Senators Book and Rodrigues—

**SB 192**—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S.; defining terms; requiring school districts to prohibit the use of seclusion on students with disabilities in public schools; requiring the Department of Education to make certain information available to the public by a specified date; providing requirements for the use of restraint; prohibiting specified restraint techniques; revising school district policies and procedures relating to restraint; requiring school districts to adopt positive behavior interventions and supports and certain policies and procedures; requiring each school district to publicly post specified policies and procedures; requiring school districts to provide training on certain interventions and supports to specified personnel; providing requirements for such training; requiring each school district to publish training procedures in its special policies and procedures manual; requiring schools to develop a crisis intervention plan for certain students; providing requirements for such plans; revising the requirements for documenting, reporting, and monitoring the use of restraint; conforming provisions to changes made by the act; creating s. 1003.574, F.S.; creating the Video Cameras in Public School Classrooms Pilot Program; defining terms; requiring a video camera to be placed in specified classrooms upon the request of a parent; requiring video cameras to be operational within a specified time period; providing requirements for the discontinuation of such video cameras; providing requirements for such video cameras; providing an exception; requiring a written explanation if the operation of such cameras is interrupted; requiring district school boards to maintain such explanation for a specified time; requiring schools to provide written notice of the placement of a video camera to certain individuals; providing requirements for retaining and deleting video recordings; prohibiting specified uses of such video cameras and recordings; providing that school principals are the custodians of such video cameras and recordings; providing requirements for school principals and video recordings; providing requirements relating to student privacy; providing requirements for the viewing of such video recordings; providing for an appeal process for actions of a school or school district; providing that incidental viewings of video recordings by specified individuals are not a violation of certain provisions; providing construction; requiring the Department of Education to collect specified information; authorizing the State Board of Education to adopt rules; amending s. 1012.582, F.S.; requiring continuing education and inservice training for instructional personnel teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

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

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By Senators Berman, Cruz, and Polsky—

**SB 194**—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include prejudice based on the gender or gender identity of any person; specifying that the reclassification occurs if the crime was based in whole or in part on the race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, advanced age, gender, or gender identity of any person; defining the term “gender identity”; amending s. 775.0863, F.S.; replacing the term “mental or physical disability” with the term “disability”; defining the term “disability”; specifying that the reclassification of a certain crime occurs if the crime was based in whole or in part on a disability of any person; providing an effective date.

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

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By Senator Berman—

**SB 196**—A bill to be entitled An act relating to lactation spaces in courthouses; amending s. 29.008, F.S.; revising the definition of the term “facility” to require at least one dedicated lactation space be provided in county courthouses by a specified date; specifying minimum requirements for the lactation space; requiring that counties designated as the official headquarters of a district court of appeal be responsible for providing a lactation space in that court’s facility; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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**SB 198**—Withdrawn prior to introduction.

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By Senator Berman—

**SB 200**—A bill to be entitled An act relating to student retention; authorizing a parent to request that his or her student be retained in a grade level for a specified school year; requiring such request to be submitted in a specified manner; requiring school district superintendents to grant such requests if they are timely received; authorizing school district superintendents to grant requests that are not timely received; requiring school districts to administer a certain assessment to specified students; requiring such students to participate in the assessment; clarifying that specified students may qualify for midyear promotion; authorizing a parent to request such promotion or to request that his or her student continue to be retained; requiring school districts to approve such requests; requiring school districts to report certain data to the Department of Education by a specified date; providing for future repeal; providing an effective date.

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

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By Senator Cruz—

**SB 202**—A bill to be entitled An act relating to standard high school diploma award requirements; amending s. 1002.3105, F.S.; conforming a cross-reference; adding a new requirement for the award of a standard high school diploma to Academically Challenging Curriculum to Enhance Learning students; amending s. 1003.4282, F.S.; requiring certain students to submit a Free Application for Federal Student Aid in order to be awarded a standard high school diploma; providing an exception; amending s. 1003.5716, F.S.; conforming a cross-reference; reenacting s. 1003.03(3)(c), F.S., relating to maximum class size, to incorporate the amendment made to s. 1002.3105, F.S., in a reference thereto; reenacting ss. 1002.20(8), 1003.4281(1), 1003.4285(1), 1003.5716(1), and 1011.62(1)(n), F.S., to incorporate the amendment made to s. 1003.4282, F.S., in references thereto; reenacting ss.

409.1451(2)(a), 1002.33(7)(a), 1002.34(4)(g), 1002.45(4)(b), 1003.49(1), 1004.935(1), 1006.15(3)(a), 1009.531(1)(b), and 1009.893(4), F.S., relating to the Road-to-Independence Program, charter schools, virtual instruction, standard graduation requirements, the Adults with Disabilities Workforce Education Program, standards for participation in extracurricular student activities, the Florida Bright Futures Scholarship program, and the Benacquisto Scholarship Program, respectively, to incorporate the amendments made to ss. 1002.3105 and 1003.4282, F.S., in references thereto; providing an effective date.

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

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By Senator Brandes—

**SJR 204**—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By Senators Pizzo and Brandes—

**SB 206**—A bill to be entitled An act relating to visiting county and municipal detention facilities; creating s. 951.225, F.S.; authorizing specified persons to visit at their pleasure county and municipal detention facilities; prohibiting persons not otherwise authorized by law from entering such facilities; providing exceptions; prohibiting the unreasonable withholding of permission to enter such facilities from professional journalists or writers; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Rules.

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By Senator Brandes—

**SB 208**—A bill to be entitled An act relating to renewable energy; amending s. 366.91, F.S.; defining the term “renewable energy source device”; authorizing owners of commercial or industrial businesses, or third parties contracted by such owners, to install, maintain, and operate a renewable energy source device on or about the structure in which the business operates or on a property the business owns or leases; authorizing owners or contracted third parties to sell electricity generated from the device to certain businesses regardless of whether the device is located in a utility’s service territory; providing applicability; authorizing utilities to recover the full cost of providing services to an energy-producing business or its customers, under certain circumstances; authorizing utilities to install, maintain, and operate certain renewable energy source devices; exempting from regulation the sale of electricity produced by such devices; authorizing utilities to recover certain costs under certain circumstances; authorizing customers to challenge such cost recovery and receive refunds following a successful challenge; clarifying applicability and the eligibility requirements of certain energy rebate or incentive programs established by law; authorizing the Florida Public Service Commission to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Brandes—

**SB 210**—A bill to be entitled An act relating to sentencing; amending s. 775.082, F.S.; revising the required sentencing structure for prison releasee reoffenders upon proof from a state attorney which establishes that a defendant is a prison releasee reoffender; deleting a provision that prohibits a prison releasee reoffender from eligibility for any form of early release and that requires a prison releasee reoffender to serve 100 percent of the court-imposed sentence; providing legislative intent; defining a term for the purpose of establishing applicability of a specified provision; applying the revised sentencing structure to certain persons under certain circumstances; providing resentencing require-

ments; deleting a provision relating to legislative intent; deleting a provision that requires a state attorney to explain a sentencing deviation in writing under certain circumstances; providing an effective date.

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

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By Senator Brandes—

**SB 212**—A bill to be entitled An act relating to contingency risk multipliers; amending s. 627.428, F.S.; providing that for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Brandes—

**SB 214**—A bill to be entitled An act relating to physician certifications for the medical use of marijuana; amending s. 381.986, F.S.; increasing the number of consecutive supply limits of marijuana a qualified physician may issue in his or her physician certification for the medical use of marijuana; providing a higher supply limit for certain disabled qualified patients; revising the frequency with which qualified physicians must evaluate existing qualified patients for a physician certification for the medical use of marijuana; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

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By Senators Pizzo and Stewart—

**SB 216**—A bill to be entitled An act relating to reporting animal cruelty; providing a short title; amending s. 474.214, F.S.; specifying that the failure of a veterinarian to report suspected animal cruelty is grounds for disciplinary action; amending s. 474.2165, F.S.; conforming provisions to changes made by the act; creating s. 828.124, F.S.; defining terms; requiring veterinarians, veterinary technicians, and other animal treatment provider employees to report cases of suspected animal cruelty to certain officials; providing an exception; authorizing veterinarians, veterinary technicians, and other animal treatment provider employees to report suspected cases of animal cruelty at certain commercial food-producing animal operations under certain circumstances; providing immunity from liability and employment protections for certain persons; providing criminal penalties for the alteration or the destruction of medical records for specified purposes; providing construction; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Accountability; Criminal Justice; and Rules.

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By Senator Pizzo—

**SB 218**—A bill to be entitled An act relating to public records; amending s. 828.124, F.S.; providing an exemption from public records requirements for all records containing reports of animal cruelty made by veterinarians, veterinary technicians, and other animal treatment provider employees; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Accountability; Criminal Justice; and Rules.

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By Senators Brandes and Rodrigues—

**SB 220**—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.098, F.S.; providing an exemption from public records requirements for any personal identifying in-

formation of an applicant for president of a state university or a Florida College System institution; specifying that personal identifying information of applicants who are in the final group of applicants is no longer confidential and exempt at a time certain; providing an exemption from public meeting requirements for any portion of a meeting held for the purpose of identifying or vetting applicants for president of a state university or a Florida College System institution, including any portion of a meeting which would disclose identifying information of such applicants; requiring that a recording be made of any portion of a closed meeting which would disclose identifying information of such applicants; providing that no portion of a closed meeting may be held off the record; providing that the recording of any closed portion of a meeting is exempt from public records requirements; specifying that certain meetings are not exempt from public meeting requirements; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

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By Senators Cruz and Stewart—

**SB 222**—A bill to be entitled An act relating to abandoned cemeteries; creating the Task Force on Abandoned African-American Cemeteries; specifying the purpose of the task force; requiring the Department of State to provide administrative and staff support; specifying the composition of the task force; providing meeting requirements; prescribing duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; requiring the department to partner with specified entities to undertake an investigation of the former Zion Cemetery site; specifying custody of certain historical resources, records, archives, artifacts, research, and medical records; requiring the department to contract with the University of South Florida and Florida Agricultural and Mechanical University for the identification and location of eligible next of kin; requiring the universities to provide certain information regarding descendants to the department by a specified date; directing the Division of Historical Resources of the department to ensure the listing of certain cemeteries in the Florida Master Site File; requiring the division to seek placement of historical markers at certain abandoned cemeteries, subject to certain limitations; authorizing certain persons and organizations to assist the division in researching the history of such cemeteries; specifying that costs associated with the creation and placement of such historical markers be borne by the division; requiring the department to create, place, and maintain memorials at certain sites; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Berman—

**SB 224**—A bill to be entitled An act relating to a sales tax exemption; amending s. 212.08, F.S.; exempting from the sales and use tax specified items that assist in independent living; providing applicability; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Finance and Tax; and Appropriations.

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By Senator Polsky—

**SB 226**—A bill to be entitled An act for the relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano, as personal representatives of Hilda Medrano, by the Okeechobee County Sheriff's Office; providing for an appropriation to compensate them for the damages awarded in connection with the death of their daughter as a result of the negligence of the Okeechobee County Sheriff's Office; providing a limitation on the payment of fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Criminal Justice; and Appropriations.

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By Senators Bradley and Burgess—

**SB 228**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; authorizing an employer of a notary public to require the use of a particular technology and provider in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.215, F.S.; clarifying application of online electronic witnessing standards when a witness is not in the physical presence of the principal; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to maintain audio-video communication recordings of online notarizations; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; clarifying that an online notary public is entitled to select his or her remote online notarization service provider; authorizing an employer of an online notary public to require the use of a particular remote online notarization service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; clarifying limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list of self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

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By Senator Hutson—

**SB 230**—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding employees of a water, sewer, or other public works department of a participating employer who work in certain hazardous conditions to the class as of a specified date; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

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By Senator Brandes—

**SB 232**—A bill to be entitled An act relating to criminal justice; creating s. 900.06, F.S.; defining terms and specifying covered offenses; requiring that a custodial interrogation conducted at a place of detention in connection with covered offenses be electronically recorded in its entirety; requiring law enforcement officers who do not comply with the electronic recording requirement or who conduct custodial interrogations at a location other than a place of detention to prepare specified reports; providing exceptions to the electronic recording requirement; requiring a court to consider a law enforcement officer's failure to comply with the electronic recording requirement in determining the admissibility of a statement, unless an exception applies; requiring a court, upon the request of a defendant, to give certain cautionary instructions to a jury under certain circumstances; providing immunity from civil liability to law enforcement agencies that enforce certain rules; providing that a cause of action is not created against a law enforcement officer; reenacting and amending s. 921.1402, F.S.; revising the circumstances under which a juvenile offender is not entitled to a

review of his or her sentence after a specified timeframe; creating s. 921.14021, F.S.; providing legislative intent; providing for retroactive application of a specified provision relating to a review of sentence for juvenile offenders convicted of murder; providing for immediate review of certain sentences; creating s. 921.1403, F.S.; providing legislative intent for retroactive application; defining the term “young adult offender”; precluding eligibility for a sentence review for young adult offenders who previously committed, or conspired to commit, murder; providing timeframes within which young adult offenders who commit specified crimes are entitled to a review of their sentences; providing applicability; requiring the Department of Corrections to notify young adult offenders in writing of their eligibility for a sentence review within certain timeframes; requiring a young adult offender seeking a sentence review or a subsequent sentence review to submit an application to the original sentencing court and request a hearing; providing for legal representation of eligible young adult offenders; providing for one subsequent review hearing for a young adult offender after a certain timeframe if he or she is not resentenced at the initial sentence review hearing; requiring the original sentencing court to hold a sentence review hearing upon receiving an application from an eligible young adult offender; requiring the court to consider certain factors in determining whether to modify a young adult offender’s sentence; authorizing a court to modify the sentence of certain young adult offenders if the court makes certain determinations; requiring the court to issue a written order stating certain information in specified circumstances; creating s. 945.0911, F.S.; providing legislative findings; establishing the conditional medical release program within the department; establishing a panel to consider specified matters; defining terms; providing for program eligibility; authorizing an inmate to be released on conditional medical release before serving 85 percent of his or her term of imprisonment; requiring any inmate who meets certain criteria to be considered for conditional medical release; providing that an inmate does not have a right to release or to a certain medical evaluation; requiring the department to identify eligible inmates; requiring the department to refer certain inmates to the panel for consideration; providing for victim notification under certain circumstances; requiring the panel to conduct a hearing within specified timeframes; specifying requirements for the hearing; providing conditions for release; requiring that inmates who are approved for conditional medical release be released from the department within a reasonable amount of time; providing a review process for an inmate who is denied conditional medical release; providing that an inmate is considered a medical releasee upon release from the department into the community; requiring medical releasees to comply with specified conditions; providing that medical releasees are considered to be in the custody, supervision, and control of the department; providing that the department does not have a duty to provide medical care to a medical releasee; providing that a medical releasee is eligible to earn or lose gain-time; prohibiting a medical releasee or his or her community-based housing from being counted in the prison system population and the prison capacity figures, respectively; providing for the revocation of a medical releasee’s conditional medical release; authorizing a medical releasee to be returned to the department’s custody if his or her medical or physical condition improves; authorizing the department to order a medical releasee to be returned for a revocation hearing or to remain in the community pending such hearing; authorizing the department to issue a warrant for the arrest of a medical releasee under certain circumstances; authorizing a medical releasee to admit to the allegation that his or her medical or physical condition improved or to proceed to a revocation hearing; requiring such hearing to be conducted by the panel; requiring certain evidence to be reviewed and a recommendation to be made before such hearing; requiring a majority of the panel members to agree that revocation of medical release is appropriate; requiring a medical releasee to be recommitted to the department to serve the balance of his or her sentence if a conditional medical release is revoked; providing that gain-time is not forfeited for revocation based on improvement in the medical releasee’s condition; providing a review process for a medical releasee who has his or her release revoked; authorizing a medical releasee to be recommitted if he or she violates any conditions of the release; authorizing certain persons to issue a warrant for the arrest of a medical releasee if certain conditions are met; authorizing a law enforcement or probation officer to arrest a medical releasee without a warrant under certain circumstances; requiring that a medical releasee be detained without bond if a violation is based on certain circumstances; authorizing a medical releasee to admit to the alleged violation or to proceed to a revocation hearing; requiring such hearing to be conducted by the panel; requiring a majority of the panel members to agree that re-

vocation of medical release is appropriate; requiring specified medical releasees to be recommitted to the department upon the revocation of the conditional medical release; authorizing the forfeiture of gain-time if the revocation is based on certain violations; providing a review process for a medical releasee who has his or her release revoked; requiring that a medical releasee be given specified information in certain instances; requiring the panel to provide a written statement as to evidence relied on and reasons for revocation under certain circumstances; requiring a medical releasee whose conditional medical release is revoked and who is recommitted to the department to comply with the 85 percent requirement upon recommitment; requiring the department to notify certain persons within a specified timeframe of an inmate’s diagnosis of a terminal medical condition; requiring the department to allow a visit between an inmate and certain persons within 7 days of a diagnosis of a terminal medical condition; requiring the department to initiate the conditional medical release review process immediately upon an inmate’s diagnosis of a terminal medical condition; requiring an inmate to consent to release of information under certain circumstances; providing that members of the panel have sovereign immunity related to specified decisions; providing rulemaking authority; creating s. 945.0912, F.S.; providing legislative findings; establishing the conditional aging inmate release program within the department; establishing a panel to consider specified matters; providing for program eligibility; providing that an inmate may be released on conditional aging inmate release before serving 85 percent of his or her term of imprisonment; prohibiting certain inmates from being considered for conditional aging inmate release; requiring that an inmate who meets certain criteria be considered for conditional aging inmate release; providing that an inmate does not have a right to release; requiring the department to identify eligible inmates; requiring the department to refer certain inmates to the panel for consideration; providing victim notification requirements under certain circumstances; requiring the panel to conduct a hearing within specified timeframes; specifying requirements for the hearing; requiring that inmates who are approved for conditional aging inmate release be released from the department within a reasonable amount of time; providing a review process for an inmate who is denied conditional aging inmate release; providing that an inmate is considered an aging releasee upon release from the department into the community; providing conditions for release; providing that aging releasees are considered to be in the custody, supervision, and control of the department; providing that the department does not have a duty to provide medical care to an aging releasee; providing that an aging releasee is eligible to earn or lose gain-time; prohibiting an aging releasee or his or her community-based housing from being counted in the prison system population and the prison capacity figures, respectively; providing for the revocation of conditional aging inmate release; authorizing the department to issue a warrant for the arrest of an aging releasee under certain circumstances; authorizing a law enforcement or probation officer to arrest an aging releasee without a warrant under certain circumstances; requiring that an aging releasee be detained without bond if a violation is based on certain circumstances; requiring the department to order an aging releasee subject to revocation to be returned to department custody for a revocation hearing; authorizing an aging releasee to admit to his or her alleged violation or to proceed to a revocation hearing; requiring such hearing to be conducted by the panel; requiring a majority of the panel to agree that revocation is appropriate; authorizing the forfeiture of gain-time if the revocation is based on certain violations; requiring an aging releasee whose conditional aging inmate release is revoked and who is recommitted to the department to comply with the 85 percent requirement upon recommitment; providing a review process for an aging releasee who has his or her release revoked; requiring an aging releasee to be given specified information in certain instances; requiring the panel to provide a written statement as to evidence relied on and reasons for revocation under certain circumstances; providing that members of the panel have sovereign immunity related to specified decisions; providing rulemaking authority; repealing s. 947.149, F.S., relating to conditional medical release; amending ss. 316.1935, 775.084, 775.087, 784.07, 790.235, 794.0115, 893.135, 921.0024, 944.605, 944.70, 947.13, and 947.141, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Book and Bradley—

**SB 234**—A bill to be entitled An act relating to sexual offender registration; amending s. 943.0435, F.S.; redefining the term “sexual offender”; providing an effective date.

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

By Senator Book—

**SB 236**—A bill to be entitled An act relating to pretrial detention; amending s. 907.041, F.S.; providing legislative findings; requiring a court to order pretrial detention of a person charged with a dangerous crime if the court makes specified findings; providing an effective date.

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

By Senator Book—

**SB 238**—A bill to be entitled An act relating to Medicaid eligibility; amending s. 409.903, F.S.; revising the period of eligibility for Medicaid for postpartum women; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Book—

**SB 240**—A bill to be entitled An act relating to donor human milk bank services; amending s. 409.906, F.S.; authorizing the Agency for Health Care Administration to pay for donor human milk bank services as an optional Medicaid service if certain conditions are met; specifying coverage requirements; amending s. 409.908, F.S.; adding donor human milk bank services to the list of Medicaid services authorized for reimbursement on a fee-for-service basis; amending s. 409.973, F.S.; adding donor human milk bank services to the list of minimum benefits required to be covered by Medicaid managed care plans; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Book, Polsky, Cruz, Berman, Pizzo, Jones, and Farmer—

**SB 242**—A bill to be entitled An act relating to student health services; providing a short title; creating s. 1006.064, F.S.; defining the terms “feminine hygiene products” and “school building”; requiring school districts to make feminine hygiene products available, at no charge, in female restroom facilities of public school buildings; providing applicability; providing an effective date.

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

By Senator Book—

**SCR 244**—A concurrent resolution acknowledging the injustices perpetrated against the targets of the Florida Legislative Investigation Committee between 1956 and 1965, and offering a formal and heartfelt apology to those whose lives, well-being, and livelihoods were damaged or destroyed by the activities and public pronouncements of those who served on the committee.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

By Senator Brandes—

**SB 246**—A bill to be entitled An act relating to public meetings and records; amending s. 945.0912, F.S.; exempting from public meetings requirements that portion of a panel review hearing at which the ex-

empt or confidential information of specified inmates being considered for the conditional aging inmate release program is discussed; exempting from public records requirements certain records used by the review panel to make a determination of the appropriateness of conditional aging inmate release and the recordings and transcripts of closed panel review hearings; providing for legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Brandes—

**SB 248**—A bill to be entitled An act relating to public meetings and records; amending s. 945.0911, F.S.; exempting from public meetings requirements that portion of a panel review hearing at which the exempt or confidential information of specified inmates being considered for the conditional medical release program is discussed; exempting from public records requirements certain records used by the review panel to make a determination of the appropriateness of conditional medical release and the recordings and transcripts of closed panel review hearings; providing for legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Pizzo—

**SB 250**—A bill to be entitled An act relating to first aid for severe bleeding; amending s. 768.1326, F.S.; requiring the State Surgeon General to adopt guidelines for the placement of bleeding control kits in state buildings; providing requirements for such guidelines and the placement of such kits in state buildings; amending s. 1001.42, F.S.; requiring district school boards to provide a bleeding control kit in every school within the school district; providing requirements for such kits; creating s. 1003.457, F.S.; requiring school districts to provide instruction for all students in first aid for severe bleeding; requiring students to study and practice skills associated with first aid for severe bleeding at least once before graduating from high school; requiring that the instruction be a part of a required curriculum and be based on certain programs; providing an exemption; creating s. 1012.5841, F.S.; requiring the Department of Education to develop a list of approved first aid for severe bleeding instructional programs for certain instructional personnel by a specified date; providing requirements for such list; requiring the department to incorporate such training programs into existing continuing education or inservice training for such personnel by a specified school year; prohibiting such requirements from adding to the total hours required for such education and training; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Education; Governmental Oversight and Accountability; and Appropriations.

By Senators Stewart and Torres—

**SB 252**—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring certain vehicles, by a specified date, to be equipped with a reliable alarm system that meets specified criteria; requiring the Department of Children and Families to adopt by rule minimum safety standards for such systems and to maintain a list of approved alarm manufacturers and alarm systems; making technical changes; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Transportation; and Rules.

By Senator Stewart—

**SB 254**—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; conforming a provision to changes made by the act; expanding the information that charter schools must include on their



websites; requiring specified teachers to have received, at a minimum, a bachelor's degree; revising requirements for all charter school facilities to include compliance with the State Requirements for Educational Facilities of the Florida Building Code; amending s. 1002.42, F.S.; revising the information required to be included in a specified database relating to private schools; requiring private schools to provide specified students with a certain amount of time for recess; requiring private school students to participate in the statewide assessment program; requiring private schools to establish curricula that meet specified standards; requiring teachers employed by or working under contract with private schools to meet specified requirements; requiring private schools to comply with the State Requirements for Educational Facilities of the Florida Building Code; providing for injunctive relief under certain circumstances; authorizing attorney fees and costs; amending s. 1003.455, F.S.; deleting an exception relating to charter schools' compliance with a specified provision; amending s. 1008.34, F.S.; requiring private schools to be graded according to specified rules; requiring private schools to assess at least 95 percent of eligible students; deleting obsolete language; requiring the Department of Education to annually develop, in collaboration with private schools, a school report card that private schools provides to parents; amending s. 1013.385, F.S.; conforming a provision to changes made by the act; reenacting ss. 163.3180(6)(h), 1002.32(9)(c), and 1002.345(1)(a), F.S., relating to concurrency, developmental research (laboratory) schools' funding, and determination of deteriorating financial conditions and financial emergencies for charter schools and charter technical career centers, respectively, to incorporate the amendment made to s. 1002.33, F.S., in references thereto; reenacting ss. 1002.385(2)(g), 1002.421(1), and 1007.271(2), F.S., relating to the Gardiner Scholarship, state school choice scholarship program accountability and oversight, and dual enrollment programs, respectively, to incorporate the amendment made to s. 1002.42, F.S., in references thereto; providing an effective date.

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

By Senator Stewart—

**SB 256**—A bill to be entitled An act relating to discrimination in labor and employment; creating the “Senator Helen Gordon Davis Fair Pay Protection Act”; amending s. 448.07, F.S.; defining terms; prohibiting an employer from providing less favorable employment opportunities to employees based on their sex; providing exceptions; revising applicability; providing civil penalties; amending s. 448.102, F.S.; prohibiting an employer from taking certain employment actions against employees; creating s. 448.111, F.S.; prohibiting an employer from engaging in certain activities relating to wages and benefits; prohibiting an employer from requiring employees to sign certain waivers and documents; providing applicability; authorizing an employer to confirm wage or salary history under certain conditions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Senator Jones—

**SB 258**—A bill to be entitled An act relating to an internship tax credit program; creating s. 220.198, F.S.; providing a short title; defining terms; providing a corporate income tax credit for qualified businesses employing degree-seeking student interns if certain criteria are met; specifying the amount of the credit a qualified business may claim per student intern; specifying a limit on the credit claimed per taxable year; authorizing the Department of Revenue to adopt certain rules; authorizing a qualified business to carry forward unused credit for a certain time; providing an effective date.

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

By Senators Harrell, Wright, Rodriguez, Cruz, Stewart, and Burgess—

**SB 260**—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; requiring the Department

of Veterans' Affairs to establish the Florida Veterans' Care Coordination Program to provide behavioral health care referral and care coordination services for veterans and their families; requiring the department to contract with a certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and to submit such data to the department; requiring the department to submit a report to the Governor and the Legislature by a specified date; providing requirements for the report; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Children, Families, and Elder Affairs; and Appropriations.

By Senator Harrell—

**SB 262**—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing certain hospitals to dispense supplies of prescribed medicinal drugs in a specified amount to emergency department patients or inpatients upon discharge under certain circumstances; authorizing a greater specified supply of medicinal drugs to be prescribed and dispensed in areas in which a state of emergency has been declared and is in effect; authorizing a prescriber to provide a patient with a prescription for medicinal drugs beyond the initial prescription period under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Rodrigues—

**SB 264**—A bill to be entitled An act relating to higher education; amending s. 1001.03, F.S.; defining the term “intellectual freedom and viewpoint diversity”; requiring the State Board of Education to require each Florida College System institution to conduct an annual assessment related to intellectual freedom and viewpoint diversity at that institution; providing criteria relating to such assessment; prohibiting the State Board of Education from shielding Florida College System institution students from certain speech; amending s. 1001.706, F.S.; requiring the Board of Governors to require each state university to conduct an annual assessment related to intellectual freedom and viewpoint diversity at that institution; providing criteria relating to such assessment; prohibiting the Board of Governors from shielding state university students from certain speech; amending s. 1004.097, F.S.; allowing students at public postsecondary institutions to record certain audio and video in classrooms; providing an effective date.

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

By Senator Perry—

**SB 266**—A bill to be entitled An act relating to home-based businesses; creating s. 559.955, F.S.; providing legislative findings and intent; specifying conditions under which a business is considered a home-based business; authorizing a home-based business to operate in a residential zone under certain circumstances; preempting to the state the ability to regulate or license home-based businesses; prohibiting a local government from certain actions relating to the licensure and regulation of home-based businesses; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; and Rules.

By Senator Perry—

**SB 268**—A bill to be entitled An act relating to preemption of local occupational licensing; creating s. 163.211, F.S.; defining terms; preempting licensing of occupations to the state; providing exceptions; prohibiting local governments from imposing additional licensing requirements or modifying licensing unless specified conditions are met;

specifying that certain local licensing that does not meet specified criteria does not apply and may not be enforced; amending s. 489.117, F.S.; specifying that certain specialty contractors are not required to register with the Construction Industry Licensing Board; prohibiting local governments from requiring certain specialty contractors to obtain a license under specified circumstances; specifying job scopes for which a local government may not require a license; amending ss. 489.1455 and 489.5335, F.S.; authorizing counties and municipalities to issue certain journeyman licenses; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Perry—

**SB 270**—A bill to be entitled An act relating to construction defects; amending s. 553.84, F.S.; defining the term “material violation”; revising cause of action requirements for statutory civil actions relating to certain violations; requiring that a person submit a construction defect claim to the warranty provider before bringing a cause of action; amending s. 558.004, F.S.; requiring that a claimant submit a construction defect claim to the warranty provider before serving a notice of claim; providing applicability; revising requirements for notices of claims; providing that a person who willfully includes a false statement in a notice of claim commits perjury; authorizing a person served with a copy of a notice of claim to perform a reasonable inspection of the property subject to the claim; providing inspection requirements for claimants and persons served with a copy of a notice; requiring, instead of authorizing, a person served with a notice to serve a copy of the notice to specified persons under certain circumstances; making technical changes; creating s. 558.006, F.S.; requiring a claimant to notify a mortgagee or an assignee in writing within a specified timeframe after a settlement or judgment of a construction defect claim under certain circumstances; requiring a claimant to update the notice within a specified timeframe under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senator Baxley—

**SB 272**—A bill to be entitled An act relating to the Rare Disease Advisory Council; creating s. 381.99, F.S.; creating the advisory council adjunct to the Department of Health; specifying the purpose of the advisory council; providing for staff and administrative support; defining the term “rare disease”; specifying application of state law governing the establishment of advisory councils; prescribing the composition of the advisory council; providing for initial appointments to the advisory council by a specified date; providing organizational and other meeting requirements for the advisory council; prescribing duties and responsibilities of the advisory council; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senators Perry, Taddeo, Gruters, and Farmer—

**SB 274**—A bill to be entitled An act relating to juvenile diversion program expunction; amending s. 943.0582, F.S.; requiring the Department of Law Enforcement to expunge the nonjudicial arrest record of certain minors who have successfully completed a diversion program for any offense, rather than only a misdemeanor offense; amending s. 985.126, F.S.; authorizing a minor who successfully completes a diversion program for any offense, rather than only for a first-time misdemeanor offense, to lawfully deny or fail to acknowledge certain information; providing an effective date.

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

By Senators Taddeo, Berman, and Stewart—

**SJR 276**—A joint resolution proposing the creation of a new section in Article X of the State Constitution to require amendment of the state Medicaid plan to provide Medicaid coverage to persons under age 65 who have an income equal to or below 138 percent of the federal poverty level.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

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By Senator Baxley—

**SB 278**—A bill to be entitled An act relating to traffic offenses; creating s. 318.195, F.S.; providing a short title; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person who commits the moving violation pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person’s driver license for a minimum specified period; defining the term “vulnerable road user”; providing construction; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senators Baxley, Berman, Bracy, and Diaz—

**SB 280**—A bill to be entitled An act relating to cardiopulmonary resuscitation training in public schools; amending s. 1003.453, F.S.; providing that school districts are encouraged to provide basic training in first aid, including cardiopulmonary resuscitation, in specified grades; requiring school districts to provide basic training in first aid, including cardiopulmonary resuscitation, in specified grades; revising requirements for instruction in cardiopulmonary resuscitation; providing an effective date.

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

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By Senators Baxley and Albritton—

**SB 282**—A bill to be entitled An act relating to moments of silence in public schools; amending s. 1003.45, F.S.; providing legislative findings; requiring that public school principals require certain teachers to set aside time for a moment of silence at the beginning of each school day; specifying the duration of the required moment of silence; prohibiting teachers from making suggestions as to the nature of any reflection that a student may engage in during the moment of silence; deleting a provision authorizing district school boards to provide a brief period of silent prayer or meditation; requiring certain teachers to encourage parents or guardians to discuss the moment of silence with their children and to make suggestions as to the best use of this time; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Rules.

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By Senators Perry and Hutson—

**SB 284**—A bill to be entitled An act relating to building design; amending s. 163.3202, F.S.; prohibiting certain regulations relating to building design elements from being applied to certain structures; providing exceptions; defining the term “building design elements”; providing construction; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Rules.

By Senator Perry—

**SB 286**—A bill to be entitled An act relating to fire sprinklers; amending s. 633.102, F.S.; revising the definition of the term “Contractor V” to authorize such fire protection system contractors to design and alter certain systems; revising the definition of the term “fire protection system”; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Rules.

By Senator Rouson—

**SB 288**—A bill to be entitled An act relating to victims of reform school abuse; providing a short title; defining the term “victim of Florida reform school abuse”; requiring a person seeking certification under the act to apply to the Department of State by a certain date; prohibiting the estate of a decedent or the personal representative of a decedent from submitting an application on behalf of the decedent; requiring that the application include certain information and documentation; requiring the department to examine the application, notify the applicant of any errors or omissions, and request any additional information within a certain timeframe; specifying the timeframe that the applicant has to revise and complete the application after such notification; requiring the department to review and process a completed application within a certain timeframe; prohibiting the department from denying an application for specified reasons and under certain circumstances; requiring the department to notify the applicant of its determination within a certain timeframe; requiring the department to certify an applicant as a victim of Florida reform school abuse if the department determines that the application meets the requirements of the act; requiring the department to submit a list of all certified victims to the Legislature by a specified date; providing exceptions from specified requirements for crime victim compensation eligibility for applications submitted under the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Baxley—

**SB 290**—A bill to be entitled An act relating to retaliatory conduct by landlords; amending s. 125.01, F.S.; authorizing county legislative and governing bodies to create boards to investigate alleged retaliatory conduct by landlords; authorizing such boards to impose fines for retaliatory conduct by landlords; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senator Diaz—

**SB 292**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Inter Miami CF specialty license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Farmer—

**SB 294**—A bill to be entitled An act relating to the safe storage of loaded firearms; amending s. 790.174, F.S.; making technical changes; revising the locations and circumstances in which a loaded firearm is required to be kept or secured with a trigger lock or cable lock; deleting conditions that pertain to the crime of failing to safely store, leave, or secure a loaded firearm in a specified manner; reenacting s. 409.175(5)(g), F.S., relating to rules of the Department of Children and Families requiring the adoption of a form used by child-placing agen-

cies, to incorporate the amendment made to s. 790.174, F.S., in a reference thereto; providing an effective date.

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

By Senator Taddeo—

**SB 296**—A bill to be entitled An act relating to public records; amending s. 11.0431, F.S.; deleting a public records exemption for drafts of and draft requests for reapportionment plans, redistricting plans, or amendments thereto, and any supporting documents; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Taddeo—

**SB 298**—A bill to be entitled An act relating to the electronic payment of governmental fees; amending s. 28.246, F.S.; requiring clerks of the circuit court to provide an electronic option for payment of court-related fines and other fees; amending s. 119.07, F.S.; requiring an agency subject to ch. 119, F.S., to provide an electronic option for payment of fees associated with a public records request; providing that the act fulfills an important state interest; providing an effective date.

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

By Senator Taddeo—

**SB 300**—A bill to be entitled An act relating to student eligibility requirements for state financial aid awards and tuition assistance grants; amending s. 1009.40, F.S.; providing that, for purposes of receiving state financial aid awards, a student may not be denied classification as a resident based on his or her immigration status if certain criteria are met; providing an effective date.

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

By Senator Taddeo—

**SB 302**—A bill to be entitled An act relating to a Small Business Saturday sales tax holiday; defining the term “small business”; providing that small businesses are not required to collect the sales and use tax on the retail sale of certain items of tangible personal property during a specified timeframe; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Taddeo—

**SB 304**—A bill to be entitled An act relating to wage and employment benefits requirements; repealing s. 218.077, F.S., relating to restrictions on the establishment of minimum wage and employment benefits requirements by political subdivisions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Rules.

By Senator Passidomo—

**SB 306**—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2021 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2021 shall be effective immediately upon publication; providing that general laws enacted during the 2020 regular session and prior

thereto and not included in the Florida Statutes 2021 are repealed; providing that general laws enacted after the 2020 regular session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

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By Senator Passidomo—

**SB 308**—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 20.058, 20.2551, 39.01, 39.302, 39.3065, 39.521, 39.6012, 45.035, 70.001, 215.555, 215.985, 220.03, 220.183, 252.355, 253.0341, 258.3991, 288.9619, 324.021, 364.336, 365.179, 373.41492, 379.2426, 381.925, 393.066, 400.462, 400.962, 401.45, 402.402, 403.726, 409.165, 409.973, 420.628, 420.9071, 420.9072, 420.9075, 420.9076, 429.02, 456.053, 481.203, 552.30, 556.102, 624.307, 624.5105, 625.091, 627.6387, 627.6648, 631.54, 641.31076, 647.02, 647.05, 723.079, 784.046, 943.059, 960.28, 1004.6499, 1007.33, 1009.24, 1009.50, 1009.51, 1009.52, 1009.65, 1009.986, and 1011.62, F.S.; reenacting s. 408.036, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and revising a statutory provision to conform to a directive of the Legislature; providing an effective date.

—was referred to the Committee on Rules.

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By Senator Passidomo—

**SB 310**—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 119.071(5)(k), 216.181(11)(e), 267.0618, 311.101(7), 339.2818(8), 464.012(8), 466.00673, 1002.394(15), and 1003.4282(9), F.S., and amending ss. 316.306, 381.986, and 383.14, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2021 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; amending ss. 1002.3105 and 1003.5716, F.S., to conform to the repeal of s. 1003.4282(9), F.S., by this act; providing an effective date.

—was referred to the Committee on Rules.

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By Senator Passidomo—

**SB 312**—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 335.066, 339.81, and 380.276, F.S., and repealing s. 338.065, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser’s bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; providing an effective date.

—was referred to the Committee on Rules.

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**Senate Bills 314-326**—Not used.

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By Senator Rouson—

**SB 328**—A bill to be entitled An act relating to sentencing; creating s. 775.08701, F.S.; providing legislative intent; providing for the retroactive applicability of s. 775.087, F.S.; prohibiting certain persons from being sentenced to mandatory minimum terms of imprisonment for aggravated assault or attempted aggravated assault committed before a specified date; requiring resentencing for persons who committed such violations before a specified date and are serving mandatory minimum terms of imprisonment; specifying procedures for such resentencing; providing eligibility for gain-time for such sentenced or resentenced persons; creating s. 893.13501, F.S.; providing legislative intent; providing for the retroactive applicability of s. 893.135, F.S.; requiring the initial sentencing and the resentencing of certain persons who committed certain violations before a specified date which involved traf-

ficking in hydrocodone or codeine; providing criminal penalties for such violations that are subject to an initial sentencing or a resentencing; providing legislative intent; providing for the retroactive applicability of s. 893.135, F.S.; requiring the initial sentencing and the resentencing of certain persons who committed certain violations before a specified date which involved trafficking in oxycodone; providing criminal penalties for such violations that are subject to an initial sentencing or a resentencing; specifying procedures for such resentencing; providing an effective date.

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

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By Senator Farmer—

**SB 330**—A bill to be entitled An act relating to the sale and delivery of firearms; amending s. 790.065, F.S.; requiring the parties, if neither party to a sale, lease, or other transfer of a firearm is a licensed dealer, to complete the sale, lease, or other transfer through a licensed dealer; specifying procedures and requirements for a licensed dealer, seller, lessor, or transferor, and a buyer or transferee; authorizing a licensed dealer to charge a buyer or transferee specified fees; providing applicability; deleting provisions authorizing a licensee to complete the sale or transfer of a firearm to a person without receiving certain notification from the Department of Law Enforcement informing the licensee that such person is prohibited from receipt or possession of a firearm or providing a unique approval number under certain circumstances; deleting provisions exempting a licensed importer, licensed manufacturer, or licensed dealer from such sale and delivery requirements under certain circumstances; amending s. 790.335, F.S.; conforming a cross-reference; providing an effective date.

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

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By Senator Perry—

**SB 332**—A bill to be entitled An act relating to unlicensed contracting; amending s. 489.127, F.S.; revising the criminal penalties for persons who engage in contracting or advertise themselves as contractors without proper registration or certification; making technical changes; reenacting s. 489.13(7), F.S., relating to unlicensed contracting, to incorporate the amendment made to s. 489.127, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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By Senators Gruters, Hutson, Perry, and Harrell—

**SB 334**—A bill to be entitled An act relating to regulation of smoking in public places; revising the title of part II of ch. 386, F.S.; amending s. 386.201, F.S.; revising a short title; amending s. 386.209, F.S.; authorizing counties and municipalities to further restrict smoking within the boundaries of public beaches and public parks under certain circumstances; creating s. 386.2095, F.S.; prohibiting smoking within the boundaries of a state park; amending ss. 381.84 and 386.211, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Environment and Natural Resources; and Rules.

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By Senator Rouson—

**SB 336**—A bill to be entitled An act relating to a large-scale agricultural pollution reduction pilot program; creating s. 403.068, F.S.; creating a large-scale agricultural pollution reduction pilot program within the Department of Environmental Protection as a partnership with dairy farms for a specified purpose; providing pilot program application and project selection requirements; providing that projects must be available for inspection by the department, the Department of Agriculture and Consumer Services, and water management districts;

specifying that pilot program participants are presumed to comply with water quality standards and are eligible for certain permit terms and funding; authorizing the department to adopt rules to provide a general permit for the construction of systems and projects under certain circumstances; requiring the Office of Program Policy Analysis and Government Accountability to evaluate the pilot program by a specified date using specified minimum criteria and report its findings to the Legislature; providing for the future repeal of the pilot program unless reviewed and saved from repeal by the Legislature; amending s. 403.814, F.S.; authorizing the department to grant general permits for certain department-approved large-scale dairy farm pollution reduction pilot program participants; providing an appropriation; providing an effective date.

—was referred to the Committees on Agriculture; Environment and Natural Resources; and Appropriations.

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By Senator Gruters—

**SB 338**—A bill to be entitled An act relating to specialty contracting services; amending s. 489.117, F.S.; revising the types of buildings for which individuals who are not required to obtain certain registrations or certifications may perform contracting services without a local license under certain circumstances; authorizing certain persons under the supervision of specified licensed contractors to perform certain specialty contracting services for commercial or residential swimming pools, hot tubs or spas, or interactive water features; providing that such supervision does not require a direct contract between those persons; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Diaz—

**SJR 340**—A joint resolution proposing the creation of Section 22 of Article III of the State Constitution to provide that a single-payor health care system may not be enacted by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval; providing definitions.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

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By Senator Diaz—

**SB 342**—A bill to be entitled An act relating to vehicle and vessel registration; amending s. 319.32, F.S.; requiring tax collectors to determine service charges collected by privately owned license plate agents for motor vehicle titles; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; amending s. 320.03, F.S.; requiring tax collectors and approved license plate agents to enter into a memorandum of understanding with the department for a certain purpose; amending s. 320.04, F.S.; requiring the tax collector to determine service charges collected by privately owned license plate agents for motor vehicle registrations; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; amending s. 328.72, F.S.; requiring the tax collector to determine service charges collected by privately owned license plate agents for vessel registrations and titles; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; providing an effective date.

—was referred to the Committees on Transportation; Finance and Tax; and Rules.

By Senator Diaz—

**SB 344**—A bill to be entitled An act relating to legislative review of occupational regulations; providing a short title; creating s. 11.65, F.S.; defining terms; establishing a schedule for the systematic review of occupational regulatory programs; providing legislative intent; providing that amending or transferring a chapter or section with a scheduled repeal does not affect the scheduled repeal; providing for the abolition of personnel positions responsible for repealed programs; providing for the reversion of certain unexpended funds and the refund of certain unencumbered revenue of a repealed program; requiring the Department of Legal Affairs to prosecute or defend certain pending causes of action; preempting the regulation of an occupation to the state if the occupation's regulatory program has been repealed through this act; providing an exception; providing construction; providing a schedule of repeal for occupational regulatory programs; providing effective dates.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

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By Senators Rodriguez and Hutson—

**SB 346**—A bill to be entitled An act relating to the Florida Real Estate Appraisal Board; amending s. 475.613, F.S.; revising the composition of the board; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Rodriguez—

**SB 348**—A bill to be entitled An act relating to Medicaid; amending s. 409.908, F.S.; revising the types of emergency transportation vehicle services provided to Medicare-eligible persons for which Medicaid shall pay deductibles and coinsurance; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodriguez—

**SB 350**—A bill to be entitled An act for the relief of Angela Sozzani; requiring that the Department of Children and Families request up to a certain amount in its annual legislative budget request each fiscal year to compensate Angela Sozzani for injuries and damages she sustained as a result of the negligence of individuals and entities licensed by the department; authorizing the department to request additional funds under extraordinary circumstances; providing for the satisfaction of any liens and the reversion of remaining funds in the special needs trust upon Angela Sozzani's death; providing that fees and costs have not been awarded; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Children, Families, and Elder Affairs; and Appropriations.

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By Senator Rodriguez—

**SB 352**—A bill to be entitled An act relating to massage therapy; renaming ch. 480, F.S., as "Massage Therapy Practice"; amending s. 480.031, F.S.; revising a short title; amending s. 480.032, F.S.; revising the purpose of ch. 480, F.S.; reordering and amending s. 480.033, F.S.; revising and defining terms; amending ss. 477.013, 477.0135, 477.0265, 480.034, 480.035, 480.041, 480.043, 480.046, 480.0465, 480.047, 480.052, 480.0535, 627.6407, 627.6619, 627.736, 641.31, and 823.05, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committees on Health Policy; Commerce and Tourism; and Rules.

By Senator Harrell—

**SB 354**—A bill to be entitled An act relating to restitution; amending s. 775.089, F.S.; specifying that courts are not bound by fair market value in determining restitution amounts; authorizing courts to exercise discretion in furthering the purposes of restitution; providing an effective date.

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

By Senator Jones—

**SB 356**—A bill to be entitled An act relating to fines and fees; amending s. 27.52, F.S.; conforming a cross-reference; amending s. 28.24, F.S.; providing procedures for payment plans; amending s. 28.246, F.S.; revising the methods by which clerks of the circuit courts must accept payments for certain fees, charges, costs, and fines; providing requirements for entering into payment plans; authorizing a court to waive, modify, and convert certain fines and fees into community service under specified circumstances; authorizing clerks of court to transmit and send specified notices relating to payment plans; amending s. 28.42, F.S.; requiring the clerks of court, in consultation with the Florida Clerks of Court Operations Corporation, to develop a uniform payment plan form by a specified date; providing minimum criteria for the form; requiring clerks of court to use such forms by a specified date; amending s. 57.082, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 318.15, F.S.; authorizing, rather than requiring, clerks of court to notify the Department of Highway Safety and Motor Vehicles under certain circumstances; extending the timeframe for issuing certain notices; amending s. 318.20, F.S.; requiring that a notification form and the uniform traffic citation include certain information about paying a civil penalty; amending s. 322.245, F.S.; authorizing certain persons to apply for reinstatement of their suspended driver licenses under certain circumstances; providing an effective date.

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

By Senator Berman—

**SB 358**—A bill to be entitled An act relating to water safety; providing a short title; amending s. 1002.20, F.S.; providing an exemption from certain water safety and swimming certifications for a child whose parent follows a specified procedure; creating s. 1003.225, F.S.; defining the term “water safety”; requiring district school boards and the governing authorities of private schools to require certain children to present a specified certificate beginning in a certain school year; requiring that such certification comply with certain adopted rules; providing that a parent of specified children is responsible for compliance with this section; providing an exemption; requiring the State Board of Education, subject to the concurrence of the Department of Health, to adopt certain rules by a specified date; providing that certain persons are not liable for specified injuries; exempting persons admitted to or attending adult education classes unless such persons are under a specified age; amending ss. 381.88 and 1002.42, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Education; Children, Families, and Elder Affairs; and Rules.

By Senator Hooper—

**SB 360**—A bill to be entitled An act relating to fire prevention and control; amending s. 633.202, F.S.; requiring the authority having jurisdiction to determine certain minimum radio signal strength requirements for all new and existing buildings; authorizing the use of radio communication enhancement systems to comply with minimum radio signal strength requirements; revising the transitory period for compliance; revising the date by which existing apartment buildings that are not in compliance must initiate an application for an appropriate permit; amending s. 843.16, F.S.; providing an exception to the prohibition against installing or transporting certain radio equipment using law enforcement or fire rescue frequencies; providing an effective date.

—was referred to the Committees on Community Affairs; Banking and Insurance; and Appropriations.

By Senator Harrell—

**SB 362**—A bill to be entitled An act relating to pediatric cardiac care; amending s. 395.1055, F.S.; revising requirements for members of the pediatric cardiac technical advisory panel; specifying that time spent as an alternate member does not count toward panel member term limits; revising the frequency with which the panel must meet; extending sovereign immunity to apply to all individuals who are members of a site visit review team; requiring pediatric cardiac programs to include certain cases in the program’s required surgical volume; authorizing site visit teams to conduct virtual site inspections during a declared state of emergency; authorizing the panel to alter certain requirements for virtual site inspections; providing that pediatric cardiac surgical centers that are deemed by the panel to be noncompliant with certain standards must come into compliance with those standards within a specified timeframe; authorizing the panel to make a certain recommendation to the Secretary of Health Care Administration if a center does not come into compliance within such timeframe; requiring certain data submitted by the Surgeon General to the Secretary of Health Care Administration to follow specified guidelines and suggestions; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

By Senators Gruters, Albritton, and Perry—

**SB 364**—A bill to be entitled An act relating to discrimination on the basis of personal health information; creating s. 322.144, F.S.; prohibiting business and governmental entities that require individuals to present driver licenses and identification cards for specified purposes from taking certain actions on the basis of individuals’ vaccination status and proof of immunity from any virus; providing construction; creating s. 760.70, F.S.; prohibiting public accommodations from discriminating against individuals on the basis of vaccination or immunity status; providing construction; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senators Hutson and Brodeur—

**SB 366**—A bill to be entitled An act relating to apprenticeship and preapprenticeship training; amending s. 446.011, F.S.; revising legislative intent related to apprenticeship training; amending s. 446.021, F.S.; defining and redefining terms; amending s. 446.032, F.S.; revising the general duties of the Department of Education with regard to apprenticeship and preapprenticeship programs; amending s. 446.041, F.S.; requiring the department to periodically review and evaluate its uniform minimum standards for apprenticeship and preapprenticeship programs; amending s. 446.045, F.S.; conforming provisions to changes made by the act; revising the membership of the State Apprenticeship Advisory Council; revising meeting requirements; amending s. 446.051, F.S.; providing that apprenticeship or preapprenticeship program sponsors are responsible for the selection and training of certain personnel, as approved by the department; encouraging district school boards and Florida College System institution and state university boards of trustees to cooperate in providing certain equipment, supplies, and instructor salaries; amending s. 446.052, F.S.; encouraging state university boards of trustees and apprenticeship program sponsors to cooperate in developing and establishing apprenticeship and pre-apprenticeship programs that include career instruction; encouraging school boards and boards of trustees to cooperate with certain degree programs and career certificate programs to ensure that certain individuals receive certain college credit; requiring that certain qualified veterans be given the same priority as preapprentices; amending s. 446.071, F.S.; providing that certain organizations may be approved as apprenticeship sponsors if they meet certain uniform minimum standards; updating terminology; removing the definition of the term “need”; amending s. 446.081, F.S.; revising the applicability of specified provisions to apprenticeship provisions in collective agreements between employers and employees; making technical changes; repealing s.

446.091, F.S., relating to the adaptation and applicability of certain provisions to on-the-job training programs; amending s. 446.092, F.S.; revising criteria for apprenticeship occupations; creating s. 446.541, F.S.; providing legislative intent; defining the term “work-based learning”; providing that certain individuals enrolled in work-based learning are deemed to be employees of the state for purposes of receiving medically necessary care under workers’ compensation coverage; amending s. 455.213, F.S.; creating an alternative licensing method for apprentice applicants who meet certain requirements; amending s. 1003.4156, F.S.; encouraging, rather than requiring, that middle grades students complete one course in career and education planning; authorizing the Florida Virtual School to offer such course; amending s. 1003.4282, F.S.; authorizing school districts and regional consortium organizations to work with national providers to submit to the department for approval recommended career-themed courses that satisfy high school credit requirements; amending s. 1007.23, F.S.; requiring that the statewide articulation agreement specify three mathematics pathways that meet a certain requirement upon which degree seeking students must be placed; amending s. 1007.2616, F.S.; requiring public schools to include computational thinking and foundational computer science skills in instruction to students; deleting obsolete language; authorizing school districts to apply to the department for funding for specified purposes; requiring the department to award funding to school districts or consortia using specified criteria; amending s. 1008.44, F.S.; requiring that the CAPE Industry Certification Funding List incorporate by reference the industry certifications on the career pathways list approved for the Florida Gold Seal CAPE Scholars award; providing requirements for industry certifications associated with aviation-related and aerospace-related occupations; providing that such certifications are eligible for additional full-time equivalent membership; authorizing the Commissioner of Education to limit CAPE industry certifications and CAPE Digital Tool certificates to students in certain grades for a specified purpose; amending s. 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; revising the calculation of certain additional full-time equivalent membership relating to funding for the operation of schools; deleting a provision relating to full-time equivalent membership calculation for elementary and middle students; requiring that a specified supplemental value for full-time equivalent student membership be calculated for certain industry certifications leading to employment in aviation-related or aerospace-related occupations; authorizing the use of a specified percentage of certain funds for CAPE program expenses; limiting the amount of funds that may be used for administrative costs; prohibiting the use of CAPE funding to supplant funds provided for basic operation of the CAPE program; amending s. 1011.80, F.S.; revising performance funding for industry certifications for school district workforce education programs to provide for Federal Aviation Administration (FAA) industry certifications; amending s. 1011.802, F.S.; specifying that Florida Pathways to Career Opportunities Grant Program funds may be used for instructional personnel; specifying the maximum amount of funds that may be used by the department to administer the Florida Pathways to Career Opportunities Grant Program; amending s. 1011.81, F.S.; revising performance funding for industry certifications for Florida College System institutions to provide for professional-level FAA industry certifications; requiring the Articulation Coordinating Committee to convene a representative workgroup composed of academic affairs administrators and faculty from state universities and Florida College System institutions by a specified date for a specified purpose; requiring the workgroup to report its recommendations to the committee, the Board of Governors, and the State Board of Education by a specified date; requiring the Articulation Coordinating Committee to approve the mathematics pathways by a specified date; providing an effective date.

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

By Senator Baxley—

**SB 368**—A bill to be entitled An act relating to an elder-focused dispute resolution process; creating s. 44.407, F.S.; providing legislative findings; defining terms; authorizing the courts to appoint an eldercaring coordinator and refer certain parties and elders to eldercaring coordination; prohibiting the courts from referring certain parties to eldercaring coordination without the consent of the elder and other parties to the action; specifying the duration of eldercaring coordinator

appointments; requiring the courts to conduct intermittent review hearings regarding the conclusion or extension of such appointments; providing qualifications and disqualifications for eldercaring coordinators; providing for the removal and suspension of authority of certain eldercaring coordinators; requiring that notice of hearing on removal of a coordinator be timely served; authorizing the courts to award certain fees and costs under certain circumstances; requiring the court to appoint successor eldercaring coordinators under certain circumstances; authorizing the courts to make certain determinations based on the fees and costs of eldercaring coordination; providing that certain communications between the parties and eldercaring coordinators are confidential; providing exceptions to confidentiality; providing requirements for emergency reporting to courts under certain circumstances; providing immunity from liability for certain parties under specified circumstances; requiring the Florida Supreme Court to establish certain minimum standards and procedures for eldercaring coordinators; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

By Senators Farmer, Berman, Taddeo, Jones, Polsky, Rouson, Book, Torres, Powell, and Cruz—

**SB 370**—A bill to be entitled An act relating to assault weapons and large-capacity magazines; creating s. 790.301, F.S.; defining terms; prohibiting the sale or transfer of an assault weapon or a large-capacity magazine; providing exceptions; providing criminal penalties; prohibiting possession of an assault weapon or a large-capacity magazine; providing exceptions; providing criminal penalties; requiring certificates of possession for assault weapons or large-capacity magazines lawfully possessed before a specified date; providing requirements for the certificates; requiring the Department of Law Enforcement to adopt rules; specifying the form of the certificates; limiting sales or transfers of assault weapons or large-capacity magazines documented by such certificates; providing conditions for continued possession of such weapons or large-capacity magazines; providing requirements for an applicant who fails to qualify for such a certificate; requiring certificates of transfer for transfers of certain assault weapons or large-capacity magazines; providing requirements for certificates of transfer; requiring the Department of Law Enforcement to maintain a file of such certificates; providing for relinquishment of assault weapons or large-capacity magazines; providing requirements for transportation of assault weapons or large-capacity magazines under certain circumstances; providing criminal penalties; specifying circumstances in which the manufacture or transportation of assault weapons or large-capacity magazines is not prohibited; exempting permanently inoperable firearms from certain provisions; amending s. 775.087, F.S.; providing enhanced criminal penalties for certain offenses when committed with an assault weapon or a large-capacity magazine; providing for severability; providing an effective date.

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

By Senator Stewart—

**SB 372**—A bill to be entitled An act relating to three-dimensional printed firearms; creating s. 790.224, F.S.; defining the term “3D-printed firearm”; prohibiting a person from printing, transferring, importing into this state, distributing, selling, possessing, or giving to another person certain 3D-printed firearms as of a specified date; providing criminal penalties; requiring persons in possession of such firearms to relinquish them to a law enforcement agency or to the Department of Law Enforcement or to destroy them before the prohibition takes effect; requiring a law enforcement agency or the department to destroy any relinquished 3D-printed firearms within a specified timeframe; providing for the future expiration of certain provisions; providing an effective date.

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

By Senators Bradley and Albritton—

**SB 374**—A bill to be entitled An act relating to the fair repair of agricultural equipment; providing a short title; creating s. 686.35, F.S.; defining terms; requiring original equipment manufacturers of agricultural equipment to provide certain manufacturing, diagnostic, and repair information to independent repair providers and owners; prohibiting the original equipment manufacturers from excluding certain information concerning security-related functions; providing construction and applicability; providing civil liability; providing an effective date.

—was referred to the Committees on Agriculture; Commerce and Tourism; and Rules.

By Senator Gibson—

**SB 376**—A bill to be entitled An act relating to Jacksonville Transportation Authority leases; amending s. 349.04, F.S.; removing a limitation on the term of a lease into which the authority may enter; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Rules.

By Senator Bradley—

**SB 378**—A bill to be entitled An act relating to payment for construction services; amending s. 218.735, F.S.; increasing the interest rate for certain payments for purchases of construction services; amending s. 255.071, F.S.; specifying that a person, firm, or corporation who fails to make certain payments relating to public projects commits a misapplication of constructions funds and is subject to criminal penalties; amending s. 255.073, F.S.; increasing the interest rate for overdue payments for the purchase of construction services; amending s. 489.129, F.S.; expanding the list of actions for which a licensee may be disciplined by the Construction Industry Licensing Board; requiring the board to suspend certain licenses for a minimum period of time under certain circumstances; providing construction; amending s. 713.345, F.S.; specifying that a contractor, subcontractor, sub-subcontractor, or other person licensed under ch. 489, F.S., is subject to certain discipline if convicted of misapplication of construction funds; amending s. 713.346, F.S.; specifying that a person, firm, or corporation who fails to make certain payments relating to construction contracts commits a misapplication of constructions funds and is subject to criminal penalties; amending s. 715.12, F.S.; increasing the interest rate for certain payments due under the Construction Contract Prompt Payment Law; conforming a provision to changes made by the act; reenacting s. 218.76(2)(b), F.S., relating to improper payment requests or invoices, to incorporate the amendment made by this act to s. 218.735, F.S., in a reference thereto; reenacting s. 255.075, F.S., relating to mandatory interest, to incorporate the amendment made by this act to s. 255.073, F.S., in a reference thereto; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Perry—

**SB 380**—A bill to be entitled An act relating to child restraint requirements; amending s. 316.613, F.S.; increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Transportation; and Rules.

By Senator Hooper—

**SB 382**—A bill to be entitled An act relating to clerks of the court; amending s. 28.222, F.S.; requiring certain service charges to be dis-

tributed in a specified manner; amending s. 28.24, F.S.; defining the term “court record”; specifying the amount of charges for certain services rendered by, and instruments filed with, the clerk of the circuit court which are not court records; amending s. 28.241, F.S.; revising the distribution of revenue from filing fees from the institution of certain appellate proceedings; amending s. 40.29, F.S.; requiring the clerks of the court to submit requests for reimbursement for jury-related costs to the Florida Clerks of Court Operations Corporation within specified timeframes; requiring the corporation to review such requests for reimbursement; requiring the corporation to submit certain information to the Justice Administrative Commission; requiring the commission to review the information and submit a request for payment to the Chief Financial Officer under certain circumstances; removing a provision authorizing the commission to apportion funds among the counties for certain purposes; amending ss. 27.52, 28.22205, 28.246, 45.035, 55.141, 57.082, 197.502, 197.532, 197.542, 197.582, 569.23, and 712.06, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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

By Senator Rodriguez—

**SB 384**—A bill to be entitled An act relating to unlawful employment practices; amending s. 760.02, F.S.; defining terms; amending s. 760.10, F.S.; expanding the list of unlawful employment practices to include certain actions against employees and job applicants with medical needs related to pregnancy; requiring employers to provide a written notice of certain rights relating to pregnancy to employees and to post such notice in conspicuous places on the premises; requiring the Florida Commission on Human Relations to develop certain education and outreach programs; providing construction; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Wright—

**SB 386**—A bill to be entitled An act relating to payments to clerks of the circuit courts; amending s. 27.52, F.S.; conforming a cross-reference; amending s. 28.24, F.S.; providing procedures for payment plans; amending s. 28.246, F.S.; revising the methods by which clerks of the circuit courts must accept payments for certain fees, charges, costs, and fines; providing requirements for entering into payment plans; authorizing a court to waive, modify, and convert certain fines and fees into community service under specified circumstances; authorizing the clerks of court to send specified notices relating to payment plans; authorizing the clerks of court to waive certain fees for individuals who enroll in automatic electronic debit payment plans; amending s. 28.42, F.S.; requiring the clerks of court, in consultation with the Florida Clerks of Court Operations Corporation, to develop a uniform payment plan form by a specified date; providing minimum criteria for the form; requiring clerks of court to use such forms by a specified date; amending s. 57.082, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 318.15, F.S.; authorizing, rather than requiring, clerks of court to notify the Department of Highway Safety and Motor Vehicles under certain circumstances; extending the timeframe for issuing certain notices; amending s. 318.20, F.S.; requiring that a notification form and the uniform traffic citation include certain information about paying a civil penalty; amending s. 322.245, F.S.; authorizing certain persons to apply for reinstatement of their suspended licenses under certain circumstances; providing an effective date.

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

By Senators Wright, Book, and Garcia—

**SB 388**—A bill to be entitled An act relating to injured police canines; creating s. 401.254, F.S.; defining the term “police canine”; authorizing licensed life support services to transport injured police canines under certain circumstances; authorizing a paramedic or an emergency medical technician to provide emergency medical care to injured police ca-



nines under certain circumstances; providing for immunity from criminal and civil liability under certain circumstances; amending s. 474.203, F.S.; providing applicability; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

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By Senator Wright—

**SB 390**—A bill to be entitled An act relating to prescription drug coverage; amending s. 624.3161, F.S.; authorizing the Office of Insurance Regulation to examine pharmacy benefit managers; specifying that certain examination costs are payable by persons examined; transferring, renumbering, and amending s. 465.1885, F.S.; revising the entities conducting pharmacy audits to which certain requirements and restrictions apply; authorizing audited pharmacies to appeal certain findings; providing that health insurers and health maintenance organizations that transfer a certain payment obligation to pharmacy benefit managers remain responsible for certain violations; amending ss. 627.64741 and 627.6572, F.S.; revising the definition of the term “maximum allowable cost”; authorizing the office to require health insurers to submit to the office certain contracts or contract amendments entered into with pharmacy benefit managers; authorizing the office to order health insurers to cancel such contracts under certain circumstances; authorizing the commission to adopt rules; revising applicability; amending s. 627.6699, F.S.; requiring certain health benefit plans covering small employers to comply with certain provisions; amending s. 641.314, F.S.; revising the definition of the term “maximum allowable cost”; authorizing the office to require health maintenance organizations to submit to the office certain contracts or contract amendments entered into with pharmacy benefit managers; authorizing the office to order health maintenance organizations to cancel such contracts under certain circumstances; authorizing the commission to adopt rules; revising applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senators Brandes and Gruters—

**SB 392**—A bill to be entitled An act relating to sports wagering; creating ch. 547, F.S.; defining terms; authorizing certain persons to place wagers on a sports event under certain circumstances; providing duties and responsibilities of the Department of the Lottery relating to sports pools; requiring the department to adopt rules; authorizing persons to apply to the department for a license to operate a sports pool; providing requirements for such application; requiring licensees to annually renew their licenses; prohibiting sports pools from being offered by anyone other than the department or a licensee; specifying requirements for accepting wagers on sports events; authorizing a licensee to have certain websites and applications under certain circumstances; authorizing the department or licensees to provide certain benefits to induce a person to wager; requiring licensees to perform background checks on all employees and provide certain documentation to the department upon request; prohibiting certain persons from wagering under certain circumstances; providing applicability; requiring the department and licensees to adopt certain procedures to prevent certain persons from wagering; prohibiting the department and licensees from accepting wagers from certain persons; requiring a licensee to promptly notify the department of certain information; providing for the disbursement of unclaimed winnings; providing civil and criminal penalties; requiring that certain penalties be deposited into the department’s Operating Trust Fund; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

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By Senator Brandes—

**SB 394**—A bill to be entitled An act relating to taxes; creating s. 547.009, F.S.; providing a tax rate for certain revenues received from sports wagering; specifying requirements relating to the payment of taxes; providing administrative penalties; amending s. 24.121, F.S.;

revising the purpose of the Operating Trust Fund of the Department of the Lottery; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

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By Senator Brandes—

**SB 396**—A bill to be entitled An act relating to fees; amending s. 547.004, F.S.; providing an application fee and a renewal fee for licenses relating to sports wagering; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

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By Senator Rodriguez—

**SB 398**—A bill to be entitled An act for the relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County; providing for an appropriation to compensate the Estate of Emilio Jesus Vizcaino-Aday for injuries and damages sustained by Emilio Jesus Vizcaino-Aday and his survivors as a result of the negligence of Miami-Dade County; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Criminal Justice; and Rules.

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By Senator Rodrigues—

**SB 400**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; prohibiting an agency that receives a request to inspect or copy a record from responding to such request by filing an action for declaratory relief against the requester; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

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By Senator Rodrigues—

**SB 402**—A bill to be entitled An act relating to the Public Notice and Voting Rights Restoration Database; authorizing legal notifications in certain cases to be published on a website established by the Supreme Court, in lieu of newspaper publication; providing that such legal notifications be posted to the website following payment of a fee; providing limitations for, and for the adjustment of, such fees; specifying that website publication constitutes proof of publication, unless otherwise determined by a court; authorizing a county to publish such legal notifications in a newspaper, subject to certain limitations; providing requirements and limitations regarding the operation of the website; providing that certain revenue be used toward certain data collection regarding nonviolent felons and the publication of such data on a website; providing requirements and limitations regarding the operation of the website containing such data; providing for the deposit of any remaining excess revenue into the State Courts Revenue Trust Fund; specifying that a certain portion of remaining excess revenue may be pledged toward operating costs of the website containing legal notifications; providing an effective date.

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

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By Senator Rouson—

**SB 404**—A bill to be entitled An act relating to the Office of Minority Health and Health Equity; creating s. 381.735, F.S.; requiring the Office of Minority Health and Health Equity to develop and promote the statewide implementation of certain policies, programs, and practices; requiring one representative from each county health department to serve as a minority health liaison for a specified purpose; requiring the

office to use all available resources and pursue funding opportunities to achieve this purpose; specifying duties for the office; requiring the office to maintain on its website specified information; requiring the office to serve as a liaison to and assist certain federal offices; authorizing the Department of Health to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodrigues—

**SB 406**—A bill to be entitled An act relating to the Big Cypress Basin; amending s. 373.0693, F.S.; revising the membership of the Big Cypress Basin governing board; requiring the South Florida Water Management District to revise the boundaries of the Big Cypress Basin based on a specified study at a specified time; removing obsolete language; amending s. 373.503, F.S.; requiring the South Florida Water Management District to ensure that the distribution of ad valorem taxes collected within the Big Cypress Basin be used for projects within the counties in which they were collected; reenacting s. 373.0697, F.S., relating to basin taxes, to incorporate the amendment made to s. 373.503, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Bradley—

**SB 408**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Rodriguez—

**SB 410**—A bill to be entitled An act relating to materials harmful to minors; amending s. 847.001, F.S.; revising the definitions of the terms “child pornography,” “harmful to minors,” “obscene,” and “person”; amending s. 847.012, F.S.; prohibiting a person from selling or renting specified materials to a minor for monetary consideration; prohibiting a person from loaning specified materials to a minor for any reason; requiring school districts to proactively remove specified materials; requiring school districts to remove such materials independent of a parent or resident complaint; amending s. 1002.20, F.S.; providing that a public school student may be exposed to certain teaching only in accordance with a specified procedure; making a technical change; amending s. 1003.42, F.S.; requiring school districts or specified schools to notify and request the written consent of parents before the teaching of reproductive health or any sexually transmitted disease; prohibiting schools from allowing students to be exposed to such teaching without the written consent of their parent; prohibiting a student whose parent does not give such written consent from being penalized; amending s. 1006.28, F.S.; adding certain materials to the policy district school boards are required to adopt which allows certain objections from parents or county residents; requiring district school boards to annually review specified materials and immediately discontinue the use of any found to be inappropriate or unsuitable, regardless of whether a complaint was received; authorizing a student’s parent or a county resident to contest on specified grounds a district school board’s adoption of certain instructional material; specifying a certain petition to be filed and the form required for the filing; requiring the school board to make the form available to the public and to publish the form on the school district’s website; requiring the school board to grant the petition or refer the matter to a hearing within a certain timeframe; providing that an administrative law judge has final order authority to rule on the petition; providing for the award of attorney fees and costs under certain circumstances; reenacting ss. 92.561(1) and 288.1254(1)(b) and (j), F.S., relating to the prohibition against reproducing child pornography and the exclusion of obscene content under the entertainment industry financial incentive program, respectively, to incorporate the amend-

ments made to s. 847.001, F.S., in references thereto; providing effective dates.

—was referred to the Committees on Criminal Justice; Education; and Rules.

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By Senator Rouson—

**SB 412**—A bill to be entitled An act relating to residential tenancies; amending s. 44.102, F.S.; requiring that courts in a judicial circuit in which a residential eviction mediation program has been established refer matters involving a residential eviction to mediation; amending s. 83.56, F.S.; deleting provisions requiring a residential tenant defending against specified actions by a landlord to comply with provisions requiring payment of accrued rent to the registry of the court, to conform to changes made by the act; amending s. 83.59, F.S.; restricting availability of a specified summary procedure in actions where a landlord is seeking to recover possession of a residential unit; amending s. 83.60, F.S.; removing the requirement that a residential tenant defending against a landlord’s action for possession pay accrued rent to the registry of the court; repealing s. 83.61, F.S., relating to the disbursement of funds in the registry of the court, to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senators Perry and Boyd—

**SB 414**—A bill to be entitled An act relating to economic self-sufficiency; amending s. 11.45, F.S.; requiring the Auditor General to perform audits of specified programs at specified intervals beginning in a specified calendar year; requiring the audits to review specified elements of such programs; requiring the Auditor General to make a specified determination, if possible; providing reporting requirements for the results of such audits; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senators Burgess, Hooper, Bean, Harrell, Perry, and Rodriguez—

**SB 416**—A bill to be entitled An act relating to the POW-MIA Veterans Bracelet Memorial; creating s. 265.008, F.S.; providing legislative intent; establishing the POW-MIA Veterans Bracelet Memorial; providing for the funding and administration of the memorial; directing the Department of Management Services to designate space for the memorial’s construction and placement by a specified date; requiring the department to consider recommendations of, and coordinate with, specified entities regarding the memorial’s placement and design; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

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By Senator Burgess—

**SB 418**—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for the name, address, and telephone number of a person which are held by an agency providing shelter or assistance to such person during an emergency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Hooper—

**SB 420**—A bill to be entitled An act relating to motor vehicle insurance coverage exclusions; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending ss. 324.151, 627.736, and 627.7407, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

By Senator Rouson—

**SB 422**—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; renaming the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee as the Chairs Coordinating Committee; deleting a requirement that the Tampa Bay Area Regional Transit Authority provide the committee with administrative support and direction; amending s. 343.92, F.S.; providing that a mayor's designated alternate may be a member of the governing board of the authority; requiring that the alternate be an elected member of the city council of the mayor's municipality and be approved by the municipality's city council; requiring a mayor's designated alternate to attend meetings under certain circumstances, in which case the alternate has full voting rights; providing that a simple majority of board members constitutes a quorum and that a simple majority of those members present is necessary for any action to be taken; deleting obsolete language; amending s. 343.922, F.S.; revising a provision requiring the authority to present the regional transit development plan and updates to specified entities; deleting a provision requiring that the authority coordinate plans and projects with the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee and participate in the regional M.P.O. planning process to ensure regional comprehension of the authority's mission, goals, and objectives; deleting a provision requiring that the authority provide administrative support and direction to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Rules.

By Senator Brandes—

**SB 424**—A bill to be entitled An act relating to autonomous practice by advanced practice registered nurses; amending s. 464.0123, F.S.; revising practices an advanced practice registered nurse may engage in autonomously; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; and Rules.

By Senator Boyd—

**SB 426**—A bill to be entitled An act relating to state preemption of seaport regulations; creating s. 311.25, F.S.; preempting to the state the regulation of commerce in state seaports; providing exceptions; providing construction; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Rules.

By Senator Polsky—

**SB 428**—A bill to be entitled An act relating to the sale, transfer, or storage of firearms; amending s. 790.174, F.S.; redefining the term “minor”; revising requirements for the safe storage of loaded firearms; providing criminal penalties if a person fails to properly secure or store a firearm and a minor gains access to the weapon as a result; amending s. 790.175, F.S.; conforming provisions to changes made by the act; requiring a seller or transferor of a firearm to provide each purchaser or

transferee with specified information; providing an exception; providing immunity for certain providers of information; providing criminal penalties; amending s. 784.05, F.S.; revising the standard for adults and minors to be criminally negligent in the storage of a firearm under certain circumstances; providing criminal penalties; redefining the term “minor”; conforming provisions to changes made by the act; amending s. 790.115, F.S.; revising an exception to the prohibition on storing or leaving a loaded firearm within the reach or easy access of a minor who obtains it and commits a certain violation; conforming a provision to changes made by the act; amending s. 921.0022, F.S.; conforming a cross-reference; reenacting s. 409.175(5)(g), F.S., relating to rules of the Department of Children and Families requiring the adoption of a form used by child-placing agencies, to incorporate the amendment made to s. 790.174, F.S., in a reference thereto; providing an effective date.

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

By Senator Rodriguez—

**SB 430**—A bill to be entitled An act relating to petroleum fuel measuring devices; amending s. 525.07, F.S.; preempting the regulation of petroleum fuel measuring devices to the state and the Department of Agriculture and Consumer Services; prohibiting the department from enforcing certain provisions for violations of rules relating to petroleum fuel measuring devices; amending s. 525.16, F.S.; exempting department petroleum fuel measuring device rules from enforcement under specified provisions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Transportation; and Rules.

By Senator Perry—

**SB 432**—A bill to be entitled An act relating to the Gardiner Scholarship; amending s. 1002.385, F.S.; revising the definition of “curriculum”; revising eligibility requirements for the Gardiner Scholarship program; deleting provisions relating to final verification documents; revising authorized uses of program funds; revising the number of consecutive fiscal years an account must be inactive before the remaining funds revert to the state; conforming a provision to changes made by the act; deleting a requirement pertaining to compliance statements; authorizing certain students to continue spending scholarship funds under certain circumstances; providing that a student's account must be closed under certain circumstances; revising an obligation of scholarship-funding organizations with respect to student eligibility; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Bracy—

**SB 434**—A bill to be entitled An act relating to the Statewide Council on Prosecutorial Misconduct; creating s. 16.71, F.S.; defining terms; creating the Statewide Council on Prosecutorial Misconduct within the Department of Legal Affairs; stating the purpose of the council; providing for the council's membership, organization, support, and duties; requiring the council to submit an annual report to the Governor, the Legislature, and the Chief Justice of the Supreme Court; providing an effective date.

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

By Senator Bracy—

**SB 436**—A bill to be entitled An act relating to conviction integrity review units; creating s. 27.272, F.S.; requiring the state attorney of each judicial circuit to establish a conviction integrity review unit within the state attorney's office and an independent review panel; specifying membership of the independent review panel; authorizing an incarcerated person to submit a petition to the state attorney's office

requesting that a unit review his or her conviction; requiring the state attorney's office to determine the form of the petition and the petition's contents; specifying the type of convictions which units are authorized to review; requiring the unit to initiate an investigation if certain conditions are met; requiring the unit to present its findings and recommendations to the independent review panel; requiring the unit to make a final recommendation regarding the petitioner's conviction to the state attorney under certain circumstances; providing an effective date.

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

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By Senator Bracy—

**SB 438**—A bill to be entitled An act relating to investigations of officer-involved deaths; creating s. 943.6872, F.S.; defining terms; requiring that each law enforcement agency have a written policy regarding the investigation of officer-involved deaths; providing requirements for such policies; authorizing internal investigations under certain circumstances; authorizing compensation for certain investigations to be determined in a manner consistent with mutual aid agreements; requiring certain investigators to provide a complete report to the appropriate state attorney; requiring such investigators to publicly release the completed report, redacted as required by law, if the state attorney determines that there is no basis to prosecute the law enforcement officer involved; providing an effective date.

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

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By Senator Bracy—

**SB 440**—A bill to be entitled An act relating to the decennial census; amending s. 11.031, F.S.; requiring the Legislature to adjust federal decennial census figures to include prisoners in the geographic areas where they last resided before incarceration rather than the facility where they resided at the time of the federal census; creating s. 944.805, F.S.; requiring the Department of Corrections to provide a report to the Legislature by a specified date listing certain information relating to prisoners in state correctional institutions and federal facilities; requiring the Secretary of Corrections to request certain agencies to provide such information in a report to the department; providing an effective date.

—was referred to the Committees on Criminal Justice; Ethics and Elections; and Rules.

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By Senator Bracy—

**SB 442**—A bill to be entitled An act relating to juror service; amending s. 40.24, F.S.; revising the rate of compensation for jurors; requiring clerks of the circuit court to provide quarterly estimates regarding juror compensation costs to the Justice Administrative Commission; requiring the commission to submit a request for payment to the Chief Financial Officer upon receipt and endorsement of the clerks' estimates; amending s. 913.08, F.S.; prohibiting the use of peremptory challenges to strike prospective jurors in criminal jury trials that commence on or after a specified date; repealing Rule 3.350, Florida Rules of Criminal Procedure, relating to peremptory challenges, to conform to changes made by the act; requesting the Florida Supreme Court to amend Rule 1.431(d), Florida Rules of Civil Procedure, to prohibit the use of peremptory challenges in jury selection for civil jury trials; providing an effective date.

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

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By Senator Bracy—

**SB 444**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for arrest booking photographs; providing for the release of arrest booking photographs under specified circumstances; providing

for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

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By Senator Bracy—

**SB 446**—A bill to be entitled An act relating to citizen review boards; creating s. 900.061, F.S.; providing legislative findings and intent; requiring the county commission or other governing body of each county to establish a citizen review board with the authority and ability to independently investigate law enforcement agencies within that county; providing requirements for citizen review boards; providing an effective date.

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

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By Senator Bracy—

**SB 448**—A bill to be entitled An act relating to hate crimes; amending s. 817.49, F.S.; designating as a hate crime the false reporting of the commission of a crime by a person in whole or in part because of certain beliefs or perceptions; providing criminal penalties; authorizing a court to impose a program or training directed at hate crime prevention and education; providing an effective date.

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

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By Senator Bracy—

**SB 450**—A bill to be entitled An act relating to citizen review boards; creating s. 900.06, F.S.; requiring law enforcement agencies that employ law enforcement officers being investigated for use of force by a citizen review board to include a member of the citizen review board as part of the law enforcement agency's investigative team; creating s. 900.061, F.S.; providing legislative findings and intent; requiring the county commission or other governing body of each county to establish a citizen review board with the authority and ability to independently investigate law enforcement agencies within that county; providing requirements for citizen review boards; providing an effective date.

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

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By Senators Bracy and Book—

**SB 452**—A bill to be entitled An act relating to law enforcement officer body and vehicle dash cameras; amending s. 943.1718, F.S.; providing legislative intent; defining the term "vehicle dash camera"; requiring every law enforcement agency to mandate that its law enforcement officers wear body cameras and use vehicle dash cameras; requiring law enforcement agencies to establish specified policies and procedures; deleting a provision relating to applicability; providing a declaration of important state interest; providing an effective date.

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

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By Senator Bracy—

**SB 454**—A bill to be entitled An act relating to law enforcement agency data reporting; amending s. 900.05, F.S.; requiring each law enforcement agency to collect and report to the Department of Law Enforcement specified information on a monthly basis; providing an effective date.

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

By Senator Bracy—

**SB 456**—A bill to be entitled An act relating to municipal law enforcement agencies; creating s. 166.0491, F.S.; specifying that discussions between the chief executive officer of a municipality or a representative thereof and the municipality's governing body regarding disciplinary measures for municipal law enforcement officers which are proposed for inclusion in a collective bargaining agreement are subject to public meetings requirements; requiring the governing body of a municipality to solicit comments and input from the general public and relevant advocacy or special interest groups in the review and development of officer disciplinary procedures in collective bargaining agreements; requiring the governing body of a municipality to ratify officer disciplinary procedures before their inclusion in a collective bargaining agreement entered into or renewed on or after a specified date; providing an effective date.

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

By Senator Bracy—

**SB 458**—A bill to be entitled An act relating to the use of force by law enforcement officers; amending s. 776.05, F.S.; requiring that a court, in a case involving the use of force by a law enforcement officer in making an arrest, make a finding regarding the reasonableness of the officer's actions; requiring that the court consider certain factors in determining whether the use of force was justifiable; providing an effective date.

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

By Senator Bracy—

**SB 460**—A bill to be entitled An act relating to early intervention systems for law enforcement officers; creating s. 943.6875, F.S.; providing legislative findings and intent; requiring every law enforcement agency to create an early intervention system to track and identify potentially damaging patterns of behavior by law enforcement officers; providing risk indicators; providing an effective date.

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

By Senator Bracy—

**SB 462**—A bill to be entitled An act relating to law enforcement officer use of force deaths; creating s. 900.07, F.S.; requiring the state attorney of a judicial circuit in which a law enforcement officer use of force death occurs to request that a state attorney from another judicial circuit review the case and make a certain written and detailed recommendation; requiring a state attorney who receives such a request to provide a specified notice to the requesting state attorney within a certain timeframe; providing an effective date.

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

By Senator Bracy—

**SB 464**—A bill to be entitled An act relating to officer training for initial certification; creating s. 943.1714, F.S.; requiring the Criminal Justice Standards and Training Commission to establish and maintain standards for instruction of officers in the subjects of implicit bias and deescalation of conflict to minimize violence; requiring every basic skills course required for officers to obtain initial certification to include such training; providing an effective date.

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

By Senator Bracy—

**SB 466**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.111, F.S.; increasing the maximum weekly and yearly benefit amounts for reemployment assistance; increasing the duration of such benefits; reenacting ss. 443.041 and 443.1116, F.S., relating to attorney fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

By Senator Bracy—

**SB 468**—A bill to be entitled An act relating to expunction of criminal history records relating to certain cannabis offenses; creating s. 943.0586, F.S.; defining terms; authorizing certain courts to order criminal justice agencies to expunge the criminal history record of an individual with a qualified cannabis offense upon such individual filing a petition for expunction; authorizing an individual to petition for expunction of such criminal history records at any time; specifying petition requirements; requiring a court, upon receipt of a petition, to serve the appropriate state attorney and the arresting agency with a copy of the petition; providing requirements if the state attorney or the arresting agency object to the court granting the petition; requiring the court to grant the petition if no objection is filed; imposing duties on the clerk of the court and the arresting agency if a court grants such a petition; providing construction; requiring that a criminal justice agency that has custody of any criminal history record ordered expunged physically destroy or obliterate the record; providing for the effect of expunged criminal history records; prohibiting a court or criminal justice agency from charging the petitioner fees in connection with the petition; providing a statement regarding certain references and the doctrine of incorporation by reference; providing an effective date.

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

By Senator Bracy—

**SB 470**—A bill to be entitled An act relating to public records; amending s. 943.0586, F.S.; providing an exemption from public records requirements for specified expunged criminal history records; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senators Bracy, Stewart, and Berman—

**SB 472**—A bill to be entitled An act relating to gain-time; amending s. 921.002, F.S.; revising a principle of the Criminal Punishment Code relating to a prisoner's required minimum term of imprisonment; amending s. 944.275, F.S.; revising the incentive gain-time that the Department of Corrections may grant a prisoner; providing exceptions; providing an effective date.

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

By Senator Bracy—

**SB 474**—A bill to be entitled An act relating to prosecuting children as adults; amending s. 985.556, F.S.; increasing the age of a child at which a state attorney may, or is required to, request a court to transfer the child to adult court for criminal prosecution; amending s. 985.557, F.S.; increasing the age of a child at which a state attorney may file an information against the child for criminal prosecution as an adult; providing an effective date.

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

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By Senators Bracy and Stewart—

**SB 476**—A bill to be entitled An act relating to prohibited discrimination; providing a short title; amending s. 420.516, F.S.; providing that it is unlawful for sponsors under the Florida Housing Finance Corporation Act to discriminate against any person or family because of traits historically associated with race; amending s. 760.02, F.S.; defining the terms “protective hairstyle” and “race”; amending s. 1000.21, F.S.; defining the terms “protective hairstyle” and “race”; reenacting s. 420.5087(6)(i), F.S., relating to the State Apartment Incentive Loan Program, to incorporate the amendment made to s. 420.516, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

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By Senator Bracy—

**SB 478**—A bill to be entitled An act relating to murder; amending s. 782.04, F.S.; revising the elements that constitute murder in the first degree and murder in the second degree; revising the elements that constitute felony murder, for murder in the second degree; deleting provisions relating to felony murder, for murder in the third degree; creating s. 782.041, F.S.; authorizing a person convicted under certain murder provisions to file a petition with the sentencing court to have his or her murder conviction vacated or to be resentenced, as applicable, on or after a specified date; amending ss. 27.401, 394.912, 775.0823, 782.065, 921.0022, 944.275, 947.146, and 948.012, F.S.; conforming provisions to changes made by the act; amending s. 921.0024, F.S.; conforming cross-references; providing an effective date.

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

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By Senator Bracy—

**SB 480**—A bill to be entitled An act relating to a statewide police misconduct registry; creating s. 943.6872, F.S.; defining the term “discriminatory profiling”; requiring the Department of Law Enforcement to establish by a certain date and maintain a statewide police misconduct registry; specifying information that the registry must contain on all state and local law enforcement officers; requiring the head of each state and local law enforcement agency to periodically submit specified information to the department beginning on a specified date; requiring the department to publish the information on its website by a specified date; providing an effective date.

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

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By Senators Bracy and Brandes—

**SB 482**—A bill to be entitled An act relating to criminal sentencing; amending s. 775.082, F.S.; increasing the number of sentence points below which the court is required to impose a nonstate prison sanction under certain circumstances; amending s. 921.002, F.S.; providing that a sentencing judge’s decision regarding sentencing is guided by the computed recommended sentencing range, from the lowest permissible sentence to the highest recommended prison sentence; requiring a trial court judge to explain departures above the highest recommended prison sentence established by the Criminal Punishment Code and to specify his or her reasons for imposing the higher sentence; deleting a limitation on sentence appeals to cases in which the sentence imposed is lower than the lowest permissible sentence or sentence appeals under other specified circumstances; amending s. 921.0024, F.S.; increasing the minimum number of sentence points for a state prison sanction; revising the calculation of the lowest permissible sentence; requiring a calculation of the highest recommended prison sentence; providing a recommended range for sentencing; providing an effective date.

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

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By Senator Burgess—

**SB 484**—A bill to be entitled An act relating to combating public disorder; amending s. 166.241, F.S.; authorizing a resident of a municipality to file an appeal to the Administration Commission if the governing body of the municipality makes a specified reduction to the operating budget of a municipal law enforcement agency; requiring the petition to contain specified information; requiring the Executive Office of the Governor to conduct a budget hearing considering the matter and make findings and recommendations to the Administration Commission; requiring the commission to approve, amend, or modify the municipality’s budget; amending s. 316.2045, F.S.; revising the prohibition on obstructing traffic by standing on the street, highway, or road; deleting provisions concerning charitable solicitations; amending s. 768.28, F.S.; creating a cause of action against a municipality for obstructing or interfering with reasonable law enforcement protection during a riot or an unlawful assembly; waiving sovereign immunity for a municipality in specified circumstances; amending s. 784.011, F.S.; reclassifying the penalty for an assault committed in furtherance of a riot or an aggravated riot; amending s. 784.021, F.S.; increasing the offense severity ranking of an aggravated assault for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 784.03, F.S.; reclassifying the penalty for a battery committed in furtherance of a riot or an aggravated riot; amending s. 784.045, F.S.; increasing the offense severity ranking of an aggravated battery for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; creating s. 784.0495, F.S.; prohibiting specified assemblies from using or threatening the use of force against another person to do any act or assume or abandon a particular viewpoint; providing a penalty; requiring a person arrested for a violation to be held in custody until first appearance; amending s. 784.07, F.S.; requiring a minimum term of imprisonment for a person convicted of battery on a law enforcement officer committed in furtherance of a riot or an aggravated riot; increasing the offense severity ranking of an assault or battery against specified first responders for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 806.13, F.S.; prohibiting defacing, injuring, or damaging a memorial; providing a penalty; requiring a court to order restitution for such a violation; creating s. 806.135, F.S.; providing a definition; prohibiting a person from destroying or demolishing a memorial; providing a penalty; requiring a court to order restitution for such a violation; amending s. 810.02, F.S.; reclassifying specified burglary offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; amending s. 812.014, F.S.; reclassifying specified theft offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; creating s. 836.115, F.S.; providing definitions; prohibiting cyberintimidation by publication; providing criminal penalties; amending s. 870.01, F.S.; prohibiting a person from fighting in a public place; prohibiting specified assemblies from engaging in disorderly and violent conduct resulting in specified damage or injury; providing an increased penalty for rioting under specified circumstances; prohibiting a person from inciting or encouraging a riot; providing an increased penalty for inciting or encouraging a riot under specified circumstances; providing definitions; requiring a person arrested for such a violation to be held in custody until first appearance; providing an exception; amending s. 870.02, F.S.; requiring a person arrested for an unlawful assembly to be held in custody until first appearance; amending s. 870.03, F.S.; requiring a person arrested for a riot or rout to be held in custody until first appearance; creating s. 870.07, F.S.; creating an affirmative defense to a civil action where the plaintiff participated in a riot or unlawful assembly; amending s. 872.02, F.S.; increasing the offense severity ranking of specified offenses involving graves and tombs for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; ranking offenses created by the act on the offense severity ranking chart; providing an effective date.

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

By Senator Bradley—

**SB 486**—A bill to be entitled An act relating to juvenile justice education programs; amending s. 1003.01, F.S.; redefining the term “juvenile justice education programs or schools”; amending s. 1003.51, F.S.; increasing the percentage of certain funds that must be spent on specified costs; clarifying that Department of Juvenile Justice education programs are entitled to certain funds; requiring such funds to be spent in a certain manner; amending 1003.52, F.S.; requiring that contracts between district school boards and juvenile justice education programs be in writing; requiring that district school boards provide proposed contracts to juvenile justice education programs by a specified date; providing a timeframe within which district school boards and juvenile justice education programs must negotiate and execute their contracts; authorizing an extension of time; requiring the Department of Education to provide mediation services for certain disputes; requiring district school boards satisfy certain invoices within a specified timeframe; requiring district school boards that fail to timely issue a warrant for payment to also pay interest at a specified rate to the juvenile justice education program; prohibiting school boards from delaying certain payments pending receipt of local funds; conforming a cross-reference; providing an effective date.

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

By Senator Perry—

**SB 488**—A bill to be entitled An act relating to product evaluation; amending s. 553.842, F.S.; requiring the Florida Building Commission to approve a specified evaluation entity; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Rules.

By Senators Bracy and Stewart—

**SB 490**—A bill to be entitled An act relating to Juneteenth Day; amending s. 110.117, F.S.; designating Juneteenth Day as a paid holiday for employees of all branches and agencies of state government; amending ss. 627.062, 627.0651, and 627.410, F.S.; conforming cross-references to changes made by the act; amending s. 683.01, F.S.; designating Juneteenth Day as a legal holiday; repealing s. 683.21, F.S., relating to Juneteenth Day; deleting provisions designating Juneteenth Day as a special observance, to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Rouson—

**SB 492**—A bill to be entitled An act relating to the Council on the Discretionary Imposition of Criminal Justice and Traffic Fines and Fees; creating s. 16.6171, F.S.; establishing the council adjunct to the Department of Legal Affairs; requiring the department to provide administrative support to the council; specifying application of law governing advisory bodies; prescribing the composition of the council; providing duties of the council; providing for future repeal; providing an effective date.

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

By Senator Burgess—

**SB 494**—A bill to be entitled An act relating to administration of vaccines; amending s. 465.189, F.S.; revising the specified vaccines that certain pharmacists and registered interns under certain supervision may administer to adults; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

By Senator Perry—

**SB 496**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights which a local government may use; requiring a local government to adopt a property rights element by a specified date; prohibiting a local government's property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures for the right of first refusal; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senators Gruters, Brandes, Hutson, Baxley, Rodriguez, Rodriguez, Broxson, and Albritton—

**SB 498**—A bill to be entitled An act relating to the safety of religious institutions; amending s. 790.06, F.S.; authorizing, for specified purposes, a concealed weapons or firearms licensee to carry a firearm on certain property of a church, a synagogue, or any other religious institution; providing an exception; providing an effective date.

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

By Senators Gibson, Stewart, and Brandes—

**SCR 500**—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

By Senator Rodriguez—

**SR 502**—A resolution recognizing the relationship and shared interests between the United States and Taiwan and expressing support for future opportunities of international trade developments with Taiwan.

—was referred to the Committees on Commerce and Tourism; and Rules.

By Senators Polsky and Taddeo—

**SB 504**—A bill to be entitled An act for the relief of Robert Earl DuBoise; providing an appropriation to compensate him for being wrongfully incarcerated for almost 37 years; directing the Chief Financial Officer to draw a warrant payable directly to Mr. DuBoise; providing for the waiver of certain tuition and fees for Mr. DuBoise; requiring the Chief Financial Officer to pay the directed funds without requiring that Mr. DuBoise sign a liability release; declaring that the Legislature does not waive certain defenses or increase the state's limits of liability with respect to this act; prohibiting funds awarded under this act to Mr. DuBoise from being used or paid for attorney or lobbying fees; prohibiting Mr. DuBoise from submitting a compensation application under certain provisions upon his receipt of payment under the act; requiring specific reimbursement to the state should a civil award be

issued subsequent to Mr. DuBoise’s receipt of payment under the act; requiring Mr. DuBoise to notify the Department of Legal Affairs upon filing certain civil actions; requiring the department to file a specified notice under certain circumstances; providing that certain benefits are vacated upon specified findings; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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By Senator Garcia—

**SB 506**—A bill to be entitled An act relating to transparency in government spending; amending s. 215.985, F.S.; requiring that a website maintained by the Department of Management Services include specified data on salary and benefits of executives, managerial personnel, and board members of certain organizations or entities receiving state funds, by a specified date; requiring such organizations and entities to provide salary and benefit data to the department on an annual basis; requiring any such organization or entity to post salary and benefit data on the organization’s or entity’s own website; providing for the withholding of funds for noncompliance; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

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By Senator Brandes—

**SB 508**—A bill to be entitled An act relating to apprenticeship and preapprenticeship programs; amending s. 446.011, F.S.; revising legislative intent; amending s. 446.032, F.S.; revising the requirements for the Department of Education’s annual report on apprenticeship and preapprenticeship programs; amending s. 446.041, F.S.; revising and providing additional duties for the department relating to apprenticeship programs; specifying that apprenticeship program sponsors who meet certain conditions are eligible to receive direct reimbursements from the department for apprenticeship programs; amending s. 446.045, F.S.; revising the membership of the State Apprenticeship Advisory Council; amending s. 1002.20, F.S.; expanding the rights of parents of public school students to include rights relating to workforce education opportunities; requiring that parents of public school students be informed of certain workforce education opportunities and the costs and benefits of postsecondary workforce education; providing an effective date.

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

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By Senators Hooper, Polsky, Torres, Cruz, Stewart, Berman, Harrell, Taddeo, and Rouson—

**SB 510**—A bill to be entitled An act relating to state funds; amending s. 215.32, F.S.; exempting the State Housing Trust Fund and the Local Government Housing Trust Fund from a provision authorizing the Legislature, in the General Appropriations Act, to transfer unappropriated cash balances from specified trust funds to the Budget Stabilization Fund and the General Revenue Fund; providing an effective date.

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

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By Senator Burgess—

**SB 512**—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain information received by the Office of Financial Regulation pursuant to an application for a de novo banking charter; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

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By Senators Rodrigues and Garcia—

**SB 514**—A bill to be entitled An act relating to resiliency; creating s. 14.2031, F.S.; establishing the Statewide Office of Resiliency within the Executive Office of the Governor; providing for appointment of the Chief Resilience Officer by the Governor; creating the Statewide Sea-Level Rise Task Force adjunct to the office; specifying the purpose of the task force; providing for the membership of the task force; providing timeframes for initial appointments and the task force’s initial meeting; specifying duties of the task force; authorizing the Department of Environmental Protection to contract for specified services, upon request of the task force; requiring the Department of Environmental Protection to serve as the task force’s contract administrator and to provide administrative support; authorizing the designation of technical advisory groups for specified purposes; prescribing reporting requirements; requiring the Environmental Regulation Commission to take certain action on the task force’s recommendations; specifying the function of the consensus baseline projections; providing for future repeal of the task force; providing an appropriation; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Rodriguez—

**SB 516**—A bill to be entitled An act relating to taxation of property used for agriculture purposes; amending s. 193.461, F.S.; specifying the methodology for the assessment of structures and equipment used in aquaculture; allowing a property owner to request removal of its agriculture classification if the tax assessed based on such methodology exceeds the tax assessed based on the value of the structures and equipment; providing an effective date.

—was referred to the Committees on Agriculture; Finance and Tax; and Appropriations.

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By Senator Diaz—

**SB 518**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; expanding the authorized uses of drones by a state agency or political subdivision to include the assessment of damage due to natural disasters; reenacting s. 330.41(4)(c), F.S., relating to unmanned aircraft systems, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Rules.

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By Senator Burgess—

**SB 520**—A bill to be entitled An act relating to social media websites; creating s. 364.401, F.S.; defining the term “social media website”; requiring social media websites to provide individual and business users of the site with notice within a specified timeframe that the website has suspended or disabled the user’s account; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

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By Senator Diaz—

**SB 522**—A bill to be entitled An act relating to vacation rentals; amending s. 509.013, F.S.; defining the term “advertising platform”; amending s. 509.032, F.S.; preempting the regulation of vacation rentals to the state; prohibiting a local law, ordinance, or regulation from allowing or requiring inspections or licensing of public lodging establishments, including vacation rentals, or public food service establishments; authorizing a local law, ordinance, or regulation to regulate certain activities under certain circumstances; providing an exemption;



expanding an exemption to allow certain ordinances adopted on or before a certain date to be amended to be less restrictive; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring licenses issued by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to be displayed conspicuously to the public inside the licensed establishment; requiring the owner or operator of certain vacation rentals to also display its vacation rental license number and applicable tax account numbers; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements; requiring advertising platforms to display and verify such information; requiring the division to maintain certain information in a readily accessible electronic format; requiring advertising platforms to quarterly provide the division with certain information regarding vacation rentals in this state listed on the platforms; requiring advertising platforms to remove an advertisement or a listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit taxes imposed under chs. 125 and 212, F.S., for certain transactions; authorizing the Department of Revenue to adopt rules; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings and to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the collection of attorney fees and costs under certain circumstances; requiring advertising platforms to adopt an antidiscrimination plan and to inform their users of the policy's provisions; providing applicability; providing effective dates.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Hooper—

**SB 524**—A bill to be entitled An act relating to Fish and Wildlife Conservation Commission trust funds; amending s. 379.205, F.S.; revising the sources of funds that may be used for specified purposes for the Florida Panther Research and Management Trust Fund; authorizing the funds to be used for commission administrative costs; amending ss. 379.208 and 379.209, F.S.; authorizing the commission to invest and reinvest funds and the interest thereof of the Marine Resources Conservation Trust Fund and the Nongame Wildlife Trust Fund, respectively; amending s. 379.211, F.S.; authorizing the commission to invest and reinvest funds and the interest thereof of the State Game Trust Fund; deleting a provision limiting the use of such funds; amending s. 379.213, F.S.; authorizing the commission to invest and reinvest funds and the interest thereof of the Save the Manatee Trust Fund; amending s. 320.08058, F.S.; revising the authorized uses for funds of the Save the Manatee Trust Fund collected from sales of the manatee license plates to include administrative costs; revising the use of such funds for the marketing of the license plates; amending s. 379.214, F.S.; authorizing the commission to invest and reinvest the funds and the interest thereof of the Invasive Plant Control Trust Fund; authorizing such funds to be used for commission administrative costs; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Harrell—

**SB 526**—A bill to be entitled An act relating to animal cremation; creating s. 501.961, F.S.; providing a short title; defining terms; requiring a provider of companion animal cremation services to provide certain individuals and entities with a written description of the services that the provider offers; requiring the written description to include a detailed explanation of each service offered; providing that the written description may not contain false or misleading information; requiring certain entities that make referrals to providers or accept deceased companion animals for cremation through a provider to make the provider's written description of services available to owners or their representatives; requiring certain providers to include a certification with the returned animal's cremation remains; providing requirements for the certification; providing that certain acts are unlawful; providing civil penalties for initial and subsequent offenses;

providing circumstances under which a person commits an unfair or deceptive act or practice or engages in an unfair method of competition in violation of certain provisions; providing for a private right of action; providing powers of the Department of Agriculture and Consumer Services; requiring that certain fines collected by the department be paid into the General Inspection Trust Fund; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Agriculture; Judiciary; and Appropriations.

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By Senator Harrell—

**SB 528**—A bill to be entitled An act relating to health insurance prior authorization; amending s. 627.4239, F.S.; defining the terms “associated condition” and “health care provider”; prohibiting health maintenance organizations from excluding coverage for certain cancer treatment drugs; prohibiting health insurers and health maintenance organizations from requiring, before providing prescription drug coverage for the treatment of stage 4 metastatic cancer and associated conditions, that treatment has failed with a different drug; providing applicability; prohibiting insurers and health maintenance organizations from excluding coverage for certain drugs on certain grounds; revising construction; amending s. 627.42392, F.S.; revising the definition of the term “health insurer”; defining the term “urgent care situation”; specifying a requirement for the prior authorization form adopted by the Financial Services Commission by rule; authorizing the commission to adopt certain rules; specifying requirements for, and restrictions on, health insurers and pharmacy benefits managers relating to prior authorization information, requirements, restrictions, and changes; providing applicability; specifying timeframes in which prior authorization requests must be authorized or denied and the patient and the patient's provider must be notified; amending s. 627.42393, F.S.; defining terms; requiring health insurers to provide and disclose procedures for insureds to request exceptions to step-therapy protocols; specifying requirements for such procedures and disclosures; requiring health insurers to authorize or deny protocol exception requests and respond to certain appeals within specified timeframes; specifying required information in authorizations and denials of such requests; requiring health insurers to grant a protocol exception request under specified circumstances; authorizing health insurers to request certain documentation; conforming provisions to changes made by the act; amending s. 627.6131, F.S.; prohibiting health insurers, under certain circumstances, from retroactively denying a claim at any time because of insured ineligibility; prohibiting health insurers from imposing an additional prior authorization requirement with respect to certain surgical or invasive procedures or certain items; amending s. 641.31, F.S.; defining terms; requiring health maintenance organizations to provide and disclose procedures for subscribers to request exceptions to step-therapy protocols; specifying requirements for such procedures and disclosures; requiring health maintenance organizations to authorize or deny protocol exception requests and respond to certain appeals within specified timeframes; specifying required information in authorizations and denials of such requests; requiring health maintenance organizations to grant a protocol exception request under specified circumstances; authorizing health maintenance organizations to request certain documentation; conforming provisions to changes made by the act; amending s. 641.3155, F.S.; prohibiting health maintenance organizations, under certain circumstances, from retroactively denying a claim at any time because of subscriber ineligibility; amending s. 641.3156, F.S.; prohibiting health maintenance organizations from imposing an additional prior authorization requirement with respect to certain surgical or invasive procedures or certain items; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

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By Senator Perry—

**SB 530**—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; authorizing certain health care practitioners to provide a specified educational pamphlet to patients in an electronic format; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

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By Senator Burgess—

**SB 532**—A bill to be entitled An act relating to workforce education; amending s. 1011.80, F.S.; revising the workforce education programs that school district career centers are authorized to conduct; providing an effective date.

—was referred to the Committees on Education; Health Policy; and Rules.

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By Senator Gibson—

**SB 534**—A bill to be entitled An act relating to insurance representative examination requirements; amending s. 626.221, F.S.; exempting certain applicants for licensure as an all-lines adjuster from a required examination; reenacting s. 626.8734, F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Rouson—

**SB 536**—A bill to be entitled An act relating to the procurement of human organs and tissue; amending s. 765.542, F.S.; prohibiting for-profit eye banks from procuring certain human organs and tissue for specified purposes; provides applicability; amending s. 873.01, F.S.; prohibiting for-profit eye banks from procuring certain human organs and tissue for specified purposes; provides applicability; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

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By Senators Polsky and Cruz—

**SB 538**—A bill to be entitled An act relating to the use of epinephrine auto-injectors on public K-20 campuses; amending s. 381.88, F.S.; providing that state universities and Florida College System institutions are considered authorized entities for specified purposes relating to the emergency use of epinephrine auto-injectors; amending s. 1002.20, F.S.; requiring, rather than authorizing, public schools to purchase or acquire a supply of epinephrine auto-injectors for specified purposes; requiring such epinephrine auto-injectors be maintained in a specified location; defining the term “cafeteria”; creating s. 1004.0963, F.S.; requiring state universities and Florida College System institutions to purchase or acquire a supply of epinephrine auto-injectors for specified purposes; providing requirements for such supplies of epinephrine auto-injectors; defining the term “cafeteria”; requiring state universities and Florida College System institutions to develop specified protocols; providing requirements for such protocols; providing liability for the use of such epinephrine auto-injectors; providing an effective date.

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

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By Senator Farmer—

**SJR 540**—A joint resolution proposing the creation of Section 22 in Article III and a new section in Article XII of the State Constitution to require a supermajority of each house to approve a general law preempting a subject of legislation to the state.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senator Farmer—

**SB 542**—A bill to be entitled An act relating to inmate confinement; creating s. 944.175, F.S.; defining terms; prohibiting the use of solitary confinement; prohibiting the use of restrictive confinement for non-compliance, punishment, harassment, or retaliation for an inmate’s conduct; authorizing an inmate to be placed in restrictive confinement only if certain conditions are met; providing restrictions and requirements for such confinement; prohibiting specified inmates from being placed in restrictive confinement; prohibiting youths, young adults, and inmates who have specified medical needs from being placed in restrictive confinement except under specified circumstances; requiring facilities to keep certain records regarding restrictive confinement; requiring the warden of the facility to review such records monthly; requiring the Department of Corrections to provide a specified report to the Department of Law Enforcement; providing that an inmate is entitled to a review of his or her placement in restrictive confinement within a specified timeframe by a specified review committee; amending s. 944.09, F.S.; requiring the department to adopt certain rules; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to confinement; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to adopt rules relating to restrictive confinement; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or for bringing false information before a court, to incorporate the amendment made to s. 944.09, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Appropriations.

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By Senator Thurston—

**SB 544**—A bill to be entitled An act relating to judicial nominating commissions; amending s. 43.291, F.S.; revising the composition of judicial nominating commissions; establishing additional restrictions regarding commission members; terminating the terms of commission members as of a specified date; providing for initial appointments and staggered terms for the reconstituted commissions; prohibiting a commission member from serving more than two full terms; providing an exception; requiring appointing authorities to consider certain attributes in making appointments to ensure diversity; requiring appointing authorities to collect and release certain demographic data regarding commission members and applicants for commission membership; requiring that such demographic data be collected through anonymous surveys and released in the statistical aggregate; specifying circumstances under which a commission member may not vote on a matter and must disclose a conflict; requiring a commission member to complete an educational course after his or her appointment within a certain time; prescribing minimum requirements for the course; providing an effective date.

—was referred to the Committees on Judiciary; Ethics and Elections; and Rules.

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By Senators Farmer and Stewart—

**SB 546**—A bill to be entitled An act relating to well stimulation; providing a short title; amending s. 377.19, F.S.; defining the term “extreme well stimulation”; creating s. 377.2405, F.S.; prohibiting persons from engaging in extreme well stimulation; prohibiting the Department of Environmental Protection from issuing permits that authorize extreme well stimulation; prohibiting the department from authorizing certain permitholders to engage in extreme well stimulation on or after a specified date; imposing a specified fine for violations; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Farmer—

**SB 548**—A bill to be entitled An act relating to correctional privatization; transferring the duties of the Department of Management Ser-

vices concerning private correctional facilities to the Department of Corrections; amending ss. 287.042, 945.215, 957.04, 957.06, 957.07, 957.08, 957.14, 957.15, and 957.16, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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By Senator Thurston—

**SB 550**—A bill to be entitled An act relating to youth in confinement; creating s. 945.425, F.S.; defining terms; prohibiting a youth from being placed in disciplinary confinement; authorizing a youth to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a youth who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a youth who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such confinement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a youth who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the Department of Corrections to review its policies and procedures relating to youth in confinement; requiring the department to certify compliance in a report to the Governor and the Legislature by a specified date; requiring the department to adopt policies and procedures; providing applicability; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to youth; amending s. 944.09, F.S.; authorizing the Department of Corrections to adopt rules; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment made to s. 944.09, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Appropriations.

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By Senator Thurston—

**SB 552**—A bill to be entitled An act relating to assault or battery on courtroom personnel; creating s. 784.079, F.S.; defining the term “courtroom personnel”; prohibiting an assault or a battery on specified courtroom personnel; providing criminal penalties; providing an effective date.

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

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By Senator Thurston—

**SB 554**—A bill to be entitled An act relating to human trafficking education in schools; amending s. 1003.42, F.S.; revising the required health education in public schools to include information regarding the dangers and signs of human trafficking; specifying the minimum requirements of the human trafficking education portion of the comprehensive health education curriculum; providing an effective date.

—was referred to the Committees on Education; Children, Families, and Elder Affairs; and Appropriations.

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By Senators Thurston, Torres, and Ausley—

**SB 556**—A bill to be entitled An act relating to eligibility for medical assistance and related services; amending s. 409.904, F.S.; extending Medicaid eligibility to specified adults; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Polsky, Gibson, Torres, and Stewart—

**SB 558**—A bill to be entitled An act relating to marriages between persons of the same sex; repealing s. 741.212, F.S., relating to marriages between persons of the same sex; removing a prohibition on the recognition of same-sex marriages entered into in any jurisdiction; removing a prohibition on the state and its agencies and subdivisions from giving effect to a public act, record, or judicial proceeding of any jurisdiction respecting a same-sex marriage or relationship or a claim arising from such marriage or relationship; removing the definition of the term “marriage”; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senator Farmer—

**SB 560**—A bill to be entitled An act relating to the prohibited recordkeeping relating to firearms or firearm owners; repealing s. 790.335, F.S., relating to the prohibition of registration of firearms and the treatment of certain electronic records; repealing s. 790.336, F.S., relating to lists, records, or registries required to be destroyed; amending ss. 409.175 and 790.0625, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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By Senator Thurston—

**SB 562**—A bill to be entitled An act relating to medical marijuana retail facilities; amending s. 381.986, F.S.; revising definitions and defining the term “medical marijuana retail facility”; prohibiting qualified physicians from being employed by or having an economic interest in a medical marijuana retail facility; revising provisions related to medical marijuana dispensing requirements to include dispensing by medical marijuana retail facilities; requiring that the medical marijuana use registry maintained by the Department of Health be accessible to medical marijuana retail facilities for certain verification purposes; prohibiting caregivers from being employed by or having an economic interest in a medical marijuana retail facility; providing that a medical marijuana retail facility is not subject to certain dispensing facility requirements; requiring the department’s seed-to-sale marijuana tracking system to include data from medical marijuana retail facilities; requiring medical marijuana retail facilities to use the department’s seed-to-sale marijuana tracking system, with an exception; prohibiting the vendor chosen by the department to operate the computer seed-to-sale marijuana tracking system from having a direct or an indirect financial interest in a medical marijuana retail facility; authorizing, rather than requiring, medical marijuana treatment centers to cultivate, process, transport, and dispense marijuana for medical use; deleting the prohibition against medical marijuana treatment centers contracting for dispensing of marijuana; deleting an exception to the contracting prohibitions; authorizing a medical marijuana treatment center to contract with a specified number of medical marijuana retail facilities; prohibiting a medical marijuana treatment center from directly or indirectly owning or operating a medical marijuana retail facility; authorizing qualified patients to obtain marijuana from medical marijuana retail facilities; requiring the department to license medical marijuana retail facilities for a specified purpose, by a specified date; requiring the department to adopt certain rules; requiring that the department identify applicants with strong diversity plans and implement training and other educational programs to enable certain minority persons and enterprises to qualify for licensure; providing requirements and procedures for the issuance and renewal of licensure for medical marijuana retail facilities; prohibiting an individual identified as an applicant, an owner, an officer, a board member, or a manager from being listed as such on more than one application for licensure as a medical marijuana retail facility; prohibiting an individual or entity from being awarded more than one facility license; providing that each such license is valid for only one physical location; prohibiting a medical marijuana treatment center from being awarded a license to operate a medical marijuana retail facility; requiring that applicants demonstrate that they satisfy certain criteria; prohibiting a medical marijuana retail facility from making a wholesale purchase of marijuana from a medical marijuana treatment center and from transporting marijuana, marijuana

delivery devices, or edibles; authorizing a medical marijuana retail facility to contract with only one medical marijuana treatment center; providing requirements for the transfer of ownership of a medical marijuana retail facility; prohibiting medical marijuana retail facilities and any individuals or entities that control or have a certain ownership or voting interest in such facilities from acquiring certain direct or indirect ownership or control of another medical marijuana retail facility; prohibiting certain profit-sharing arrangements; providing operational and dispensing requirements and prohibitions for medical marijuana retail facilities; prohibiting a medical marijuana retail facility from engaging in Internet sales; prohibiting certain medical marijuana retail facility advertising and providing exceptions; requiring a medical marijuana retail facility to make specified information publicly available on its website; authorizing the department to adopt rules; requiring the department to conduct periodic inspections of medical marijuana retail facilities; requiring the department to publish on its website a list of all approved medical marijuana retail facilities; authorizing the department to impose fines on medical marijuana retail facilities for specified violations; authorizing the department to suspend, revoke, or refuse to renew the license of a medical marijuana retail facility under certain circumstances; authorizing counties and municipalities to, by ordinance, ban medical marijuana retail facilities from being located within their boundaries or determine the criteria for the location of, and other permitting requirements for, the facilities, under certain circumstances; prohibiting certain counties and municipalities from limiting the number of medical marijuana retail facilities that may locate within their boundaries; prohibiting medical marijuana retail facilities from being located within a specified distance from school properties; providing construction; revising criminal penalties for persons or entities that engage in specified unlicensed activities; providing that a medical marijuana retail facility and its owners, managers, and employees are exempt from prosecution for certain offenses and from other specified regulations and requirements; amending s. 381.987, F.S.; requiring the department to allow a medical marijuana retail facility to access confidential and exempt information in the medical marijuana use registry for certain verification purposes; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Thurston—

**SB 564**—A bill to be entitled An act relating to fees; amending s. 381.986, F.S.; requiring the Department of Health to impose initial application and biennial renewal fees for the licensing of medical marijuana retail facilities; providing a contingent effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Perry—

**SB 566**—A bill to be entitled An act relating to motor vehicle rentals; amending s. 212.05, F.S.; specifying the applicable sales tax rate on motor vehicle leases and rentals by motor vehicle rental companies and peer-to-peer car-sharing programs; requiring peer-to-peer car-sharing programs to collect and remit the applicable sales tax; amending s. 212.0606, F.S.; defining terms; specifying the applicable rental car surcharge on motor vehicle leases and rentals by motor vehicle rental companies and peer-to-peer car-sharing programs; specifying applicability of the surcharge; requiring motor vehicle rental companies and peer-to-peer car-sharing programs to collect the surcharge; requiring car-sharing services to collect a certain surcharge; making technical changes; creating s. 627.7483, F.S.; defining terms; specifying insurance requirements for shared vehicle owners and shared vehicle drivers under peer-to-peer car-sharing programs; providing that a peer-to-peer car-sharing program has an insurable interest in a shared vehicle during certain periods; providing construction; authorizing peer-to-peer car-sharing programs to own and maintain certain motor vehicle insurance policies; requiring peer-to-peer car-sharing programs to assume certain liability; providing exceptions; requiring a shared vehicle owner's insurer to indemnify the peer-to-peer car-sharing program under certain circumstances; providing an exemption from vicarious liability for peer-to-peer car-sharing programs and shared vehicle owners; authorizing motor vehicle insurers to exclude coverages and a duty to

defend or indemnify claims under a shared vehicle owner's policy; providing construction relating to exclusions; providing a right of contribution to a shared vehicle owner's insurer for certain claims; requiring peer-to-peer car-sharing programs to provide certain information to shared vehicle owners regarding liens; specifying recordkeeping, record retention, and record-sharing requirements for peer-to-peer car-sharing programs; specifying disclosure requirements for peer-to-peer car-sharing program agreements; specifying driver license verification and data retention requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have sole responsibility for certain equipment in or on a shared vehicle; providing for indemnification regarding such equipment; specifying requirements for peer-to-peer car-sharing programs relating to safety recalls on a shared vehicle; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Transportation; and Appropriations.

By Senator Farmer—

**SB 568**—A bill to be entitled An act relating to the death penalty; amending s. 775.082, F.S.; deleting provisions relating to the death penalty for capital felonies; deleting provisions relating to the effect of a declaration by a court of last resort that the death penalty in a capital felony is unconstitutional; amending ss. 27.51 and 27.511, F.S.; deleting provisions relating to representation in death penalty cases; amending s. 27.5304, F.S.; conforming provisions to changes made by the act; repealing ss. 27.7001, 27.7002, 27.701, 27.702, 27.703, 27.704, 27.7045, 27.705, 27.706, 27.707, 27.708, 27.7081, 27.7091, 27.710, 27.711, and 27.715, F.S., relating to capital collateral representation, constitutionally deficient representation, and postconviction capital collateral proceedings; amending ss. 23.21, 27.51, 27.511, 43.16, and 112.0455, F.S.; conforming provisions to changes made by the act; amending s. 119.071, F.S.; deleting a public records exemption relating to capital collateral proceedings; amending ss. 186.003, 215.89, 215.985, 216.011, and 790.25, F.S.; conforming provisions to changes made by the act; amending ss. 775.15 and 790.161, F.S.; deleting provisions relating to the effect of a declaration by a court of last resort that the death penalty in a capital felony is unconstitutional; repealing ss. 913.13, 921.137, 921.141, and 921.142, F.S., relating to jurors in capital cases, prohibiting the imposition of the death sentence upon a defendant with an intellectual disability, determination of whether to impose a sentence of death or life imprisonment for a capital felony, determination of whether to impose a sentence of death or life imprisonment for a capital drug trafficking felony; amending ss. 394.912, 775.021, 775.30, 782.04, 782.065, 794.011, 893.135, 944.275, and 948.012, F.S.; conforming provisions to changes made by the act; repealing ss. 922.052, 922.06, 922.07, 922.08, 922.095, 922.10, 922.105, 922.108, 922.11, 922.111, 922.12, 922.14, 922.15, 924.055, 924.056, and 924.057, F.S., relating to issuance of warrant of execution, stay of execution of death sentence, proceedings when a person under sentence of death appears to be insane, proceedings when person under sentence of death appears to be pregnant, pursuit of collateral remedies, execution of death sentence, prohibition against reduction of death sentence as a result of determination that a method of execution is unconstitutional, sentencing orders in capital cases, regulation of execution, transfer to state prison for safekeeping before death warrant issued, return of warrant of execution issued by the Governor, sentence of death unexecuted for unjustifiable reasons, return of warrant of execution issued by the Supreme Court, legislative intent concerning appeals and postconviction proceedings in death penalty cases, commencement of capital postconviction actions for which sentence of death is imposed on or after a certain date, and limitation on postconviction cases in which the death sentence was imposed before a certain date; amending s. 925.11, F.S.; deleting provisions relating to preservation of DNA evidence in death penalty cases; amending s. 945.10, F.S.; deleting a public records exemption for the identity of executioners; amending ss. 316.3026, 373.409, 373.430, 376.302, 403.161, 448.09, 504.013, 648.571, 775.261, 787.06, 794.0115, 800.04, 907.041, 921.1401, 921.1402, 944.17, 944.608, 944.609, and 944.705, F.S.; conforming cross-references; providing an effective date.

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

By Senator Thurston—

**SB 570**—A bill to be entitled An act relating to youth in solitary confinement; creating s. 958.155, F.S.; providing a short title; defining terms; prohibiting the Department of Corrections or a local governmental body from subjecting youth prisoners to solitary confinement except under certain circumstances; limiting cell confinement of all youth prisoners; providing for the protection of youth prisoners held in emergency cell confinement; prohibiting youth prisoners from being subjected to emergency cell confinement for longer than a certain duration; prohibiting youth prisoners from being subjected to emergency cell confinement under certain circumstances; requiring facility staff to document placements of youth prisoners in emergency cell confinement; requiring that within a specified time and at specified intervals a mental health clinician perform a face-to-face evaluation of youth prisoners who are subjected to emergency cell confinement; requiring each evaluation to be documented; requiring facility staff to perform visual checks of youth prisoners in emergency cell confinement at specified intervals; requiring each visual check to be documented; providing for an individualized suicide crisis intervention plan for certain youth prisoners, if applicable; requiring that youth prisoners be transported to a mental health receiving facility if such prisoners' suicide risk is not resolved within a certain timeframe; requiring that youth prisoners in emergency cell confinement be allotted services and other benefits that are made available to prisoners in the general prison population; providing for the protection of youth prisoners held in disciplinary cell confinement; prohibiting youth prisoners from being subjected to disciplinary cell confinement for longer than a certain duration; requiring staff to perform visual checks of youth prisoners in disciplinary cell confinement at specified intervals; requiring each visual check to be documented; requiring that youth prisoners in disciplinary cells be allotted services and other benefits that are made available to prisoners in the general prison population; providing reduced isolation for youth prisoners in protective custody; requiring that youth prisoners placed in protective custody be allotted services and other benefits that are made available to prisoners in the general prison population; requiring the department and the board of county commissioners of each county that administers a detention facility or jail to review their policies relating to youth prisoners to evaluate whether the policies are necessary; requiring the department and the boards of county commissioners to certify compliance in a report to the Governor and the Legislature by a specified date; requiring the department and the boards of county commissioners to adopt specified policies and procedures; providing construction; amending s. 944.09, F.S.; authorizing the department to adopt rules; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to youth prisoners; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment made to s. 944.09, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Appropriations.

By Senator Baxley—

**SB 572**—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer from using a specified name or title; prohibiting, after a specified date, a person who is not a licensed professional structural engineer from using specified names and titles or practicing professional structural engineering; exempting certain persons from licensing requirements; amending s. 471.005, F.S.; defining terms; revising definitions; amending s. 471.013, F.S.; authorizing the Board of Professional Engineers to refuse to certify an applicant for a professional structural engineer license for certain reasons; amending s. 471.015, F.S.; providing licensure and application requirements for a professional structural engineer license; exempting certain applicants who apply for licensure before a specified date from having to pass a certain national examination, under certain conditions; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; conforming provisions to changes made by the act; amending s. 471.031, F.S.; prohibiting certain persons from practicing professional structural engineering after a specified date; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; specifying acts that constitute grounds for disciplinary

action, including civil penalties, against a professional structural engineer; amending ss. 471.037 and 471.0385, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Baxley—

**SB 574**—A bill to be entitled An act relating to fees; amending s. 471.011, F.S.; authorizing the Board of Professional Engineers to establish fees relating to professional structural engineer licensing; amending s. 471.015, F.S.; requiring applicants to pay a specified fee in order to be eligible to receive a professional structural engineer license; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senators Jones and Torres—

**SB 576**—A bill to be entitled An act relating to residential tenancies; amending s. 83.67, F.S.; prohibiting a landlord from refusing to enter into a rental agreement with a prospective tenant under certain circumstances related to COVID-19; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Senator Wright—

**SB 578**—A bill to be entitled An act relating to marina evacuations; amending s. 327.59, F.S.; prohibiting vessels under a specified weight from remaining in certain marinas that have been deemed unsuitable for refuge during a hurricane after the issuance of a hurricane watch; requiring a marina owner, operator, employee, or agent to remove specified vessels under certain circumstances; providing that such owner, operator, employee, or agent may charge the vessel owner a reasonable fee for such removal and may not be held liable for any damages as a result of such removal; providing construction; providing that the owners or operators of certain vessels may be subject to a fine that the deepwater seaport issuing an evacuation order is required to impose and collect; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Transportation; and Rules.

By Senator Harrell—

**SB 580**—A bill to be entitled An act relating to dyslexia; creating s. 1001.2151, F.S.; providing legislative intent; requiring public schools to screen all students in kindergarten through grade 3 for dyslexia within a certain timeframe; requiring public school students with a substantial deficiency in reading to be placed in an intensive remedial intervention program; requiring parental notification of dyslexia diagnoses and bi-weekly progress reports; providing for subsequent diagnostic assessment; requiring that intensive remedial intervention meet certain requirements; requiring remedial intervention to continue until the student can perform at a certain level; requiring public schools to have at least one person on staff with specified certification in reading instruction for students with dyslexia; requiring the State Board of Education to adopt rules; amending s. 1003.01, F.S.; defining the terms “disability,” “dyscalculia,” “dysgraphia,” and “dyslexia”; making technical changes; establishing the Dyslexia Task Force within the Department of Education; specifying the purpose and duties of the task force; requiring the task force members to be appointed by the Commissioner of Education; requiring the task force to consist of nine members having certain backgrounds; requiring the task force to hold its first meeting within a certain timeframe; providing that task force members serve without compensation, but may receive reimbursement for certain expenses; providing a directive to the Division of Law Revision; amending s. 1003.26, F.S.; removing a requirement for district school superintendents to refer parents to a home education review committee; removing a penalty for parents failing to provide a portfolio

to such committee; amending ss. 11.45, 39.0016, 414.1251, 1002.01, 1002.20, 1002.3105, 1002.33, 1002.385, 1002.42, 1002.43, 1003.03, 1003.21, 1003.4282, 1003.52, 1003.575, 1006.07, 1008.24, and 1012.2315, F.S.; conforming cross-references; providing an effective date.

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

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By Senators Rodrigues and Baxley—

**SB 582**—A bill to be entitled An act relating to parental rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term “parent”; creating s. 1014.03, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from infringing on parental rights unless specified conditions are met; creating s. 1014.04, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from obstructing or interfering with specified parental rights; providing construction; authorizing discipline of state employees who encourage or coerce, or attempt to encourage or coerce, a minor child to withhold information from his or her parent; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; specifying requirements for such policy; defining the term “instructional materials”; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing from a district school superintendent; requiring the district school superintendent to provide requested information in a specified timeframe; authorizing a parent to appeal a district school superintendent’s denial of, or failure to provide, requested information; requiring a district school board to place such appeal on the agenda for its next public meeting, or the subsequent meeting if it is too late to place such appeal on the next agenda; creating s. 1014.06, F.S.; prohibiting health care practitioners and their employees from providing health care services or prescribing medicinal drugs to a minor child without a parent’s written consent; prohibiting a provider from allowing a medical procedure to be performed on a minor child in its facility without a parent’s written consent; providing exceptions; providing applicability; providing for disciplinary action and criminal penalties; amending s. 408.813, F.S.; authorizing the Agency for Health Care Administration to impose an administrative fine on providers that violate certain parental consent requirements; amending s. 456.072, F.S.; authorizing the Department of Health to take disciplinary action against health care practitioners who fail to comply with certain parental consent requirements; providing an effective date.

—was referred to the Committees on Judiciary; Education; and Rules.

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By Senator Harrell—

**SB 584**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senators Wright, Perry, Stewart, and Farmer—

**SB 586**—A bill to be entitled An act relating to veterans employment and training; amending s. 295.21, F.S.; directing Florida Is For Veterans, Inc., to serve as the state’s principal assistance organization under the United States Department of Defense’s SkillBridge program; amending s. 295.22, F.S.; prescribing duties of the corporation to facilitate the administration of the SkillBridge program; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; and Appropriations.

By Senators Book, Ausley, and Garcia—

**SB 588**—A bill to be entitled An act relating to conservation area designations; designating the Southeast Florida Coral Reef Ecosystem Conservation Area as the Kristin Jacobs Coral Reef Ecosystem Conservation Area; directing the Department of Environmental Protection to erect suitable markers; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Harrell—

**SB 590**—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; revising parent, guardian, or caregiver notification requirements that must be met before an involuntary examination of a minor; amending s. 394.463, F.S.; revising data reporting requirements for the Department of Children and Families; amending s. 1001.212, F.S.; revising data reporting requirements for the Office of Safe Schools; amending s. 1002.20, F.S.; revising parent and guardian notification requirements that must be met before conducting an involuntary examination of a minor who is removed from school, school transportation, or a school-sponsored activity; providing an exception; amending s. 1002.33, F.S.; revising parent and guardian notification requirements that must be met before an involuntary examination of a minor who is removed from a charter school, charter school transportation, or a charter school-sponsored activity; providing an exception; amending s. 1006.07, F.S.; creating reporting requirements for schools relating to involuntary examinations of minors; amending s. 1006.12, F.S.; revising training requirements for school safety officers; amending s. 1011.62, F.S.; requiring that certain plans include procedures to assist certain mental and behavioral health providers in attempts to verbally deescalate certain crisis situations before initiating an involuntary examination; requiring the procedures to include certain strategies; creating requirements for memoranda of understanding between schools and local mobile crisis response services; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education; and Appropriations.

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By Senators Powell, Berman, Torres, Polsky, and Farmer—

**SB 592**—A bill to be entitled An act relating to reemployment assistance; creating s. 443.013, F.S.; creating a Reemployment Assistance Ombudsman Office within the Department of Economic Opportunity; authorizing individuals seeking reemployment assistance benefits to contact the office for certain purposes; authorizing the office to assign an ombudsman to assist such individuals; requiring the office to annually review the reemployment assistance process and provide recommendations to the department; reenacting and amending s. 443.036, F.S.; defining the term “alternative base period”; revising the definitions of the terms “high quarter” and “unemployment,” or “unemployed,” to determine an alternative calendar quarter for calculating eligibility requirements and to specify circumstances under which individuals are considered partially unemployed, respectively; specifying that unemployment commences on the date of unemployment rather than after registering with the department; amending s. 443.091, F.S.; deleting a provision relating to department rules; requiring individuals to be informed of and offered services in writing through the one-stop delivery system; authorizing claimants to report to one-stop career centers for certain reasons by telephone or online in addition to reporting in person; revising the number of prospective employers a claimant must contact each week; prohibiting otherwise eligible individuals from being deemed ineligible for benefits solely because they seek, apply for, or are willing to accept only part-time work of at least a specified number of hours; reducing the number of prospective employers certain claimants in small counties are required to contact; exempting seasonal agricultural workers in small counties from specified work search requirements under certain circumstances; revising eligibility requirements for receiving benefits under the reemployment assistance program; suspending the work registration, reporting, work ability, and work availability requirements during a declared state of emergency and for a specified period of time thereafter; revising the manner in which individuals may submit a claim for benefits; requiring

the department to establish additional methods for submitting claims and to determine an individual's eligibility within a specified timeframe; amending s. 443.101, F.S.; revising the circumstances under which individuals are disqualified for benefits by virtue of voluntarily quitting; revising the definitions of the terms "good cause" and "work"; deleting provisions disqualifying individuals for benefits as a result of drug use; deleting rulemaking authority for the department relating to suitability of work; revising provisions relating to suitable work; revising earned income requirements for individuals who were terminated from work for certain acts with regard to entitlement to re-employment assistance benefits; deleting provisions relating to circumstances under which temporary or leased employees are disqualified for benefits; amending s. 443.111, F.S.; deleting certain reporting requirements for claimants; revising qualifying requirements for individuals seeking to establish a benefit year for reemployment assistance; requiring an alternative base period to be used under certain circumstances when calculating wages; providing requirements relating to specified calendar quarters under certain circumstances; specifying that wages that fall within an alternative base period are not available for reuse in subsequent benefit years; requiring the department to adopt rules; revising the minimum and maximum weekly benefit amounts; requiring that such benefit be rounded to the nearest dollar upward rather than downward; revising weekly benefit amounts for partially unemployed individuals; deleting the definition of the term "Florida average unemployment rate"; revising the limitations on the duration of benefits; amending s. 443.1116, F.S.; revising the circumstances under which the director of the department is required to approve short-time compensation plans; revising eligibility requirements for short-time compensation benefits; revising the cap on short-time compensation benefit amounts; deleting a provision requiring that short-time compensation benefits be deducted from the total benefit amounts; amending s. 443.1216, F.S.; revising what constitutes employment for the purposes of reemployment assistance; conforming a cross-reference; amending s. 443.1217, F.S.; revising the amount of wages that are exempt from the employer's contribution to the Unemployment Compensation Trust Fund, beginning on a specified date; amending s. 443.131, F.S.; deleting exemptions relating to compensation benefits being charged to employment records; providing a cross-reference; deleting obsolete language; conforming a cross-reference; amending s. 443.141, F.S.; specifying that the burden of proof in an appeal filed by an employer is on the employer; conforming cross-references; amending s. 443.151, F.S.; specifying that the burden of proof in an appeal filed by an employer is on the employer; amending ss. 443.041, 443.1115, and 443.1215, F.S.; conforming provisions to changes made by the act; amending ss. 215.425 and 443.121, F.S.; conforming cross-references; reenacting s. 443.1116(6), F.S., relating to short-time compensation, to incorporate the amendments made by the act to s. 443.111, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

By Senators Stewart and Polsky—

**SB 594**—A bill to be entitled An act relating to the preemption of recyclable and polystyrene materials; amending s. 403.7033, F.S.; deleting obsolete language; deleting preemptions of local law relating to the regulation of auxiliary containers, wrappings, or disposable plastic bags; amending s. 500.90, F.S.; repealing the preemption of local laws regarding the use or sale of polystyrene products to the Department of Agriculture and Consumer Services; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senators Stewart and Cruz—

**SB 596**—A bill to be entitled An act relating to preemption of tree pruning, trimming, and removal; repealing s. 163.045, F.S., relating to tree pruning, trimming, or removal on residential property; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senator Perry—

**SB 598**—A bill to be entitled An act relating to a back-to-school sales tax holiday; providing exemptions from the sales and use tax on the retail sale of certain clothing, wallets, bags, school supplies, personal computers, and personal computer-related accessories during a specified timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing certain dealers to opt out of participating in the tax holiday, subject to certain requirements; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senators Rouson and Stewart—

**SB 600**—A bill to be entitled An act relating to private school eligibility requirements; amending s. 1002.421, F.S.; revising private school eligibility requirements for the state school choice scholarship program; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Rules.

By Senator Burgess—

**SB 602**—A bill to be entitled An act relating to business organizations; amending s. 605.0410, F.S.; revising requirements relating to inspecting certain records of limited liability companies; amending s. 607.1301, F.S.; revising the definition of the term "accrued interest"; amending s. 607.1302, F.S.; revising the circumstances under which shareholders are entitled to appraisal rights and certain payments; revising limitations relating to such rights and payments; revising applicability; amending s. 607.1303, F.S.; revising the circumstances in which certain shareholders may assert specified appraisal rights; amending s. 607.1321, F.S.; revising requirements for shareholders who wish to assert appraisal rights relating to specified corporate actions; amending s. 607.1322, F.S.; making a technical change; amending s. 607.1326, F.S.; entitling corporations to prepay a shareholder if the shareholder makes a demand for payment; specifying when interest is applicable to such prepayments; making technical changes; amending s. 607.1330, F.S.; revising requirements for proceedings relating to unsettled demands for payment; revising the eligibility requirements for shareholders entitled to the fair value of shares during court proceedings; making technical and conforming changes; amending s. 607.1405, F.S.; revising the requirements for eligible entities to use the name of a dissolved corporation; amending ss. 617.0825 and 617.1703, F.S.; revising applicability; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Senator Brandes—

**SB 604**—A bill to be entitled An act relating to dental therapy; amending s. 409.906, F.S.; authorizing Medicaid to reimburse for dental services provided in a mobile dental unit that is owned by, operated by, or contracted with a health access setting or another similar setting or program; conforming a cross-reference; amending s. 466.001, F.S.; revising legislative purpose and intent; amending s. 466.002, F.S.; providing applicability; amending s. 466.003, F.S.; defining the terms "dental therapist" and "dental therapy"; revising the definition of the term "health access setting" to include certain dental therapy programs; amending s. 466.004, F.S.; requiring the chair of the Board of Dentistry to appoint a Council on Dental Therapy within a specified timeframe; providing for membership, meetings, and the purpose of the council; providing a process for rulemaking; making technical changes; amending s. 466.006, F.S.; revising the definition of the terms "full-time practice" and "full-time practice of dentistry within the geographic boundaries of this state within 1 year" to include full-time faculty members of certain dental therapy schools; amending s. 466.0075, F.S.; authorizing the board to require any person who applies to take the examination to practice dental therapy in this state to maintain medical malpractice insurance in a certain amount; amending s. 466.009, F.S.; requiring the Department of Health to allow an applicant who fails the



dental therapy examination to retake the examination; providing that an applicant who fails a practical or clinical examination to practice dental therapy because of a failing grade on just one part or procedure tested is required to retake and receive a passing score on only the failed part or procedure to be eligible for licensure; requiring an applicant who fails more than one part or procedure tested to retake the entire examination; making technical changes; amending s. 466.011, F.S.; requiring the board to certify certain applicants for licensure as a dental therapist; creating s. 466.0136, F.S.; providing that the board must require each licensed dental therapist to complete a specified number of hours of continuing education; providing requirements for the content of such continuing education; requiring the board to adopt rules and guidelines; authorizing the board to excuse licensees from continuing education requirements in certain circumstances; amending s. 466.016, F.S.; requiring a practitioner of dental therapy to post and display her or his license in each office where she or he practices; amending s. 466.017, F.S.; requiring the board to adopt certain rules relating to dental therapists; requiring certain dental therapists to possess a specified certification; authorizing a dental therapist under the general supervision of a dentist to administer local anesthesia and operate an X-ray machine, expose dental X-ray films, and interpret or read such films if specified requirements are met; requiring certain dental therapists to report to the board within a specified timeframe adverse incidents related to or the result of the administration of local anesthesia; requiring a complete written report to be filed with the board within a specified timeframe; providing for discipline; making a technical change; amending s. 466.018, F.S.; providing that a dentist of record remains primarily responsible for the dental treatment of a patient regardless of whether the treatment is provided by a dental therapist; requiring the name or initials of a dental therapist who renders treatment to a patient to be placed in the record of the patient; creating s. 466.0225, F.S.; providing application requirements and examination and licensure qualifications for dental therapists; creating s. 466.0227, F.S.; providing legislative findings and intent; limiting the practice of dental therapy to specified settings; authorizing a dental therapist to perform specified services, including specified state-specific dental therapy services, under the general supervision of a dentist under certain conditions; requiring a collaborative management agreement to be signed by a supervising dentist and a dental therapist and to include certain information; requiring a supervising dentist to determine the number of hours of practice which a dental therapist must complete under direct or indirect supervision before performing certain authorized services under general supervision; authorizing a supervising dentist to restrict or limit a dental therapist's practice in a collaborative management agreement; authorizing a dental therapist to provide dental therapy services to a patient before the supervising dentist examines or diagnoses the patient under certain conditions; requiring a supervising dentist to be licensed or registered and practicing in this state; specifying that the supervising dentist is responsible for certain services and for providing and arranging certain followup services; amending s. 466.026, F.S.; providing criminal penalties; amending s. 466.028, F.S.; revising grounds for denial of a license or disciplinary action to include the practice of dental therapy; amending s. 921.0022, F.S.; conforming the criminal offense severity chart to changes made by the act; requiring the Department of Health, in consultation with the Board of Dentistry and the Agency for Health Care Administration, to submit certain reports to the Legislature by specified dates; providing requirements for such reports; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bean—

**SB 606**—A bill to be entitled An act relating to domestic violence; amending s. 39.901, F.S.; revising legislative findings; amending s. 39.905, F.S.; adding nonresidential outreach services to the list of services certified domestic violence centers must provide; revising requirements for receipt of state funds; authorizing certified domestic violence centers to carry forward unexpended state funds in a specified amount from one fiscal year to the next during the contract period; providing limitations on and reporting requirements for the use of such funds; requiring centers to return to the department any remaining unexpended funds at the end of the contract period; authorizing certain centers to carry forward unexpended funds through contract renewals; amending s. 741.32, F.S.; revising legislative findings; amending s.

741.325, F.S.; revising the program content requirements for batterers' intervention programs; reviving, reenacting, and amending s. 741.327, F.S., relating to the certification and monitoring of batterers' intervention programs; requiring the Department of Children and Families to certify and monitor batterers' intervention programs; requiring the department to adopt certain rules; amending s. 741.30, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

**SB 608**—Withdrawn prior to introduction.

By Senator Stewart—

**SB 610**—A bill to be entitled An act relating to collective bargaining for instructional personnel; amending s. 1012.2315, F.S.; removing a requirement that each school district and the certified collective bargaining unit for instructional personnel within each district negotiate a specified memorandum of understanding; removing a requirement that certain certified collective bargaining units include specified information in their applications for renewal of registration; removing a requirement that certain employee organizations petition the Public Employees Relations Commission for recertification; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Stewart—

**SB 612**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain license plates; providing for the distribution and use of fees collected from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rodriguez—

**SB 614**—A bill to be entitled An act relating to assault or battery on hospital personnel; amending s. 784.07, F.S.; defining the term "hospital personnel"; providing enhanced criminal penalties for persons who knowingly commit assault or battery upon hospital personnel; providing an effective date.

—was referred to the Committees on Criminal Justice; Health Policy; and Rules.

By Senator Gruters—

**SB 616**—A bill to be entitled An act relating to public accountancy; amending s. 473.308, F.S.; requiring that certain applicants not be licensed in any state or territory in order to be licensed by endorsement; amending s. 473.311, F.S.; providing license renewal requirements for nonresident licensees; amending s. 473.312, F.S.; requiring that a majority of the hours required for continuing education include specific content; amending s. 473.313, F.S.; authorizing certain Florida certified public accountants to apply to the Department of Business and Professional Regulation to have their license placed in a retired status; providing requirements for such conversion; imposing requirements and prohibitions on retired licensees; authorizing retired licensees to use a specified title under certain circumstances; providing that retired licensees are not required to maintain continuing education requirements; authorizing retired licensees to reactivate their licenses if certain conditions are met; defining the term "retired licensee"; providing an effective date.



—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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**SR 618**—Not introduced.

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By Senator Bracy—

**SB 620**—A bill to be entitled An act relating to parole eligibility; amending s. 947.002, F.S.; revising legislative intent concerning the granting of parole; requiring the Commission on Offender Review to partner with the Department of Corrections to adopt a specified program with certain requirements; requiring rulemaking; providing an effective date.

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

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By Senator Perry—

**SB 622**—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment; prohibiting a person from requiring a claimant to furnish a certain waiver in exchange for or to induce certain payments; providing that specified provisions in certain waivers are unenforceable; providing an exception; requiring service of documents to be made in a specified manner; amending s. 337.18, F.S.; providing that certain waivers apply to certain contracts; requiring service of documents to be made in a specified manner; amending s. 713.01, F.S.; revising definitions; amending s. 713.09, F.S.; authorizing a lienor to record one claim of lien for multiple direct contracts; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; revising information to be included in a notice of commencement; specifying that payments made by an owner before the recording of a notice of commencement are considered improper payments; revising the process for notarizing a notice of commencement; amending s. 713.132, F.S.; revising requirements for a notice of termination; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; making technical changes; amending s. 713.20, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; amending s. 713.235, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.29, F.S.; authorizing attorney fees in actions to enforce a lien that has been transferred to security; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

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By Senators Bracy and Cruz—

**SB 624**—A bill to be entitled An act relating to guidance services; amending s. 1006.025, F.S.; requiring each district school board to require certified school counselors to advise public high school students of opportunities to gain skills in demand in the labor market and how to prepare to obtain postsecondary degrees in technical fields; requiring such advice to be given at least once per academic year before public high school students select courses for the subsequent academic year; specifying information that must be included in the advice; authorizing the staff of other student personnel services to give the advice if there are insufficient certified school counselors to do so; requiring the Department of Education to provide resources to district school boards which may assist districts in offering the advice; providing an effective date.

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

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By Senator Bracy—

**SB 626**—A bill to be entitled An act relating to juvenile justice; amending s. 985.03, F.S.; redefining the terms “child,” “juvenile,” and “youth”; creating s. 985.031, F.S.; providing a short title; prohibiting a child younger than a certain age from being adjudicated delinquent, arrested, or charged with a violation of law or a delinquent act; providing an exception; amending s. 985.101, F.S.; authorizing children of at least a specified age, rather than of any age, to be taken into custody under certain circumstances; authorizing children of specified ages to be taken into custody or arrested only under certain circumstances; providing construction; authorizing a child enrolled in a primary or secondary school to be taken into custody or arrested at the school he or she attends only under certain circumstances; providing construction; amending s. 985.24, F.S.; requiring that children who are taken into custody pursuant to certain circuit court orders be treated in a specified manner and be detained only pursuant to specified findings; reenacting s. 316.003(11), F.S., relating to the definition of the term “child,” to incorporate the amendment made to s. 985.03, F.S., in a reference thereto; reenacting ss. 960.001(1)(b) and 985.439(2), F.S., both relating to children being taken into custody, to incorporate the amendment made to s. 985.101, F.S., in references thereto; reenacting s. 985.25(1), F.S., relating to a detention intake, to incorporate the amendment made to s. 985.24, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Appropriations.

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By Senator Rouson—

**SB 628**—A bill to be entitled An act relating to urban agriculture; amending s. 604.40, F.S.; exempting farm equipment used in urban agriculture from certain provisions requiring farm equipment to be located a specified distance from a public road; amending s. 604.50, F.S.; providing that nonresidential farm buildings, fences, or signs located on lands used for urban agriculture are not exempt from the Florida Building Code or local governmental regulations; defining the term “urban agriculture”; creating s. 604.73, F.S.; providing a short title; providing legislative findings and intent; defining the term “urban agriculture”; expressly preserving local governmental authority to regulate urban agriculture under certain circumstances; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Rules.

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By Senators Baxley, Hutson, and Rodriguez—

**SB 630**—A bill to be entitled An act relating to community associations; amending s. 627.714, F.S.; prohibiting insurance policies from providing specified rights of subrogation under certain circumstances; amending s. 718.103, F.S.; revising the definition of the terms “multi-condominium,” “operation,” and “operation of the condominium”; amending s. 718.111, F.S.; requiring that certain records be maintained for a specified time; requiring associations to maintain official records in a specified manner; requiring an association to provide an itemized list or affidavit relating to certain records to certain persons; requiring that such itemized list or affidavit be maintained for a time certain; creating a rebuttable presumption; prohibiting an association from requiring certain actions relating to the inspection of records; revising requirements relating to the posting of digital copies of certain documents by certain condominium associations; conforming cross-references; amending s. 718.112, F.S.; authorizing a condominium association to extinguish discriminatory restrictions; revising the calculation used in determining a board member’s term limit; providing requirements for certain notices; revising the fees that an association may charge for transfers; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.113, F.S.; revising legislative findings; defining the terms “natural gas fuel” and “natural gas fuel vehicle”; revising requirements for electric vehicle charging stations; providing requirements for natural gas fuel stations on property governed by condominium associations; amending s. 718.117, F.S.; con-

forming provisions to changes made by the act; amending s. 718.121, F.S.; providing that labor and materials associated with the installation of a natural gas fuel station may not serve as the basis for filing a lien against an association but may serve as the basis for filing a lien against a unit owner; requiring that notices of intent to record a claim of lien specify certain dates; amending s. 718.1255, F.S.; authorizing parties to initiate presuit mediation under certain circumstances; specifying the circumstances under which arbitration is binding on the parties; providing requirements for presuit mediation; making technical changes; amending s. 718.1265, F.S.; revising the emergency powers of condominium associations; prohibiting condominium associations from taking certain actions during a declared state of emergency; amending s. 718.202, F.S.; revising the allowable uses of certain escrow funds withdrawn by developers; defining the term “actual costs”; amending s. 718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions relating to condominium associations; revising requirements for certain fines; amending s. 718.405, F.S.; providing clarifying language relating to certain multicondominium declarations; providing applicability; amending s. 718.501, F.S.; defining the term “financial issue”; authorizing the Division of Condominiums, Timeshares, and Mobile Homes to adopt rules; conforming provisions to changes made by the act; amending s. 718.5014, F.S.; revising a requirement regarding the location of the principal office of the Office of the Condominium Ombudsman; amending s. 719.103, F.S.; revising the definition of the term “unit” to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions relating to the inspection of records; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; revising the procedure to challenge a board member recall; authorizing cooperative associations to extinguish discriminatory restrictions; amending s. 719.128, F.S.; revising emergency powers for cooperative associations; prohibiting cooperative associations from taking certain actions during a declared state of emergency; amending s. 720.301, F.S.; revising the definition of the term “governing documents”; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; revising the circumstances under which a specified statement must be included in an association’s financial report; revising requirements for such statement; revising the circumstances under which an association is deemed to have provided for reserve accounts; revising the procedure to challenge a board member recall; amending s. 720.305, F.S.; providing requirements for certain fines levied by a board of administration; amending s. 720.306, F.S.; revising requirements for providing certain notices; providing limitations on associations when a parcel owner attempts to rent or lease his or her parcel; defining the term “affiliated entity”; amending the procedure for election disputes; amending s. 720.311, F.S.; revising the dispute resolution requirements for election disputes and recall disputes; amending s. 720.3075, F.S.; authorizing homeowners’ associations to extinguish discriminatory restrictions; amending s. 720.316, F.S.; revising emergency powers of homeowners’ associations; prohibiting homeowners’ associations from taking certain actions during a declared state of emergency; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senators Torres, Polsky, and Farmer—

**SB 632**—A bill to be entitled An act relating to marriage equality; repealing s. 741.212, F.S., relating to marriages between persons of the same sex; removing a prohibition on the recognition of marriages entered into between persons of the same sex in this state, another state, or another jurisdiction, either domestic or foreign; removing a prohibition on giving effect to any public act, record, or judicial proceeding of another jurisdiction respecting a marriage or relationship not recognized in this state or a claim arising from such a marriage or relationship; removing the definition of the term “marriage,” which limits marriage only to a legal union between one man and one woman; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Senators Gibson and Baxley—

**SB 634**—A bill to be entitled An act relating to dementia-related staff training; providing a short title; creating s. 430.5025, F.S.; defining terms; requiring certain entities, as a condition of licensure, to provide specified dementia-related training for new employees within a specified timeframe; requiring certain employees to receive additional dementia-related training under certain circumstances within a specified timeframe; providing requirements for the training; requiring annual dementia-related training for certain employees; requiring certain employees to receive additional training developed or approved by the Department of Elderly Affairs under certain circumstances; providing that such additional training counts toward a certified nursing assistant’s total annual training; authorizing certain health care practitioners to count certain continuing education hours toward the dementia-related training requirements under certain circumstances; requiring the department to approve such continuing education hours to satisfy the dementia-related training requirements; authorizing the department to develop a curriculum for the dementia-related training requirements and to review the curriculum at least every 4 years for a specified purpose; encouraging the department to consult with certain nationally recognized organizations; providing requirements for the curriculum; requiring the department or its designee to approve courses used to satisfy the dementia-related training requirements; requiring such courses to be approved in various formats; requiring the department or its designee to develop a registration process for training providers; providing requirements for such registration; requiring the department or its designee to issue unique identifiers to approved training providers; requiring the department or its designee to develop certain assessments and passing scores for a specified purpose; requiring certain employees to take and pass such assessments upon completion of the training; requiring training providers to issue such employees a certificate upon completing the training and passing the assessments; providing requirements for the certificate; providing that certain employees do not need to repeat certain training when changing employment, under certain circumstances; requiring the department to adopt rules; amending ss. 400.1755, 400.4785, 400.6045, 429.178, 429.52, and 429.917, F.S.; revising dementia-related staff training requirements for nursing homes, home health agencies, hospices, facilities that provide special care for persons with Alzheimer’s disease or related disorders, assisted living facilities, and adult day care centers, respectively, to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

By Senator Powell—

**SB 636**—A bill to be entitled An act relating to the detention of children; amending s. 985.265, F.S.; prohibiting a child awaiting trial or other legal process who is treated as an adult for purposes of criminal prosecution from being held in a jail or other facility intended or used for the detention of adults; requiring the court to consider specified factors in making a certain determination; providing a requirement and a prohibition if a court determines that it is in the interest of justice to allow a child to be held in a jail or other facility intended or used for the detention of adults; deleting provisions under which a court is required to order the delivery of a child to a jail or other facility intended or used for the detention of adults; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Powell—

**SB 638**—A bill to be entitled An act relating to direct filing of an information; amending s. 985.265, F.S.; prohibiting a child who has been transferred to adult court for criminal prosecution pursuant to direct file from being held in a jail or other facility used for the detention of adults before a specified hearing to determine if the child should be prosecuted as an adult; amending s. 985.557, F.S.; deleting references to the state attorney’s discretion to direct file a juvenile; revising discretionary direct file criteria; requiring a court to advise a child and his or her parent or guardian of the child’s right to a certain due process evidentiary hearing upon a state attorney filing an information trans-

ferring a child to adult court; authorizing the child or the child's parent or guardian to request an evidentiary hearing; requiring the judge to conduct the hearing within a certain timeframe; requiring a judge to consider specified information and factors; authorizing a judge to consider certain reports; providing for continued jurisdiction with regard to the child; providing an exception; requiring the adult court to render an order that includes certain findings; authorizing review of the order; reenacting s. 985.556(3), F.S., relating to involuntary mandatory waivers, to incorporate the amendment made to s. 985.557, F.S., in a reference thereto; providing an effective date.

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

By Senators Powell and Farmer—

**SB 640**—A bill to be entitled An act relating to prosecuting children as adults; amending s. 985.556, F.S.; deleting provisions under which a state attorney must either request a court to transfer and certify children of certain ages who commit specified crimes for prosecution as adults or provide written reasons to the court for not making such a request, or must proceed under certain provisions; amending s. 985.557, F.S.; revising the circumstances under which a state attorney may file an information in cases that involve children of certain ages who commit certain crimes; amending s. 985.56, F.S.; providing that children 14 years of age or older, rather than children of any age, who are charged with certain offenses are subject to the jurisdiction of the court until an indictment is returned by the grand jury; prohibiting the transfer of a child to adult court for criminal prosecution of an indictable offense until the child's competency has been restored, if the child has a pending competency hearing or previously has been found incompetent and has not been restored to competency by a court; providing for the tolling of certain time limits; authorizing, rather than requiring, a child who is found to have committed specified crimes to be sentenced according to certain provisions; amending s. 985.03, F.S.; conforming a cross-reference; amending s. 985.565, F.S.; conforming provisions to changes made by the act; reenacting s. 985.265(5), F.S., relating to detention transfer and release, education, and adult jails, to incorporate the amendments made to ss. 985.556 and 985.557, F.S., in references thereto; reenacting s. 985.15(1), F.S., relating to filing decisions, to incorporate the amendments made to ss. 985.556 and 985.557, F.S., in references thereto; reenacting s. 985.26(2)(c), F.S., relating to the length of detention, to incorporate the amendments made to ss. 985.557 and 985.56, F.S., in references thereto; providing an effective date.

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

By Senator Taddeo—

**SB 642**—A bill to be entitled An act relating to Cabinet meetings; creating s. 20.056, F.S.; requiring the Governor to call Cabinet meetings at specified intervals; authorizing one Cabinet officer to compel a Cabinet meeting and propose agenda items for such a meeting, if a Cabinet meeting is not held within the specified timeframe; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Taddeo—

**SB 644**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.111, F.S.; increasing the minimum and maximum weekly and yearly benefit amounts for reemployment assistance; increasing the duration of such benefits; creating s. 443.1318, F.S.; providing exceptions to reemployment assistance requirements during a declared state of emergency or public health emergency; reenacting ss. 443.041(2)(b) and 443.1116(7) and (8)(a), F.S., relating to attorney fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; creating the Reemployment Assistance Benefits Task Force adjunct to the Department of Economic Opportunity; providing a purpose for the task force; providing for membership of the task force; requiring the task force to submit a report to the Governor and the Legislature by a

specified date; providing for the expiration of the task force; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

By Senator Taddeo—

**SB 646**—A bill to be entitled An act relating to naming highways; requiring counties and municipalities to rename their respective portions of Dixie Highway, Old Dixie Highway, North Dixie Highway, or South Dixie Highway as "Harriet Tubman Highway" by a specified date; providing exceptions; requiring the Department of Transportation to rename portions of such highways as "Harriet Tubman Highway" upon approval of the appropriate board of county commissioners or governing body of a municipality; requiring the department to coordinate with applicable boards of county commissioners or governing bodies of municipalities to rename portions of such highways under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Appropriations.

By Senator Taddeo—

**SB 648**—A bill to be entitled An act relating to legislative procedures in certain emergencies; creating s. 11.137, F.S.; requiring each house of the Legislature to provide by rule procedures authorizing the use of remote technology systems for remote participation in committee meetings and floor proceedings by members; specifying requirements and limitations for the use of remote technology systems; specifying that a member's use of a remote technology system is subject to approval by the presiding officer of the applicable house; authorizing the Legislature to provide procedures by joint rule governing the use of remote technology systems in certain bicameral meetings; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

By Senators Taddeo, Book, Rouson, Polsky, Cruz, Jones, Farmer, and Stewart—

**SB 650**—A bill to be entitled An act relating to tethering of domestic dogs and cats; creating s. 828.132, F.S.; defining the term "tether"; providing requirements for tethering domestic dogs and cats; providing applicability; providing penalties; providing for enforcement; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Rules.

By Senators Taddeo and Stewart—

**SB 652**—A bill to be entitled An act relating to a bottled water excise tax; revising the title of ch. 211, F.S.; creating part III of ch. 211, F.S., entitled "Tax on Extraction of Water for Bottling"; creating s. 211.40, F.S.; defining terms; creating s. 211.41, F.S.; imposing an excise tax upon bottled water operators; specifying the rate of the tax and the trust fund where tax proceeds are to be deposited; requiring that tax proceeds be separately accounted for and be used for certain purposes; creating s. 211.42, F.S.; specifying requirements for bottled water operators in filing monthly returns with the Department of Revenue; authorizing the department to grant extensions for filing and payment under certain circumstances; specifying the department's rulemaking authority; creating s. 211.43, F.S.; specifying interest payable on unpaid taxes; specifying the delinquency penalty for failure to timely file a return; specifying the penalty for the substantial underpayment of taxes; providing construction; authorizing the department to settle or compromise taxes in accordance with certain provisions; creating s. 211.44, F.S.; authorizing the department to adopt rules; requiring local governments to cooperate with the department and furnish information without cost to the department for certain purposes; specifying recordkeeping requirements for bottled water operators; specifying the department's

authority to inspect, examine, and audit bottled water operator books and records, issue subpoenas, require testimony under oath or affirmation of certain persons, and apply for certain judicial orders; specifying requirements and procedures for the department in conducting audits, assessing deficiencies, and crediting or refunding overpayments; specifying procedures and requirements for claiming refunds; providing that amounts due remain a lien on certain property; specifying requirements and procedures for warrants and alias tax executions issued by the department; requiring that suits brought by the department for violations be brought in circuit court; creating s. 211.45, F.S.; providing criminal penalties for certain violations; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Finance and Tax; and Appropriations.

By Senator Bradley—

**SB 654**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for certain records in the custody of the Department of Military Affairs which are protected from disclosure under specified federal laws; providing that certain information may be disclosed only in accordance with applicable federal and state laws; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Brandes—

**SB 656**—A bill to be entitled An act relating to elections; amending ss. 97.052 and 97.053, F.S.; revising requirements for the uniform statewide voter registration application and the acceptance of such applications; amending s. 97.0585, F.S.; deleting an exemption from public records requirements for information related to a voter registration applicant's or voter's prior felony conviction and his or her restoration of voting rights to conform to changes made by the act; amending s. 101.043, F.S.; deleting a provision that prohibits the use of an address appearing on identification presented by an elector at the polls as a basis to confirm an elector's legal residence; deleting a provision that prohibits a clerk or an inspector from asking an elector to provide additional identification information under specified circumstances; amending s. 101.051, F.S.; increasing the no-solicitation zone surrounding the entrance of a polling place or an early voting site wherein certain activities are prohibited; amending s. 101.131, F.S.; modifying restrictions governing poll watcher interaction with voters; revising requirements for eligibility to serve as a poll watcher; revising certain deadlines for the submission of poll watcher designation forms; removing the requirement that the supervisor of elections provide poll watcher identification badges in advance of the election; amending s. 101.5614, F.S.; removing the requirement that duplicate ballots be made of vote-by-mail ballots containing overvoted races; creating s. 101.5617, F.S.; prohibiting the use of electronic poll books that are not approved by the Department of State, beginning with the 2022 primary election; requiring the department to adopt rules that meet certain minimum criteria; amending s. 101.6103, F.S.; revising the timeframe in which the supervisor of elections must mail ballots in elections conducted under the Mail Ballot Election Act; amending s. 102.031, F.S.; prohibiting owners, operators, or lessees of property on which polling places or early voting sites are located from prohibiting the solicitation of voters by a candidate or a candidate's designee outside the no-solicitation zone during polling hours; amending s. 103.091, F.S.; authorizing a qualifying office to accept and hold qualifying papers for candidates for political party executive committees before the beginning of the qualifying period; amending s. 106.08, F.S.; requiring the Division of Elections to periodically adjust campaign contribution limits for inflation; requiring the division to post the adjusted limits on its website; preempting counties, municipalities, and other local governmental entities from enacting or adopting any limitation or restriction involving certain contributions and expenditures, or establishing contribution limits different than those established in the Florida Election Code; providing applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Taddeo—

**SB 658**—A bill to be entitled An act relating to violations of the Florida Election Code; creating s. 104.273, F.S.; defining terms; requiring a manipulated medium that contains a manipulation of a candidate's likeness and is used for specified purposes to include a disclaimer; specifying requirements for the disclaimer; requiring the Division of Elections, in consultation with the Consumer Protection Division of the Office of the Attorney General, to adopt certain rules; providing penalties for violations; providing for enforcement and relief; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Diaz—

**SB 660**—A bill to be entitled An act relating to telehealth; amending s. 456.47, F.S.; revising the definition of the term "telehealth"; deleting a prohibition on prescribing controlled substances through telehealth; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Brandes and Rouson—

**SB 662**—A bill to be entitled An act relating to resentencing; creating s. 921.30, F.S.; providing legislative intent; authorizing the state attorney of a judicial circuit in which an offender was sentenced for a felony offense to petition the sentencing court to resentence the offender if the original sentence no longer advances the interests of justice; authorizing a court to grant or deny the petition; providing requirements if the sentencing court grants the petition; authorizing the court to consider specified postconviction factors; requiring that credit be given for time served; providing requirements for state attorneys; requiring a court to provide an opportunity for victims of the offender's crimes to present statements; providing applicability; providing an effective date.

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

By Senator Farmer—

**SB 664**—A bill to be entitled An act relating to adult use marijuana legalization; amending s. 20.165, F.S.; renaming the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to the Division of Alcoholic Beverages, Marijuana, and Tobacco; amending s. 561.025, F.S.; renaming the Alcoholic Beverage and Tobacco Trust Fund to the Alcoholic Beverage, Marijuana, and Tobacco Trust Fund; specifying distribution of funds; providing a directive to the Division of Law Revision; creating ch. 566, F.S., relating to recreational marijuana; defining terms; providing for the distribution of revenues; requiring the division to provide an annual report to the Legislature; prohibiting the use of false identification by persons under 21 years of age for specified activities relating to recreational marijuana; providing noncriminal penalties; providing for alternative sentencing; exempting certain activities involving marijuana from use and possession offenses; authorizing persons 21 years of age and over to engage in certain activities involving the personal use, possession, transport, and cultivation of marijuana in limited amounts; providing limits on where persons may engage in specified activities; providing noncriminal penalties; preempting the regulation of possession of marijuana to the state; authorizing certain entities to engage in specified activities relating to marijuana; providing construction; specifying duties of the Division of Alcoholic Beverages, Marijuana, and Tobacco; providing for enforcement of regulatory provisions; authorizing agreements with other entities for certain enforcement activities; requiring annual reports; providing for licensing of marijuana establishments; providing for a marijuana establishment licensing process; providing limits on the number of retail marijuana stores based on population in

localities; providing standards for prospective licensees; providing restrictions on the location of marijuana establishments; prohibiting certain activities by marijuana establishments; providing procedures when a marijuana establishment's license expires; authorizing localities to prohibit one or more types of marijuana establishments through local ordinance; providing for submission of applications to localities if the division has not issued marijuana establishment licenses by a specified date; specifying duties of the Attorney General concerning certain federal subpoenas; providing an exemption from specified provisions for marijuana research; specifying that the chapter does not apply to employer drug policies or laws governing operating under the influence; specifying that the chapter does not allow persons under 21 years of age to engage in activities permitted therein; providing that the rights of property owners are not affected; providing applicability relating to compassionate use of low-THC cannabis; requiring the division to adopt certain rules; specifying that conduct allowed by the chapter may not be considered the basis for the finding of a lack of good moral character as that term is used in law; providing for emergency rulemaking; amending s. 500.03, F.S.; providing that marijuana establishments that sell food containing marijuana are considered food establishments for the purposes of specified regulations; creating s. 500.105, F.S.; specifying that food products containing marijuana which are prepared in permitted food establishments and sold by licensed retail marijuana stores are not considered adulterated; amending s. 562.13, F.S.; providing that it is unlawful for marijuana establishments to employ persons under 18 years of age; amending s. 569.0073, F.S.; exempting licensed marijuana establishments from specified provisions regulating the sale of pipes and smoking devices; amending ss. 893.13 and 893.135, F.S.; providing that conduct authorized under ch. 566, F.S., is not prohibited by specified controlled substance prohibitions; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Health Policy; and Appropriations.

By Senator Farmer—

**SB 666**—A bill to be entitled An act relating to taxes; creating s. 566.012, F.S.; imposing an excise tax on recreational marijuana; requiring the Department of Business and Professional Regulation to annually calculate and publish an adjusted excise tax rate; requiring certain entities to file a monthly return that includes tax payments and to keep specified records; authorizing the Division of Alcoholic Beverages, Marijuana, and Tobacco to revoke a marijuana cultivation facility's license under certain circumstances; creating s. 566.0125, F.S.; authorizing counties and municipalities to establish additional excise taxes on the sale and purchase of marijuana; limiting the excise tax rate; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Farmer—

**SB 668**—A bill to be entitled An act relating to fees; amending s. 566.036, F.S.; requiring applicants for a marijuana establishment license to pay a specified application fee; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Jones—

**SB 670**—A bill to be entitled An act relating to the deprivation of constitutional rights; creating s. 760.52, F.S.; providing for a civil action against an officer, employee, or agent acting under color of law of this state or its political subdivisions for the deprivation of rights secured under the United States and State Constitutions; providing that certain claims may not be used as a defense against liability; providing an affirmative defense to liability if certain conditions are met; specifying circumstances under which an officer, employee, or agent is immune from liability; providing for the award of attorney fees and costs to a prevailing plaintiff; prohibiting a plaintiff from recovering additional damages if he or she has recovered damages pursuant to a civil action

brought by the Attorney General; specifying applicability of laws governing the defense of civil actions, and the payment of judgments or settlements, against specified officers, employees, and agents; amending ss. 111.07 and 111.071, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Senator Taddeo—

**SB 672**—A bill to be entitled An act relating to the preemption of firearms and ammunition regulation; repealing s. 790.33, F.S., relating to the preemption of the field of regulation of firearms and ammunition to the Legislature, to the exclusion of local jurisdictions; amending s. 790.251, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; Criminal Justice; and Rules.

By Senators Rodriguez and Book—

**SB 674**—A bill to be entitled An act relating to a tax exemption for affordable housing; amending s. 196.196, F.S.; authorizing counties and municipalities to adopt ordinances to grant ad valorem tax exemptions to property owners whose properties are used for the governmental or public purpose of providing affordable housing to certain persons or families; providing parameters for such exemption; specifying procedures in the event property is transferred for other purposes; specifying procedures in the event an exemption is improperly granted as a result of certain acts by the property appraiser; providing applicability; providing an effective date.

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

By Senators Baxley and Pizzo—

**SB 676**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Florida State Parks specialty license plate; providing for the distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bracy—

**SB 678**—A bill to be entitled An act relating to the 1920 Ocoee Election Day Riots; amending s. 288.7102, F.S.; requiring the Department of Economic Opportunity to prioritize certain applications for the Black Business Loan Program; creating s. 1009.551, F.S.; creating the Ocoee Scholarship Program for specified recipients; directing the Department of Education to administer the program; specifying annual award amounts to recipients participating in the program; requiring the department to rank applicants; providing for transmittal of an award payment to a participating institution; prescribing eligibility criteria for award recipients; authorizing the State Board of Education to adopt certain rules; providing for program funding; providing an effective date.

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

By Senators Bracy and Stewart—

**SB 680**—A bill to be entitled An act relating to batterers' intervention programs; amending s. 741.325, F.S.; requiring the Department of Children and Families to certify and monitor certain batterers' intervention programs; providing that the department's certification and

monitoring activities will be funded by specified fees; requiring batterers' intervention programs to satisfy specified requirements for certification by the department; requiring programs to have certain safety measures in place; requiring programs to employ certain measures to hold batterers accountable; providing requirements for program orientation and weekly group sessions; revising program content requirements; specifying elements and techniques programs may not include; requiring the department to annually review programs for compliance with certification requirements; authorizing the department to reject or suspend certification of a program for failure to comply with the requirements; requiring the department to annually provide a list of certified programs and to immediately notify the courts if it suspends a program's certification; requiring the department to adopt specified rules; amending ss. 741.281, 741.2902, 741.30, 741.31, and 948.038, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Bracy—

**SB 682**—A bill to be entitled An act relating to fees; reviving, re-enacting, and amending s. 741.327, F.S., relating to certification and monitoring of batterers' intervention programs and fees; requiring the Department of Children and Families to assess and collect an annual certification fee from batterers' intervention programs; requiring certain persons attending certified batterers' intervention programs to pay a fee for each program attended; requiring the batterers' intervention programs to collect and remit such fee to the department; providing an exception; requiring certification and user fees to be deposited in the Domestic Violence Trust Fund for a specified purpose; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Brandes—

**SB 684**—A bill to be entitled An act relating to the Department of Transportation; requiring the department to allow persons to purchase certain commuter passes for their motor vehicles; requiring that funds collected from the sale of the commuter passes be deposited in specified trust funds and used for the operation and maintenance of the Pinellas Bayway System; requiring the department or the Florida Turnpike Enterprise, as appropriate, to index annual commuter pass costs to certain inflation indicators; requiring the department or the enterprise, as appropriate, to use a specified portion of funds collected from the sale of commuter passes during a specified period of time for landscaping and beautification; beginning on a specified date, requiring the department or the enterprise, as appropriate, to annually use a specified amount of funds for landscaping and beautification; beginning on a specified date, requiring the department or the enterprise, as appropriate, to index the landscaping and beautification allocation amount to certain inflation indicators; specifying that funds provided under this act are in addition to any funds otherwise allocated by the department or the enterprise, as appropriate, for such purposes; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Brandes—

**SB 686**—A bill to be entitled An act relating to offers of judgment; amending s. 768.79, F.S.; authorizing parties to serve exclusive offers of judgment; specifying that parties serving exclusive offers of judgment are not required to specify an amount being offered for attorney fees and costs; providing construction; authorizing certain offerings of judgment require both individuals to either accept or reject the offer; providing requirements relating to grounds for challenging the validity of offers;

defining the term “judgment obtained” as it relates to exclusive offers of judgment; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules.

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By Senator Berman—

**SB 688**—A bill to be entitled An act relating to waivers of exemptions of applicable assets; creating s. 222.105, F.S.; providing that certain exemptions of certain assets may not be waived unless certain conditions are met; specifying references that are insufficient to pledge a security interest in certain assets or to waive certain protections; defining the term “applicable assets”; amending s. 679.1081, F.S.; providing that a description of certain accounts and entitlements by certain type of collateral is insufficient; providing applicability; providing an effective date.

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

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By Senator Polsky—

**SB 690**—A bill to be entitled An act relating to prohibited counseling services; creating s. 456.064, F.S.; defining the term “professional counselor”; prohibiting professional counselors from providing certain counseling services to individuals younger than 18 years of age; providing that violators are subject to disciplinary action; creating s. 817.0346, F.S.; prohibiting any person from advertising or offering to provide certain counseling services to individuals younger than 18 years of age; providing applicability; providing criminal penalties; providing severability; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

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By Senator Polsky—

**SB 692**—A bill to be entitled An act relating to medical marijuana public employee protection; creating s. 112.219, F.S.; providing definitions; prohibiting an employer from taking adverse personnel action against an employee or a job applicant who is a qualified patient using medical marijuana; providing exceptions; requiring an employer to provide written notice of an employee or job applicant's right to explain a positive marijuana test result within a specified timeframe; providing procedures when an employee or job applicant tests positive for marijuana; providing a cause of action and damages; providing construction; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Health Policy; and Rules.

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By Senator Rodrigues—

**SB 694**—A bill to be entitled An act relating to displacement of private waste companies; amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision authorizing a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; removing a provision authorizing a local government and private waste company to negotiate such compensation and notice; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

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By Senator Thurston—

**SB 696**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senators Jones and Ausley—

**SB 698**—A bill to be entitled An act relating to optional payments for medical assistance and related services; amending s. 409.904, F.S.; extending Medicaid eligibility to specified adults; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodriguez—

**SB 700**—A bill to be entitled An act relating to telehealth; amending s. 409.908, F.S.; requiring the Agency for Health Care Administration to reimburse the use of telehealth services under certain circumstances and subject to certain limitations; requiring providers to include certain documentation in patient records and notes; authorizing certain out-of-state providers to receive reimbursement for telehealth services; providing an exception; amending s. 456.47, F.S.; revising the definition of the term “telehealth”; authorizing telehealth providers to prescribe specified controlled substances through telehealth under certain circumstances; authorizing nonphysician health care practitioners to satisfy a certain supervision requirement through telehealth; authorizing out-of-state physician telehealth providers to engage in formal supervisory relationships with certain nonphysician health care practitioners in this state; providing an exception; amending ss. 458.347 and 459.022, F.S.; revising the definition of the term “supervision”; amending s. 465.003, F.S.; revising the definition of the term “pharmacy”; revising construction of the term “not present and on duty”; amending s. 465.014, F.S.; authorizing registered pharmacy technicians to compound and dispense medicinal drugs under certain circumstances; providing an exception to certain supervision limitations; amending s. 465.015, F.S.; providing applicability; exempting certain registered pharmacy technicians from specified prohibitions; creating s. 465.0198, F.S.; defining the term “supervising pharmacy”; providing for the permitting of remote-site pharmacies; requiring a licensed or consultant pharmacist to serve as the prescription department manager of a remote site; requiring remote-site pharmacies to notify the Department of Health of a change in the pharmacy’s prescription department manager within a specified timeframe; providing requirements for remote-site pharmacies; providing that remote-site pharmacies are not considered pharmacy locations for purposes of network access in managed care programs; authorizing remote-site pharmacies to store, hold, and dispense medicinal drugs; prohibiting remote-site pharmacies from performing centralized prescription filling; requiring prescription department managers to visit remote sites, based on a certain schedule, to perform specified tasks; authorizing registered pharmacists to serve as prescription department managers for up to three remote-site pharmacies under certain circumstances; amending s. 465.022, F.S.; exempting registered pharmacists serving as prescription department managers for remote-site pharmacies from certain practice limitations; amending s. 465.0265, F.S.; providing applicability; amending s. 893.05, F.S.; prohibiting telehealth providers from prescribing specified controlled substances through telehealth; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Thurston—

**SB 702**—A bill to be entitled An act relating to individual retirement accounts; amending s. 222.21, F.S.; specifying that interests in certain individual retirement funds or accounts which are exempt from creditor claims continue to be exempt after certain transfers incident to divorce; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

By Senators Gruters, Stewart, Pizzo, Berman, Cruz, Hutson, Torres, Taddeo, Hooper, Ausley, Harrell, Rouson, Wright, Bracy, Polsky, Gibson, and Jones—

**SB 704**—A bill to be entitled An act relating to the entertainment industry; creating the Film, Television, and Digital Media Targeted Rebate Program within the Department of Economic Opportunity under the supervision of the Commissioner of Film and Entertainment; providing purposes for the program; defining terms; requiring that film, television, and digital media projects being produced in this state meet specified criteria for rebate eligibility; authorizing applicants to receive rebates up to a specified amount, including bonuses; requiring an applicant that receives funding to make a good faith effort to use existing providers of infrastructure or equipment in this state and to employ residents of this state; requiring the commissioner to set application windows for the rebate; providing requirements for the department relating to earmarking and setting aside rebate funds; providing procedures and requirements for applicants applying for the rebate; requiring the commissioner to take specified action within a reasonable period of time; requiring the Florida Film and Entertainment Advisory Council to determine a score for each qualified project using specified criteria; requiring the commissioner to determine the priority order and scoring system of the specified criteria with assistance from the council and certain other persons; requiring the council to use certain criteria; requiring the commissioner to take certain actions relating to the certification or rejection of qualified projects in a timely manner; requiring the department to earmark and set aside funding necessary to fund the total maximum that may be awarded to the certified projects, if funds are available; requiring the commissioner to develop a process to verify the actual qualified expenditures and rebate bonus eligibility of a certified project after the project’s work in this state is complete; providing requirements for the verification process; requiring that the rebate be issued within a reasonable period of time upon approval of the final rebate amount by the department; requiring that certain marketing be included with a project; requiring certified projects to allow certain persons to visit the production site upon request of the commissioner and after providing the commissioner with reasonable notice; specifying that the commissioner or his or her affiliate is not required to visit the production site; requiring the department to disqualify a project under certain circumstances; providing for liability and imposing civil and criminal penalties for an applicant that submits fraudulent information; providing for rulemaking; requiring the commissioner to provide an annual report to the Governor and the Legislature on a specified date; providing that certain appropriated funds are not subject to reversion; providing for the expiration of the program; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Taddeo—

**SB 706**—A bill to be entitled An act relating to voter registration; amending s. 97.057, F.S.; revising procedures governing voter registration by the Department of Highway Safety and Motor Vehicles; providing that driver license or identification card applications, driver license or identification card renewal applications, and applications for changes of address for existing driver licenses or identification cards submitted to the department serve as voter registration applications; specifying that an applicant is deemed to have consented to the use of his or her signature for voter registration purposes, unless a declination is made; requiring specified applications to include a voter registration component, subject to approval by the Department of State; specifying requirements for the voter registration component; providing for the transmittal of voter registration information to the Department of State and supervisors of elections; amending s. 98.045, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

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By Senator Brandes—

**SB 708**—A bill to be entitled An act relating to peer-to-peer car sharing; creating s. 627.7483, F.S.; defining terms; specifying motor



vehicle insurance requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have an insurable interest in shared vehicles during specified periods; providing construction; authorizing peer-to-peer car-sharing programs to own and maintain certain policies of motor vehicle insurance; requiring peer-to-peer car-sharing programs to assume certain liability; providing exceptions; requiring shared vehicle owners' insurers to indemnify peer-to-peer car-sharing programs under certain circumstances; providing exemptions from vicarious liabilities for peer-to-peer car-sharing programs and shared vehicle owners; authorizing motor vehicle insurance policies to exclude specified coverages under certain circumstances; providing construction related to exclusions; authorizing specified insurers to seek contributions against indemnifications under certain circumstances; providing requirements for notifications of implications of liens; providing requirements for recordkeeping; requiring specified disclosures to shared vehicle drivers and owners; requiring driver license verification and data retention under certain circumstances; providing responsibilities and indemnifications for specified equipment; providing requirements for verification and notification relating to motor vehicle safety recalls; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Transportation; and Appropriations.

By Senator Brandes—

**SB 710**—A bill to be entitled An act relating to the availability of marijuana for adult use; amending s. 212.08, F.S.; revising the sales tax exemption for the sale of marijuana and marijuana delivery devices to apply only to purchases by qualified patients or caregivers; amending s. 381.986, F.S.; revising definitions; revising provisions related to the licensure and functions of medical marijuana treatment centers (MMTCs); requiring the Department of Health to adopt by rule certain standards and procedures; requiring the department to adopt by rule a certain MMTC registration form; specifying registration requirements; providing that a registration expires after a specified time; specifying that registration is not sufficient for certain operations; requiring an MMTC to obtain separate operating licenses for certain operations; specifying application requirements for MMTCs to obtain cultivation licenses and processing licenses; providing for the expiration of and renewal of such licenses; requiring an MMTC to obtain a facility permit before cultivating or processing marijuana in the facility; authorizing MMTCs licensed to cultivate or process marijuana to use contractors to assist with the cultivation and processing of marijuana under certain conditions; requiring the contractors to obtain facility permits and register principals and employees; providing for the destruction of certain marijuana byproducts within a specified timeframe after their production; authorizing MMTCs licensed to cultivate and process marijuana to wholesale marijuana to other registered MMTCs under certain circumstances; prohibiting an MMTC from transporting or delivering marijuana outside of its property without a transportation license; providing requirements for the cultivation and the processing of marijuana; deleting a requirement that each MMTC produce and make available for purchase at least one low-THC cannabis product; deleting certain tetrahydrocannabinol limits for edibles; requiring an MMTC that holds a license for processing to test marijuana before it is sold in addition to when it is dispensed; deleting obsolete language; revising marijuana packaging requirements; providing application requirements for an MMTC to obtain a retail license; providing for the expiration and renewal of such licenses; requiring an MMTC to obtain a facility permit before selling, dispensing, or storing marijuana in the facility; requiring the facility to cease certain operations under certain circumstances; prohibiting a dispensing facility from repackaging or modifying marijuana that has already been packaged for sale, with certain exceptions; authorizing a retail licensee to contract with an MMTC that has a transportation license to transport marijuana for the retail licensee under certain circumstances; prohibiting onsite consumption or administration of marijuana at a dispensing facility; revising requirements for the dispensing of marijuana; requiring a licensed retail MMTC to include specified information on a label for marijuana or a marijuana delivery device dispensed to a qualified patient or caregiver; authorizing an MMTC to sell marijuana to an adult 21 years of age or older under certain circumstances; requiring MMTC employees to verify the age of such buyers using specified methods; prohibiting an MMTC from requesting or storing any personal information of a buyer other

than that needed to verify the buyer's age; deleting a provision prohibiting an MMTC from dispensing or selling specified products; providing application requirements for an MMTC to obtain a transportation license; providing marijuana transportation requirements; prohibiting the transportation of marijuana on certain properties; prohibiting the transportation of marijuana in a vehicle that is not owned or leased by a licensee or the licensee's contractor and not appropriately permitted by the department; providing a process for the issuance and cancellation of vehicle permits; requiring that each permitted vehicle be GPS monitored; specifying that a permitted vehicle transporting marijuana is subject to inspection and search without a search warrant by specified persons; authorizing an MMTC licensed to transport marijuana and marijuana delivery devices to deliver or contract for the delivery of marijuana to other MMTCs, to qualified patients and caregivers within this state, and to adults 21 years of age or older within this state; establishing that a county or municipality may not prohibit deliveries of marijuana and marijuana delivery devices to qualified patients and caregivers within the county or municipality; requiring an MMTC delivering marijuana or a marijuana delivery device to a qualified patient or his or her caregiver to verify the identity of the qualified patient; requiring an MMTC delivering marijuana to an adult 21 years of age or older to verify his or her age; requiring the department to adopt certain rules for the delivery of marijuana; authorizing MMTCs to use contractors to assist with the transportation of marijuana, but providing that an MMTC is responsible for the actions and operations of the contractor which are related to the transportation of marijuana; requiring an MMTC to know the location of all of its marijuana products at all times; requiring principals and employees of a contractor to register with the department and receive an MMTC employee identification card before participating in the operations of the MMTC; providing for the permitting of cultivation, processing, dispensing, and storage facilities; requiring the department to adopt by rule a facility permit application form; requiring the department to inspect a facility before issuing a permit; requiring the department to issue or deny a facility permit within a specified timeframe; providing for the expiration of facility permits; requiring the department to inspect a facility for compliance before the renewal of a facility permit; requiring an MMTC to cease applicable operations if a facility's permit expires or is suspended or revoked; requiring cultivation facilities and processing facilities to be insured with specified hazard and liability insurance; providing cultivation facility and processing facility requirements; preempting to the state all matters regarding the permitting and regulation of cultivation facilities and processing facilities; requiring dispensing facilities and storage facilities to be insured with specified hazard and liability insurance; providing dispensing facility and storage facility requirements; clarifying that the governing body of a county or a municipality may prohibit a dispensing facility from being located in its jurisdiction or limit the number of such facilities but may not prohibit a licensed retail MMTC or its permitted storage facility from being located in such county's or municipality's jurisdiction if the MMTC is delivering marijuana to qualified patients in that jurisdiction; prohibiting the department from issuing a facility permit for a dispensing facility in a county or municipality that adopts a specified ordinance; authorizing a county or municipality to levy a local tax on a dispensing facility; providing that local ordinances may not result in or provide for certain outcomes; authorizing the department to adopt specified requirements by rule; requiring the department to adopt rules to administer the registration of certain MMTC principals, employees, and contractors; requiring an MMTC to apply to the department for the registration of certain persons before hiring or contracting with any such persons; requiring the department to adopt by rule a registration form that includes specified information; requiring the department to register persons who satisfy specified conditions and issue them MMTC employee identification cards; requiring a registered person and the MMTC to update the department within a specified timeframe if certain information or the person's employment status changes; authorizing the department to contract with vendors to issue MMTC employee identification cards; requiring the department to inspect an MMTC and its facilities upon receipt of a complaint and to inspect each permitted facility at least biennially; authorizing the department to conduct additional inspections of a facility under certain circumstances; authorizing the department to impose administrative penalties on an MMTC for violating certain provisions; requiring the department to refuse to renew an MMTC's cultivation, processing, retail, or transportation license under certain circumstances; revising provisions related to penalties and fees to conform to changes made by the act; providing applicability; conforming provisions to changes made by the act; creating



s. 381.990, F.S.; authorizing an adult 21 years of age or older to purchase, possess, use, transport, or transfer to another adult 21 years of age or older marijuana products, marijuana in a form for smoking, and marijuana delivery devices under certain circumstances; providing that such marijuana products, marijuana in a form for smoking, or marijuana delivery devices must be purchased from an MMTC licensed by the department for the retail sale of marijuana and registered with the Department of Business and Professional Regulation for sale of marijuana for adult use; providing penalties; clarifying that a private property owner may restrict the smoking or vaping of marijuana on his or her property but may not prevent his or her tenants from possessing or using marijuana by other means; providing that certain provisions do not exempt a person from prosecution for a criminal offense related to impairment or intoxication resulting from the use of marijuana and do not relieve a person from any legal requirement to submit to certain tests to detect the presence of a controlled substance; requiring the Department of Agriculture and Consumer Services to conduct a study on the harms and benefits of allowing the cultivation of marijuana by members of the public for private use, including use of a specified model; requiring the department to report the results of the study to the Governor and the Legislature by a specified date; amending s. 893.13, F.S.; authorizing a person 21 years of age or older to possess marijuana products in a specified amount and to deliver marijuana products to another person 21 years of age or older under certain circumstances; providing criminal penalties for the delivery or possession of marijuana products by a person younger than 21 years of age under certain circumstances; creating s. 893.1352, F.S.; providing legislative intent; providing for the retroactive applicability of s. 893.13, F.S.; requiring certain sentences for specified offenses; requiring sentence review hearings for individuals serving certain sentences for specified crimes; providing resentencing procedures; requiring the waiver of certain conviction-related fines, fees, and costs under certain circumstances; amending s. 893.147, F.S.; authorizing a person 21 years of age or older to possess, use, transport, or deliver, without consideration, a marijuana delivery device to a person 21 years of age or older; providing criminal penalties for a person younger than 21 years of age who possesses, uses, transports, or delivers, without consideration, a marijuana delivery device to a person 21 years of age or older; creating s. 943.0586, F.S.; defining terms; authorizing an individual convicted of certain crimes to petition the court for expunction of his or her criminal history record under certain circumstances; requiring the individual to first obtain a certificate of eligibility from the Department of Law Enforcement; requiring the department to adopt rules establishing the procedures for applying for and issuing such certificates; requiring the department to issue a certificate under certain circumstances; providing for the expiration of and reapplication for the certificate; providing requirements for the petition for expunction; providing criminal penalties; providing for the court's authority over its own procedures, with an exception; requiring the court to order the expunction of a criminal history record under certain circumstances; clarifying that expunction of certain criminal history records does not affect eligibility for expunction of other criminal history records; providing procedures for processing expunction petitions and orders; providing that a person granted an expunction may lawfully deny or fail to acknowledge the underlying arrest or conviction, with exceptions; providing that a person may not be deemed to have committed perjury or otherwise held liable for giving a false statement if he or she fails to recite or acknowledge an expunged criminal history record; amending s. 893.15, F.S.; conforming a provision to changes made by the act; providing effective dates.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

**SB 712**—A bill to be entitled An act relating to fees; amending s. 943.0586, F.S., as created by SB \_\_\_; requiring applicants for a certificate of eligibility of expunction for certain criminal history records to pay a specified fee to the Department of Law Enforcement for placement in a specified trust fund; providing an exception; providing a contingent effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Taddeo—

**SB 714**—A bill to be entitled An act relating to resource information for individuals with disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to provide specified written information to persons applying for certain waiver services; requiring the agency to provide a certain disclosure statement along with such information; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Book—

**SB 716**—A bill to be entitled An act relating to consent for pelvic examinations; amending s. 456.51, F.S.; revising the definition of the term “pelvic examination”; revising the circumstances under which a pelvic examination may be performed without written consent; authorizing written consent for a pelvic examination to be obtained as a part of a general consent form and to allow multiple health care practitioners or students to perform the examination; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

By Senators Book and Stewart—

**SB 718**—A bill to be entitled An act relating to gay and transgender panic legal defenses; creating s. 900.06, F.S.; providing a short title; providing legislative findings; defining terms; prohibiting individuals from using a nonviolent sexual advance or specified perceptions or beliefs about another individual as a defense to a criminal offense, to excuse or justify the conduct of the individual who commits a criminal offense, or to mitigate the severity of a criminal offense; providing an effective date.

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

By Senators Berman, Farmer, and Stewart—

**SB 720**—A bill to be entitled An act relating to state renewable energy goals; amending s. 366.91, F.S.; revising the definitions of the terms “biomass” and “renewable energy”; amending s. 377.24, F.S.; prohibiting the drilling or exploration for, or production of, oil, gas, or other petroleum products on the lands and waters of the state; amending s. 377.242, F.S.; prohibiting the permitting and construction of certain structures intended to drill or explore for, or produce or transport, oil, gas, or other petroleum products; amending s. 377.803, F.S.; revising the definition of the term “renewable energy”; creating s. 377.821, F.S.; requiring that all electricity used in this state be generated by renewable energy by a specified date; requiring statewide net zero carbon emissions by a specified date; directing the Office of Energy within the Department of Agriculture and Consumer Services, in consultation with other state agencies, state colleges and universities, public utilities, and other private and public entities, to develop a unified statewide plan to generate the state's electricity from renewable energy and reduce the state's carbon emissions by specified dates; requiring state and public entities to cooperate as requested; providing plan requirements; requiring the office to submit the plan and updates to the Governor and Legislature by a specified date and annually thereafter; creating s. 377.8225, F.S.; creating the Renewable Energy Workforce Development Advisory Committee in the Office of Energy within the department; providing for committee membership and duties; defining the term “environmental justice”; directing the Commissioner of Agriculture to prepare and submit a specified annual report to the Legislature by a specified date and annually thereafter; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Regulated Industries; and Rules.

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By Senator Rodriguez—

**SB 722**—A bill to be entitled An act relating to the Everglades Protection Area; amending s. 377.24, F.S.; prohibiting the Department of Environmental Protection from granting permits for the drilling of wells for oil or gas within the Everglades Protection Area; amending s. 377.242, F.S.; prohibiting the department from issuing permits for or constructing structures intended for the drilling for, or production of, oil, gas, or other petroleum products within the Everglades Protection Area; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

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By Senators Taddeo and Rodriguez—

**SB 724**—A bill to be entitled An act relating to education; amending s. 1002.69, F.S.; requiring the Department of Education to adopt native language versions of the school readiness screener, the school readiness assessment, the Florida Voluntary Prekindergarten Assessment, and the Florida Kindergarten Readiness Screener; requiring certain private schools to administer such screeners and assessments to certain students; providing for the determination of when it is appropriate to administer native language versions of the screeners and assessments; amending s. 1003.435, F.S.; requiring that a high school equivalency examination administered in any language other than English be given the same weight as a high school equivalency examination administered in English; amending s. 1008.22, F.S.; revising requirements of the statewide, standardized assessment program to include native language versions of related assessments; requiring certain private schools to administer native language versions of such assessments to English language learners and other students for whom it is appropriate; providing for the determination of when it is appropriate to administer native language versions of such assessments; requiring the department to create a timetable and an action plan for the development and adoption of native language versions of the assessments; requiring the state to accept results on the high school equivalency examination from any language version of the examination; providing for the administration of language proficiency assessments; defining terms; requiring the department to develop or identify content assessments in target languages; providing for the administration of content assessments in target languages in certain education programs; requiring the department to create a timetable and an action plan for the development and adoption of native language examinations; requiring the state board to adopt standards for heritage language courses; requiring the state board to develop a timeline for phasing in standards for additional languages; requiring the Commissioner of Education to identify alternative assessments and passing scores for a specified purpose; requiring the State Board of Education to approve by rule passing scores on alternative assessments; requiring the department to provide funding for instructional materials for heritage language courses, subject to legislative appropriation; reenacting ss. 1002.385(7)(b) and (8)(b), 1002.394(6)(b), (8)(c), and (9)(g), 1002.395(7)(e), (8)(b), and (10)(b), and 1002.40(6)(b), (7)(b), and (9)(f), F.S., relating to the Gardiner Scholarship, the Family Empowerment Scholarship Program, the Florida Tax Credit Scholarship Program, and the Hope Scholarship Program, respectively, to incorporate the amendments to s. 1008.22, in references thereto; providing an effective date.

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

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By Senator Taddeo—

**SB 726**—A bill to be entitled An act relating to individual education plan requirements for students with disabilities; amending s. 1003.5716, F.S.; revising the timeline for the development and implementation of an individual education plan (IEP) for a student with disabilities to transition to postsecondary education and career opportunities; revising the requirements for an IEP for the transitions to a postsecondary education or career opportunities; requiring the parents of students with disabilities to provide a written notice relating to the

deferral of a standard high school diploma by a specified date; conforming provisions to changes made by the act; requiring the Department of Education to conduct a review of specified services and programs; requiring the department to establish and publish on its website uniform best practices for such services and programs by a specified date; providing an effective date.

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

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By Senator Broxson—

**SB 728**—A bill to be entitled An act relating to credit for reinsurance; amending s. 624.610, F.S.; making a technical change; transferring specified authority and duties relating to credit for reinsurance from the Commissioner of Insurance to the Office of Insurance Regulation; revising the attorney designation requirement in reinsurance agreements with certain assuming insurers under certain circumstances; adding conditions under which a ceding insurer must be allowed credit for reinsurance; defining the terms “reciprocal jurisdiction” and “covered agreement”; specifying requirements for assuming insurers and reinsurance agreements; requiring the office to publish a list of reciprocal jurisdictions on its website; authorizing the office to remove reciprocal jurisdictions under a specified circumstance; specifying documentation requirements; authorizing a ceding insurer or its representative that is subject to rehabilitation, liquidation, or conservation to seek a certain court order; providing construction; specifying a limitation on credit taken by a ceding insurer; requiring the office to publish on its website a list of certain assuming insurers; authorizing the office to revoke or suspend an assuming insurer’s eligibility under certain circumstances; prohibiting credit for reinsurance under certain circumstances; providing exceptions; making technical changes; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Bracy—

**SB 730**—A bill to be entitled An act relating to strangulation by a law enforcement officer; creating s. 784.042, F.S.; providing criminal penalties for law enforcement officers who while on duty commit the offense of strangulation by a law enforcement officer; providing an effective date.

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

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By Senator Bracy—

**SB 732**—A bill to be entitled An act relating to body camera recordings by law enforcement officers; amending s. 119.071, F.S.; defining the term “critical incident”; requiring a law enforcement agency to disclose a body camera recording, or a portion thereof, which depicts a critical incident as soon as the recording ceases to be active criminal intelligence information or active criminal investigative information; increasing the minimum amount of time for which law enforcement agencies must retain body camera recordings; providing an effective date.

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

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By Senator Gruters—

**SB 734**—A bill to be entitled An act relating to a sales tax holiday for disaster preparedness supplies; providing exemptions from the sales and use tax for specified disaster preparedness supplies during a specified timeframe; providing applicability for certain exemptions; defining the term “impact-resistant”; requiring purchasers of certain items to furnish a specified affidavit and information to the selling dealer; providing a criminal penalty for furnishing a false affidavit with certain intent; specifying locations where the exemptions do not apply;

authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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**SB 736**—Withdrawn prior to introduction.

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By Senator Baxley—

**SB 738**—A bill to be entitled An act relating to bicycle operation regulations; amending s. 316.2065, F.S.; providing an exception to the requirement that a person operating a bicycle ride upon or astride a seat attached thereto; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Rules.

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By Senator Bracy—

**SB 740**—A bill to be entitled An act relating to the administration of justice; amending s. 40.24, F.S.; revising the rate of compensation for jurors; requiring clerks of the circuit court to provide quarterly estimates regarding juror compensation costs to the Justice Administrative Commission; requiring the commission to submit a request for payment to the Chief Financial Officer upon receipt and endorsement of the clerks' estimates; amending s. 900.05, F.S.; requiring each law enforcement agency to collect and report specified information to the Department of Law Enforcement on a monthly basis; creating s. 900.06, F.S.; requiring law enforcement agencies that employ law enforcement officers being investigated for use of force by a citizen review board to include a member of the citizen review board as part of the law enforcement agency's investigative team; creating s. 900.061, F.S.; providing legislative findings and intent; requiring the county commission or other governing body of each county to establish by a specified date a citizen review board with the authority and ability to independently investigate law enforcement agencies within that county; providing requirements for citizen review boards; creating s. 900.07, F.S.; requiring the state attorney of a judicial circuit in which a law enforcement officer use of force death occurs to request that a state attorney from another judicial circuit review the case and make a certain written and detailed recommendation; requiring a state attorney who receives such a request to provide a specified notice to the requesting state attorney within a certain timeframe; amending s. 913.08, F.S.; prohibiting the use of peremptory challenges to strike prospective jurors in criminal jury trials that commence on or after a specified date; repealing Rule 3.350, Florida Rules of Criminal Procedure, relating to peremptory challenges, to conform to changes made by the act; requesting the Florida Supreme Court to amend Rule 1.431(d), Florida Rules of Civil Procedure, to prohibit the use of peremptory challenges in jury selection for civil jury trials; creating s. 943.1714, F.S.; requiring the Criminal Justice Standards and Training Commission to establish and maintain standards for instruction of officers in the subjects of implicit bias and deescalation of conflict to minimize violence; requiring every basic skills course required for officers to obtain initial certification to include such training; amending s. 943.1718, F.S.; providing legislative intent; defining the term "vehicle dash camera"; requiring every law enforcement agency to mandate that its law enforcement officers wear body cameras and use vehicle dash cameras; requiring law enforcement agencies to establish specified policies and procedures; deleting a provision relating to applicability; providing a declaration of important state interest; creating s. 943.6872, F.S.; defining terms; requiring that each law enforcement agency have a written policy regarding the investigation of officer-involved deaths; providing requirements for such policies; authorizing internal investigations under certain circumstances; authorizing compensation for certain investigations to be determined in a manner consistent with mutual aid agreements; requiring certain investigators to provide a complete report to the appropriate state attorney; requiring such investigators to publicly release the completed report, redacted as required by law, if the state attorney determines that there is no basis to prosecute the law enforcement officer involved; creating s. 943.6875, F.S.; providing legislative findings and intent; requiring every law enforcement agency to create an early intervention system to track and identify potentially damaging patterns of behavior

by law enforcement officers; providing risk indicators; providing effective dates.

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

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By Senator Perry—

**SB 742**—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; redefining the term "covered policy" under the Florida Hurricane Catastrophe Fund in relation to certain collateral protection insurance policies; amending s. 624.423, F.S.; specifying when service of process is valid and binding upon insurers; amending s. 626.856, F.S.; revising the definition of the term "company employee adjuster"; amending s. 626.9202, F.S.; revising the definition of the term "loss run statement"; specifying the entities that must receive requests for loss run statements; specifying that insurers must provide loss run statements under certain circumstances; revising the required claims history in loss run statements; providing applicability; limiting loss run statement requests with respect to group health insurance policies to group policyholders; amending s. 627.062, F.S.; authorizing a rate filing for homeowners' insurance to use a specified modeling indication; amending s. 627.0629, F.S.; authorizing, rather than requiring, rate filings for certain residential property insurance to include certain rate factors; authorizing insurers to file certain insurance rating plans based on certain windstorm mitigation construction standards; authorizing insurers to require policyholders to provide evidence of compliance with mitigation standards under certain conditions; amending s. 627.072, F.S.; providing a ratemaking factor for workers' compensation and employer's liability insurance; amending s. 627.351, F.S.; revising conditions for determining the ineligibility of condominiums for wind-only coverage; amending s. 627.444, F.S.; revising the definition of the term "loss run statement"; specifying the entities that must receive requests for loss run statements; specifying that insurers must provide loss run statements under certain circumstances; revising the required claims history in loss run statements; providing applicability; limiting loss run statement requests with respect to group health insurance policies to group policyholders; repealing s. 627.6647, F.S., relating to the release of information required for bid to group health insurance policyholders; amending s. 627.7011, F.S.; revising conditions for inclusion of costs for law and ordinance coverage in loss adjustments under certain homeowners' policies; revising the timeframes of repairs of dwellings and replacement of personal property for which the insurer must pay when property is insured on the basis of replacement costs; amending s. 627.715, F.S.; providing an exemption from a diligent effort requirement for agents exporting contracts or endorsements providing flood coverage; amending s. 627.7152, F.S.; revising the definition of the term "assignment agreement"; specifying the addresses to which a notice of intent must be served; amending ss. 634.171, 634.317, and 634.419, F.S.; authorizing licensed personal lines or general lines agents to solicit, negotiate, advertise, or sell motor vehicle service agreements, home warranty contracts, and service warranties, respectively, without a sales representative license; reenacting s. 627.7153(1) and (2)(d), F.S., relating to policies restricting assignment of post-loss benefits under a property insurance policy, to incorporate the amendment made by the act to s. 627.7152, F.S., in references thereto; providing effective dates.

—was referred to the Committees on Banking and Insurance; Judiciary; and Appropriations.

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By Senators Rodriguez, Rodrigues, and Baxley—

**SB 744**—A bill to be entitled An act relating to the protection of a pain-capable unborn child from abortion; amending s. 390.011, F.S.; revising the definition of the terms "gestation" and "trimester"; creating s. 390.301, F.S.; providing a short title; defining terms; providing legislative findings; prohibiting the attempted or actual performance or induction of an abortion in certain circumstances; providing a parameter for determining the applicability of the prohibition; requiring physicians to make a specified determination before performing or inducing or attempting to perform or induce abortions; requiring physicians performing or inducing abortions to determine the probable gestational age of the unborn child; providing an exception; requiring physicians to use an abortion method that provides the best opportunity for the unborn child to survive the abortion in specified circumstances; beginning on a specified date, requiring certain physicians to report

specified information, including specified data, to the Department of Health; prohibiting such reports from including information that would identify the women whose pregnancies were terminated; requiring such reports to include unique medical record identification numbers; beginning on a specified date, requiring the department to publish a summary of data from the physician reports on an annual basis; providing requirements for such summary; requiring the department to safeguard the information included in such summary; providing penalties for failure to timely submit physician reports; providing for disciplinary action; requiring the department to adopt rules; providing criminal penalties and civil and criminal remedies; providing for attorney fees; requiring courts to rule on the protection of certain identifying information in certain civil and criminal proceedings or actions; requiring that certain actions be brought under a pseudonym; providing construction and severability; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Appropriations.

By Senator Rodriguez—

**SB 746**—A bill to be entitled An act relating to public records; creating s. 390.302, F.S.; providing an exemption from public records requirements for physician abortion reports filed with the Department of Health; providing exceptions; providing retroactive application; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Policy; Judiciary; and Appropriations.

By Senator Brandes—

**SB 748**—A bill to be entitled An act relating to courts; amending s. 25.221, F.S.; deleting the requirement that the Clerk of the Supreme Court physically keep books, records, and other materials in the clerk's office; amending s. 25.301, F.S.; deleting the requirement that Supreme Court decisions and orders remain in the clerk's office; amending s. 28.2457, F.S.; requiring clerks of court to develop a plan to procure or develop by a specified date a statewide technological solution for identifying mandatory monetary assessments in criminal cases; deleting a provision requiring the clerks to annually submit a uniform form for identification and imposition of mandated assessments to the Supreme Court; amending s. 34.01, F.S.; providing for the periodic inflationary adjustment of the monetary jurisdictional limit applicable to all actions at law in county courts filed on or after a specified date, beginning in 2030; deleting obsolete language; amending s. 35.15, F.S.; deleting the requirement that decisions and orders of district courts of appeal remain in the office of the clerk of any such court; amending s. 35.23, F.S.; requiring the clerk of a district court of appeal to have an office at the headquarters of the court; deleting a requirement that the clerk keep records at the headquarters office; amending s. 35.24, F.S.; deleting the requirement that the clerk of a district court of appeal physically keep books, records, and other materials in the clerk's office; amending s. 40.23, F.S.; authorizing any person who has been summoned for jury service to postpone such service for an additional timeframe in the event of a declared public health emergency or a state of emergency; specifying requirements for any such request; amending s. 812.014, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt of petit theft; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; amending s. 921.241, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt for a felony; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; removing the requirement that a judge obtain a defendant's social security number at the time of fingerprinting; amending s. 921.242, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt for an offense under ch. 796, F.S.; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice

agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Gruters—

**SB 750**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms “infrastructure” and “public facilities”; specifying instances when a local government or special district may collect an impact fee; requiring local governments and special districts to credit against the collection of impact fees any contribution related to public facilities; providing annual limitations on impact fee rate increases; requiring school districts to report specified items regarding impact fees; requiring specified entities to file an affidavit attesting that impact fees were appropriately collected and expended; providing an effective date.

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

By Senator Gruters—

**SB 752**—A bill to be entitled An act relating to public defender duties; amending s. 27.51, F.S.; specifying additional circumstances under which a public defender may not be appointed to represent a defendant; providing an effective date.

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

By Senator Diaz—

**SB 754**—A bill to be entitled An act relating to electronic transactions for title certificates and registrations; amending s. 319.40, F.S.; authorizing tax collectors to accept applications for motor vehicle certificates of title by electronic or telephonic means and to collect electronic mail addresses for use as a method of notification; authorizing tax collectors to contract with vendors to provide electronic and telephonic transactions; providing that an electronic signature that meets certain requirements satisfies any signature required for an application for a certificate of title; providing an exception; amending s. 320.03, F.S.; specifying tax collection systems for which certain fees may be used for integration with the Florida Real Time Vehicle Information System; requiring the Department of Highway Safety and Motor Vehicles to provide tax collectors and their approved vendors with certain data access and interface functionality; specifying authorized uses for such data and functionality; defining the term “approved vendor”; requiring the department to ensure that approved vendors protect customer privacy and data collection; amending s. 328.30, F.S.; authorizing tax collectors to accept applications for vessel certificates of title by electronic or telephonic means and to collect electronic mail addresses for use as a method of providing renewal notices; authorizing tax collectors to contract with vendors to provide electronic and telephonic transactions; providing that an electronic signature that meets certain requirements satisfies any signature required for an application for a certificate of title; amending s. 328.73, F.S.; authorizing certain tax collection systems for in-person and online transactions; requiring the department to provide tax collectors and their approved vendors with certain data access and interface functionality; specifying authorized uses for such data and functionality; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Baxley—

**SB 756**—A bill to be entitled An act relating to criminal conflict and civil regional counsels; amending s. 27.0065, F.S.; specifying the responsibilities of regional counsels regarding witness coordination; amending s. 27.341, F.S.; revising legislative intent regarding electronic

filing and receipt of court documents; amending s. 27.511, F.S.; removing the requirement that regional counsel employees be governed by Justice Administrative Commission classification and salary and benefits plans; modifying procedures for the Supreme Court Judicial Nominating Commission to nominate candidates to the Governor for regional counsel positions; specifying requirements for the manner of access to court facilities for regional counsels; amending s. 27.53, F.S.; revising requirements for the classification and pay plan developed by the regional counsels; amending s. 39.0132, F.S.; authorizing the release of certain confidential information relating to proceedings involving children to regional counsels under specified circumstances; amending s. 92.153, F.S.; providing a limitation on costs for documents produced in response to a subpoena or records request by a regional counsel; amending s. 112.19, F.S.; redefining the term "law enforcement, correctional, or correctional probation officer" to include regional counsel investigators for purposes of eligibility for certain death benefits; amending s. 393.12, F.S.; waiving an education requirement for the appointment of attorneys from regional counsel offices to represent a person with a developmental disability; amending s. 394.916, F.S.; requiring a court to appoint a regional counsel or other counsel to represent an allegedly sexually violent predator in the event of a conflict; amending s. 744.331, F.S.; waiving a certain training requirement for the appointment of attorneys from regional counsel offices to represent an alleged incapacitated person; amending s. 790.25, F.S.; providing exceptions from unauthorized uses of firearms and other weapons for regional counsel investigators who meet certain criteria; amending s. 943.053, F.S.; specifying that a regional counsel may not be charged a fee for accessing certain criminal justice information; requiring the Department of Law Enforcement to provide regional counsels online access to certain information; amending s. 945.10, F.S.; authorizing the release of certain records and information to regional counsels; amending s. 945.48, F.S.; authorizing the appointment of a regional counsel to represent an inmate subject to involuntary mental health treatment if certain conditions exist; amending s. 985.045, F.S.; requiring that regional counsels have access to official records of juveniles whom they represent; providing an effective date.

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

By Senator Diaz—

**SB 758**—A bill to be entitled An act relating to the fiduciary duty of care for appointed public officials and executive officers; providing a directive to the Division of Law Revision to create part IX of ch. 112, F.S.; creating s. 112.89, F.S.; providing legislative findings and purpose; defining terms; establishing standards for the fiduciary duty of care for appointed public officials and executive officers of specified governmental entities; requiring training on board governance beginning on a specified date; requiring the Department of Business and Professional Regulation to contract for or approve a training program or publish a list of approved training providers; specifying requirements for such training; authorizing training to be provided by in-house counsel for certain governmental entities; requiring appointed public officials and executive officers to certify their completion of the annual training; requiring the department to adopt rules; providing exceptions to the training requirement; specifying requirements for the appointment of executive officers and general counsels of governmental entities; specifying standards for legal counsel; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senators Burgess and Baxley—

**SB 760**—A bill to be entitled An act relating to the Florida High School Athletic Association (FHSAA); amending s. 1006.20, F.S.; requiring the FHSAA to allow certain schools and home education cooperatives to maintain full membership in the association or to join by sport; prohibiting the FHSAA from discouraging such school or cooperative from simultaneously maintaining membership in another athletic association; requiring, rather than authorizing, the FHSAA to allow public schools to join other athletic associations; prohibiting the FHSAA from taking retributory or discriminatory actions against member schools that join other athletic associations; prohibiting the FHSAA from taking certain actions against specified entities that

choose not to participate in the association for any sport; providing an effective date.

—was referred to the Committees on Education; Community Affairs; and Rules.

By Senator Baxley—

**SB 762**—A bill to be entitled An act relating to public records; amending s. 320.025, F.S.; authorizing the issuance of confidential registration certificates and license plates or decals under a fictitious name to criminal conflict and civil regional counsel offices to conduct specified law enforcement activities; expanding a public records exemption to include all records pertaining to a registration application submitted by any regional counsel office; providing for construction; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

By Senator Burgess—

**SB 764**—A bill to be entitled An act relating to veterans treatment courts; amending s. 394.47891, F.S.; providing legislative intent; providing definitions; authorizing certain courts to create and administer veterans treatment courts for specified purposes; providing standards for admission into a veterans treatment court program; specifying program implementation procedures, components, and policies; specifying eligibility requirements for participation in the program; requiring participant agreements and specifying requirements for such agreements; providing for construction; specifying that the act does not create a right to participate in the program; deleting provisions relating to the Military Veterans and Servicemembers Court Program, to conform; amending ss. 43.51, 910.035, and 948.06, F.S.; conforming provisions to changes made by the act; amending ss. 948.08 and 948.16, F.S.; revising eligibility for certain pretrial programs to include certain individuals eligible to participate in a veterans treatment court; amending s. 948.21, F.S.; authorizing a court to impose a condition requiring a probationer or community controllee eligible to participate in a veterans treatment court to participate in certain treatment programs under certain circumstances; specifying applicability of the act to participants in certain court programs in existence as of a specified date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Criminal Justice; and Appropriations.

By Senator Rouson—

**SB 766**—A bill to be entitled An act relating to cardiovascular emergency protocols and training; creating s. 395.3042, F.S.; requiring the Department of Health to send a list of certain providers of adult cardiovascular services to the medical directors of licensed emergency medical services providers by a specified date each year; requiring the department to develop a sample heart attack-triage assessment tool; requiring the department to post the sample assessment tool on its website and provide a copy of it to all licensed emergency medical services providers; requiring such providers to use an assessment tool substantially similar to the one developed by the department; requiring the medical director of each licensed emergency medical services provider to develop and implement certain protocols for heart attack patients; requiring licensed emergency medical services providers to comply with certain provisions; amending s. 401.465, F.S.; defining the term "telecommunicator cardiopulmonary resuscitation training"; requiring certain 911 public safety telecommunicators to receive biennial telecommunicator cardiopulmonary resuscitation training; requiring the department to establish a procedure to monitor adherence to the training requirements; authorizing the department to adjust state grant or shared revenue funds distributed to certain entities based on their employees' adherence or failure to adhere to the training requirements; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Rules.

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By Senator Baxley—

**SB 768**—A bill to be entitled An act relating to immunizations; amending s. 381.003, F.S.; requiring certain persons licensed to practice pharmacy to report specified vaccination data to the Department of Health's immunization registry, with exceptions; amending s. 465.189, F.S.; authorizing certain pharmacists and registered interns to administer specified immunizations and vaccines to children within a specified age range under certain circumstances; revising the specified immunizations or vaccines that such pharmacists and registered interns may administer; requiring authorized pharmacists and registered interns to obtain a certain medical consent form before administering a vaccine to a child younger than 18 years of age; specifying requirements for the consent form; requiring the parent or guardian of such child to provide a certain opt-out form to the pharmacist or registered intern to exclude the minor from the department's immunization registry; requiring the pharmacist or registered intern to submit the opt-out form to the department; requiring authorized pharmacists and registered interns to submit vaccination data to the department if an opt-out form is not provided; amending s. 465.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

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By Senator Burgess—

**SB 770**—A bill to be entitled An act relating to military affairs; amending s. 110.205, F.S.; deleting a provision requiring that certain military personnel have the same salary and benefits as career service employees; amending s. 121.055, F.S.; revising the list of positions in the Department of Military Affairs subject to compulsory membership in the Senior Management Service Class of the Florida Retirement System; amending s. 250.10, F.S.; modifying minimum qualifications and duties of the Adjutant General; modifying the minimum qualifications for additional officers appointed by the Adjutant General; amending s. 250.35, F.S.; designating the provisions of ch. 250, F.S., and the Uniform Code of Military Justice as the Florida Code of Military Justice; specifying that a court-martial is an administrative procedure under the executive branch of state government; revising procedures applicable to various court-martial proceedings; revising the types of punishments a person found guilty in a court-martial proceeding is subject to; authorizing certain commanders to suspend punishment, subject to specified limitations; authorizing Florida National Guard regulations to provide for nonjudicial punishment; specifying the authority of certain commanders to reduce grades of enlisted personnel, subject to specified limitations; modifying procedures governing appeals of a court-martial finding and sentence; amending s. 250.351, F.S.; revising provisions governing the applicability of ch. 250, F.S., and the Florida Code of Military Justice; specifying conditions under which subject matter jurisdiction is established in certain cases; amending s. 250.36, F.S.; authorizing the Adjutant General, the Adjutant General's designee, or a military judge to issue and execute search authorizations under specified circumstances; amending s. 250.375, F.S.; revising authorization for certain physicians serving as medical officers with, or in support of, the Florida National Guard to practice medicine under certain circumstances; amending s. 250.40, F.S.; revising the composition of the Armory Board; authorizing board members to request excusal from an Armory Board meeting; providing for the designation of an alternate board member in the event of an excusal; modifying a provision governing the length of the term of board members; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Appropriations.

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By Senator Thurston—

**SB 772**—A bill to be entitled An act relating to required instruction on the history of the Holocaust and of African Americans; amending s. 1003.42, F.S.; requiring the Department of Education to prepare and

offer standards and curricula related to the history of African Americans; authorizing the department to seek input from certain entities for specified purposes; authorizing the department to seek input from or contract with specified entities to develop specified training and resources; creating s. 1003.4551, F.S.; requiring the Department of Education to annually verify that school districts, charter schools, and specified private schools implement certain instruction relating to the history of the Holocaust and the history of African Americans; providing requirements for school districts, charter schools, and specified private schools relating to such instruction; providing requirements for district school boards, charter school governing boards, and private school directors or similar administrators; requiring district school superintendents, charter school principals, and private school directors or similar administrators to annually provide specified evidence to the department by a certain date; providing penalties if he or she fails to provide such evidence; authorizing the State Board of Education to adopt rules; amending s. 1008.22, F.S.; requiring certain statewide, standardized assessments to include curricula content from the history of the Holocaust and the history of African Americans when appropriate; providing an effective date.

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

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By Senator Gainer—

**SB 774**—A bill to be entitled An act relating to super voting sites; creating s. 101.0011, F.S.; authorizing the designation and establishment of super voting sites by supervisors of elections, subject to approval of the Division of Elections; specifying application of other provisions of the Florida Election Code to the administration of super voting sites; requiring the supervisor of elections to track ballots cast at such sites according to the voter's precinct; requiring super voting sites to meet certain criteria; requiring the supervisor to designate super voting sites by a specified date before an election; requiring the supervisor to provide a super voting site plan to the division by a specified date; requiring the division to approve or deny the proposed plan within a specified timeframe; specifying the timeframe and hours of operation for super voting sites; requiring super voting sites to allow a person in line at the time of closing to vote; authorizing municipalities and special districts to provide voting at super voting sites in certain elections; requiring the supervisor to make certain voter data available; requiring the supervisor to provide such data in a specified manner to the division; specifying that a vote cast at a super voting site must be counted even if an elector dies on or before election day; requiring an elector voting at a super voting site to provide identification and complete a voter certificate; prescribing the form of the certificate; specifying applicability of provisions governing voter challenges and the canvass of returns; amending ss. 97.021, 98.0981, 100.032, 101.001, and 101.015, F.S.; conforming provisions to changes made by the act; amending s. 101.051, F.S.; expanding the no-solicitation zone surrounding the entrance to voting sites; conforming provisions to changes made by the act; amending ss. 101.131, 101.151, 101.49, 101.5612, 101.591, 101.657, 101.69, 101.71, 102.031, and 102.141, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committees on Ethics and Elections; Community Affairs; and Rules.

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By Senator Gainer—

**SB 776**—A bill to be entitled An act relating to racketeering; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity" to include certain actions relating to the illegal taking, killing, wounding, sale, purchase, or possession of wild animal life, freshwater aquatic life, or marine life, and related crimes; providing an effective date.

—was referred to the Committees on Criminal Justice; Environment and Natural Resources; and Rules.

By Senator Hooper—

**SB 778**—A bill to be entitled An act relating to Florida tourism marketing; amending s. 288.1226, F.S.; authorizing the Florida Tourism Industry Marketing Corporation to carry forward unexpended state appropriations into succeeding fiscal years; removing the scheduled repeal of the corporation; amending s. 288.923, F.S.; removing the scheduled repeal of the Division of Tourism Marketing within Enterprise Florida, Inc.; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gainer—

**SB 780**—A bill to be entitled An act relating to health care licensure requirements; creating s. 456.0231, F.S.; defining the term “physician”; requiring certain physicians to submit specified information to the Department of Health to be exempt from specified licensure requirements; requiring the department to notify such health care practitioners of their exemption within a specified timeframe; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Cruz—

**SB 782**—A bill to be entitled An act relating to educational opportunities for veterans; creating s. 295.011, F.S.; defining the term “disabled veteran”; providing that disabled veterans receiving certain federal educational assistance benefits are eligible to receive an award for the remaining cost of tuition and fees at state universities and Florida College System institutions; specifying applicability of other laws; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Education; and Appropriations.

By Senator Cruz—

**SB 784**—A bill to be entitled An act relating to the Legislature; providing a short title; amending s. 11.143, F.S.; deleting provisions regarding the administration of oaths and affirmations to witnesses appearing before legislative committees, and associated penalties, to conform to changes made by the act; creating s. 11.1435, F.S.; requiring that persons addressing a legislative committee take an oath or affirmation of truthfulness; providing exceptions; requiring that a member of the legislative committee administer the oath or affirmation; providing criminal penalties for certain false statements before a legislative committee; authorizing the use of a signed appearance form in lieu of an oral oath or affirmation; prescribing conditions related to the use of such form; providing penalties for making a false statement after signing such form; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; and Rules.

By Senators Cruz and Berman—

**SB 786**—A bill to be entitled An act relating to prescription insulin drugs; creating ss. 627.64085 and 627.65746, F.S.; defining the term “prescription insulin drug”; requiring individual and group health insurance policies, respectively, to cap an insured’s monthly cost-sharing obligation for covered prescription insulin drugs at a specified amount; providing that coverage for prescription insulin drugs may not be subject to a deductible; providing construction; authorizing the Financial Services Commission to adopt rules; amending s. 627.6699, F.S.; requiring health benefit plans covering small employers to comply with such requirement; amending s. 641.31, F.S.; defining the term “prescription insulin drug”; requiring health maintenance contracts to cap a subscriber’s monthly cost-sharing obligation for covered prescription

insulin drugs at a specified amount; providing that coverage for prescription insulin drugs may not be subject to a deductible; providing construction; authorizing the commission to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Cruz—

**SB 788**—A bill to be entitled An act relating to state contracting; creating s. 287.1351, F.S.; defining the term “vendor”; prohibiting vendors that default or otherwise fail to fulfill terms and conditions of a state contract from submitting a bid, proposal, or reply, or entering into or renewing a contract, to provide any goods or services to an agency after placement on the suspended vendor list; prohibiting an agency from accepting any bids, proposals, or replies from, or entering into or renewing any contract with, any suspended vendor until certain conditions are met; requiring an agency to notify the Department of Management Services of, and provide certain information regarding, any such vendors; requiring the department to review any vendor reported by an agency; requiring the department to notify any vendor of any intended removal from the vendor list; specifying administrative remedies, and applicable procedures, for an affected vendor; requiring the department to place any such vendor on the suspended vendor list; authorizing a suspended vendor’s removal from the suspended vendor list in accordance with specified procedures; specifying requirements and limitations; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Taddeo—

**SB 790**—A bill to be entitled An act relating to legislative interns; creating s. 11.251, F.S.; providing legislative intent; requiring the presiding officers of the Legislature to establish an individual housing stipend for certain legislative interns for each regular legislative session; providing for applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senators Taddeo and Torres—

**SB 792**—A bill to be entitled An act relating to the Lowell Correctional Institution Body Cameras Pilot Program; creating s. 944.145, F.S.; creating the Lowell Correctional Institution Body Cameras Pilot Program within the Department of Corrections; providing the purpose of the pilot program; defining terms; requiring that each correctional officer working at the Lowell Correctional Institution wear a body camera while acting within the scope of his or her official duties; requiring the department to establish policies and procedures for the proper use, maintenance, and storage of such body cameras and data recorded by such body cameras; providing minimum requirements for such policies and procedures; requiring the department to provide training for the wear, use, maintenance, and storage of body cameras; requiring the audio and video data recorded by such cameras to be maintained in accordance with public records laws; requiring the department to submit annual reports beginning on a certain date; providing report requirements; providing for expiration of the pilot program; providing an effective date.

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

By Senator Bean—

**SB 794**—A bill to be entitled An act relating to independent living services; amending s. 413.395, F.S.; removing a provision requiring the Florida Independent Living Council to assist the Division of Blind Services of the Department of Education; revising the membership of

the council; revising the council's duties and responsibilities; authorizing the council to conduct certain activities as described in the state plan for independent living; requiring the council to coordinate with centers for independent living; prohibiting the council from engaging in certain activities; requiring the council to comply with state and federal laws and regulations relating to lobbying; amending s. 413.4021, F.S.; increasing the percentage of certain revenues used to administer the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education; and Appropriations.

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By Senator Taddeo—

**SB 796**—A bill to be entitled An act relating to county canvassing boards; amending s. 102.141, F.S.; requiring that meetings of county canvassing boards be recorded in a specified manner; providing that such recordings are public records; requiring the supervisor of elections to maintain such recordings in accordance with certain custodial requirements; requiring the supervisor of elections to arrange for live Internet streaming of canvassing board meetings; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

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By Senator Taddeo—

**SB 798**—A bill to be entitled An act relating to voting rights restoration; amending s. 98.0751, F.S.; revising conditions under which the voting disqualification for a person's conviction of a felony, other than murder or a felony sexual offense, terminates; requiring certain entities to provide certain notification to the Department of State following a convicted felon's release or discharge from state prison, county jail, parole supervision, release supervision, probation, or community control; requiring the department to send such felons a notice regarding the amount of outstanding fines or fines owed in order to be eligible to register to vote; requiring additional information to be included in such notices; providing that the full amount of fines or fees owed is waived if the department does not provide timely notice; providing that such felons are eligible for voting rights restoration, provided all other requirements are met; amending s. 106.23, F.S.; authorizing a person to request an advisory opinion from the Division of Elections to determine his or her eligibility to vote following a felony conviction; requiring the advisory opinion to include certain information; providing that the full amount of fines or fees owed is waived if the division does not timely respond to a request; providing that such persons are eligible for voting rights restoration, provided all other requirements are met; requiring the division to develop a form for advisory opinion requests by rule; providing an effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; and Appropriations.

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By Senator Taddeo—

**SJR 800**—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution to establish the position of Commissioner of Insurance as a statewide elected officer and to provide for the commissioner's inclusion on the Cabinet.

—was referred to the Committees on Ethics and Elections; Banking and Insurance; and Rules.

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By Senator Taddeo—

**SB 802**—A bill to be entitled An act relating to security deposits for dwelling units; amending s. 83.49, F.S.; requiring certain landlords, upon request, to provide prospective tenants with the option of purchasing specified rental security insurance in lieu of the tenant paying the required security deposit; amending ss. 83.56 and 83.63, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules.

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By Senator Harrell—

**SB 804**—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; providing criminal penalties for making certain false representations or omissions of material facts when applying for service provider licenses; amending s. 397.415, F.S.; requiring the Department of Children and Families to suspend a service provider's license under certain circumstances; amending ss. 397.487 and 397.4871, F.S.; revising the circumstances under which a credentialing entity is not required to deny an application for certification of a recovery residence or a recovery residence administrator, respectively; amending s. 397.4873, F.S.; revising applicability; revising civil penalties; requiring the department to suspend a service provider's license under certain circumstances; amending s. 553.80, F.S.; prohibiting certain dwellings used as recovery residences from being reclassified for purposes of enforcing the Florida Building Code; amending s. 633.208, F.S.; prohibiting a property owner from being required to install fire sprinklers in a residential property under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Community Affairs; and Rules.

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By Senators Book and Stewart—

**SB 806**—A bill to be entitled An act relating to a tax exemption for diapers and incontinence products; amending s. 212.08, F.S.; exempting the sale for human use of diapers, incontinence undergarments, incontinence pads, or incontinence liners from the sales and use tax; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Gibson—

**SB 808**—A bill to be entitled An act relating to intelligence-led policing; creating s. 943.688, F.S.; defining terms; requiring law enforcement agencies that use intelligence-led policing to establish policies and procedures; providing minimum requirements for such policies and procedures; providing requirements for law enforcement agencies that use intelligence-led policing; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

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By Senator Gruters—

**SB 810**—A bill to be entitled An act relating to prohibited governmental transactions involving certain companies and products; creating s. 287.137, F.S.; defining terms; prohibiting a state agency or a local governmental entity from purchasing any products that were produced, or that contain a specified percentage of parts that were produced, in China; providing that a contract for the purchase of products by a state agency or a local governmental entity must include a provision authorizing the termination of such contract in certain circumstances; creating s. 287.138, F.S.; defining terms; prohibiting a state agency or a local governmental entity from purchasing any product made or sold or service provided by certain technology companies; providing that a contract for the purchase of products or services from certain technology companies must include a provision authorizing the termination of such contract in certain circumstances; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; Community Affairs; Appropriations; and Rules.



By Senators Book, Rodriguez, and Stewart—

**SB 812**—A bill to be entitled An act relating to human trafficking; amending s. 90.803, F.S.; specifying that an out-of-court statement made by a certain adult victim describing specified acts of human trafficking when he or she was a child is admissible in evidence in civil or criminal proceedings if certain criteria are met; providing an exception; requiring that, in a criminal action, a defendant be notified within a specified timeframe before a trial that such a statement will be offered at trial; providing notice requirements; requiring a court to make specific findings of fact on the record for its ruling; amending s. 787.06, F.S.; prohibiting the inclusion of depositions in the prosecution of a human trafficking crime; providing an exception; amending s. 948.30, F.S.; requiring a court to impose specified conditions, in addition to all other standard and special conditions imposed, on probationers or community controllees who are placed under supervision for violations of sexually related human trafficking offenses on or after a certain date; requiring a court to impose specified conditions, in addition to any other applicable conditions, on probationers or community controllees who are placed on community control or sex offender probation for violations of sexually related human trafficking offenses on or after a certain date; amending s. 960.0015, F.S.; authorizing a court to grant a defendant accused of human trafficking an extension if the defendant demonstrates, upon a showing of need to call witnesses or alibi defenses, that such an extension is necessary after the filing of a demand for a speedy trial by the state attorney; authorizing the court to grant further extensions to prevent deprivation of the defendant's right to due process; requiring each state attorney to adopt a pro-prosecution policy for acts of human trafficking; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

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By Senator Hutson—

**SB 814**—A bill to be entitled An act relating to air-conditioning systems in school buses; amending s. 1006.25, F.S.; requiring that all school buses be equipped with air-conditioning systems that meet certain specifications beginning in a specified school year; requiring the State Board of Education to adopt by rule air-conditioning system specifications; providing an effective date.

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

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By Senator Hutson—

**SB 816**—A bill to be entitled An act relating to county court judges; amending s. 34.022, F.S.; increasing the number of county court judges authorized for St. Johns County; providing an effective date.

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

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By Senator Burgess—

**SB 818**—A bill to be entitled An act relating to mental health professionals; amending s. 491.005, F.S.; for purposes of clinical experience requirements for licensure as a mental health counselor, deleting a requirement that a licensed mental health professional be on the premises when a registered intern is providing clinical services in a private practice setting; amending s. 916.115, F.S.; authorizing courts to appoint mental health professionals licensed under ch. 491, F.S., as experts in criminal cases; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

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By Senator Perry—

**SB 820**—A bill to be entitled An act relating to workers' compensation insurance for employee leasing companies; amending s. 627.192, F.S.; revising the purpose of the section; adding, deleting, and revising definitions for purposes of the Florida Insurance Code; authorizing the

insurer of an employee leasing company to require that the employee leasing company and client company provide certain information and to audit the operations of the employee leasing company and client company; requiring that the insurer of an employee leasing company provide workers' compensation coverage to all employees of the client company under certain conditions; specifying when a person is an employee of an employee leasing company; providing that the failure by a client company to report a leased employee's hiring to an employee leasing company may not serve as a basis for the denial of workers' compensation benefits for an unreported client company employee; providing that such failure does not preclude the charging of additional premiums by an employee leasing company's insurer against a client company for workers' compensation coverage; requiring insurers to conduct annual audits of employee leasing companies and client companies for certain purposes; applying penalties for an employee leasing company's or client company's failure to provide reasonable access to certain records; conforming provisions to changes made to the act; making technical changes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Polsky—

**SB 822**—A bill to be entitled An act relating to operation of motorized vehicles by minors; creating s. 316.21285, F.S.; prohibiting a person who is 18 years of age or younger from operating or riding upon a motorized vehicle unless he or she is wearing certain footwear; defining the term "motorized vehicle"; providing an effective date.

—was referred to the Committees on Transportation; Children, Families, and Elder Affairs; and Rules.

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By Senator Powell—

**SB 824**—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531, F.S.; deleting a provision prohibiting a student from being eligible for an initial award from any of the scholarships under the Florida Bright Futures Scholarship Program if the student was found guilty of, or entered a plea of nolo contendere to, a felony charge, unless the student had been granted clemency; providing an effective date.

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

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By Senator Baxley—

**SB 826**—A bill to be entitled An act relating to Child Protection Teams; amending s. 768.28, F.S.; revising the definition of the term "officer, employee, or agent" as it applies to immunity from personal liability in certain actions to include any member of a Child Protection Team established by the Department of Health in certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

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By Senators Book and Gainer—

**SB 828**—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.455, F.S.; conforming a cross-reference; defining the terms "neglect or refuse to care for himself or herself" and "real and present threat of substantial harm"; amending s. 394.459, F.S.; requiring facilities to inform respondents with a serious mental illness of the essential elements of recovery and provide them assistance in accessing a continuum of care regimen; authorizing the Department of Children and Families to adopt certain rules; amending s. 394.4598, F.S.; conforming a cross-reference; amending s. 394.4599, F.S.; conforming provisions to changes made by the act; amending s. 394.461, F.S.; authorizing the state to establish that a transfer evaluation was performed by providing the court with a copy of the evaluation before the close of the state's case in chief; prohibiting the court from con-

sidering substantive information in the transfer evaluation unless the evaluator testifies at the hearing; amending s. 394.4615, F.S.; conforming provisions to changes made by the act; amending s. 394.462, F.S.; conforming provisions to changes made by the act; amending s. 394.4625, F.S.; providing requirements relating to the voluntariness of admissions to a facility for examination and treatment; providing requirements for verifying the assent of a minor admitted to a facility; requiring the appointment of a public defender to review the voluntariness of a minor's admission to a facility; requiring the filing of a petition for involuntary placement or release of a minor to his or her parent or legal guardian under certain circumstances; requiring minor patients' assent to voluntary care to be verified in a specified manner before a transfer to voluntary status may occur; conforming provisions to changes made by the act; amending s. 394.463, F.S.; revising the requirements for when a person may be taken to a receiving facility for involuntary examination; requiring a facility to inform the department of certain persons who have been examined or committed under certain circumstances; conforming provisions to changes made by the act; providing criminal and civil penalties; amending s. 394.4655, F.S.; revising the requirements for involuntary outpatient treatment; amending s. 394.467, F.S.; revising the requirements for when a person may be ordered for involuntary inpatient placement; revising requirements for continuances of hearings; revising the conditions under which a court may waive the requirement for a patient to be present at an involuntary inpatient placement hearing; authorizing the court to permit all witnesses to attend and testify remotely at the hearing through certain means; requiring facilities to make certain clinical records available to a state attorney within a specified timeframe; specifying that such records remain confidential and may not be used for certain purposes; revising when the court may appoint a magistrate; requiring the court to allow certain testimony from individuals; revising the amount of time a court may require a patient to receive services; requiring facilities to discharge patients after the patient no longer meets the criteria for involuntary treatment; prohibiting courts from ordering that individuals with developmental disabilities be involuntary placed in a state treatment facility; requiring such individuals to be referred to certain agencies for evaluation and services; authorizing facilities to hold such individuals under certain circumstances; conforming provisions to changes made by the act; amending ss. 394.495 and 394.496, F.S.; conforming provisions to changes made by the act; amending s. 394.499, F.S.; making technical and conforming changes; amending s. 394.9085, F.S.; conforming cross-references; amending s. 397.305, F.S.; revising the purposes of ch. 397, F.S.; amending s. 397.311, F.S.; revising the definition of the terms "impaired" and "substance abuse impaired"; defining the terms "involuntary treatment services," "neglect or refuse to care for himself or herself," and "real and present threat of substantial harm"; amending s. 397.416, F.S.; conforming a cross-reference; amending s. 397.501, F.S.; requiring that respondents with serious substance use disorders be informed of the essential elements of recovery and provide them assistance with accessing a continuum of care regimen; authorizing the department to adopt certain rules; amending s. 397.675, F.S.; revising the criteria for involuntary admissions; amending s. 397.6751, F.S.; revising the responsibilities of a service provider; amending s. 397.681, F.S.; revising where involuntary treatment petitions for substance abuse impaired persons may be filed; revising what part of such proceedings a general or special magistrate may preside over; requiring that the state attorney represent the state as the real party of interest in an involuntary proceeding, subject to legislative appropriation; providing that the petitioner has the right to be heard; specifying that certain records obtained by a state attorney must remain confidential and may not be used for certain purposes; conforming provisions to changes made by the act; repealing s. 397.6811, F.S., relating to involuntary assessment and stabilization; repealing s. 397.6814, F.S., relating to petitions for involuntary assessment and stabilization; repealing s. 397.6815, F.S., relating to involuntary assessment and stabilization procedures; repealing s. 397.6818, F.S., relating to court determinations for petitions for involuntary assessment and stabilization; repealing s. 397.6819, F.S., relating to the responsibilities of licensed service providers with regard to involuntary assessment and stabilization; repealing s. 397.6821, F.S., relating to extensions of time for completion of involuntary assessment and stabilization; repealing s. 397.6822, F.S., relating to the disposition of individuals after involuntary assessments; amending s. 397.693, F.S.; revising the circumstances under which a person is eligible for court-ordered involuntary treatment; amending s. 397.695, F.S.; authorizing the court or clerk of the court to waive or prohibit any service of process fees for an indigent petitioner; amending s. 397.6951, F.S.; revising the

requirements for the contents of a petition for involuntary treatment services; authorizing a petitioner to include with the petition a certificate or report of a qualified professional; requiring the certificate or report to contain certain information; requiring that certain additional information be included if an emergency exists; amending s. 397.6955, F.S.; requiring the clerk of the court to notify the state attorney's office upon the receipt of a petition filed for involuntary treatment services; revising when the office of criminal conflict and civil regional counsel represents a person; revising when a hearing must be held on the petition; requiring law enforcement agencies to effect service for initial treatment hearings unless certain requirements are met; providing requirements for when a petitioner asserts that emergency circumstances exist or the court determines that an emergency exists; conforming provisions to changes made by the act; amending s. 397.6957, F.S.; expanding the exemption from the requirement that a respondent be present at a hearing on a petition for involuntary treatment services; authorizing the court to order drug tests and permit all witnesses to remotely attend and testify at the hearing through certain means; deleting a provision requiring the court to appoint a guardian advocate under certain circumstances; prohibiting a respondent from being involuntarily ordered into treatment unless certain requirements are met; providing requirements relating to involuntary assessment and stabilization orders; providing requirements relating to involuntary treatment hearings; requiring that the assessment of a respondent occur before a specified time unless certain requirements are met; requiring the service provider to discharge the respondent after a specified time unless certain requirements are met; requiring a qualified professional to provide copies of his or her report to the court and all relevant parties and counsel; providing requirements for the report; authorizing a court to order certain persons to take a respondent into custody and transport him or her to or from certain service providers and the court; revising the petitioner's burden of proof in the hearing; authorizing the court to initiate involuntary proceedings under certain circumstances; requiring that, if a treatment order is issued, it must include certain findings; amending s. 397.697, F.S.; requiring that an individual meet certain requirements to qualify for involuntary outpatient treatment; specifying that certain hearings may be set by the motion of a party or under the court's own authority; specifying that a service provider's authority is separate and distinct from the court's jurisdiction; amending s. 397.6971, F.S.; revising when an individual receiving involuntary treatment services may be determined eligible for discharge; conforming provisions to changes made by the act; amending s. 397.6975, F.S.; authorizing certain entities to file a petition for renewal of involuntary treatment; revising the timeframe during which the court is required to schedule a hearing; conforming provisions to changes made by the act; amending s. 397.6977, F.S.; conforming provisions to changes made by the act; repealing s. 397.6978, F.S., relating to the appointment of guardian advocates; amending ss. 409.972, 464.012, 744.2007, and 790.065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

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By Senator Polsky—

**SB 830**—A bill to be entitled An act relating to candidate qualifying; amending s. 99.021, F.S.; requiring a person seeking to qualify for office as a candidate with no party affiliation to subscribe to an oath or affirmation that he or she is registered without party affiliation and has not been a registered member of a political party for a specified timeframe; amending ss. 99.061 and 99.063, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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By Senator Berman—

**SB 832**—A bill to be entitled An act relating to the Town of Lake Clarke Shores, Palm Beach County; amending chapter 57-1478, Laws of Florida, as amended; extending the corporate limits of the town to include portions of Edgewater Park and adjoining canals; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

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By Senators Cruz and Berman—

**SB 834**—A bill to be entitled An act relating to drinking water in public schools; providing legislative findings; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study of the prevalence and effects of lead in drinking water in public schools; specifying the information that must be included in the study; requiring OPPAGA to consult with district school boards, district boards, and other interested entities; requiring OPPAGA to submit the study to the Governor and the Legislature by a specified date; providing for future repeal; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

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By Senators Jones, Pizzo, Polsky, Farmer, and Stewart—

**SB 836**—A bill to be entitled An act relating to gun violence reduction; creating s. 943.6872, F.S.; creating the Urban Core Gun Violence Task Force; requiring the task force to comply with specified requirements; providing for membership; providing for staff support; providing requirements for meetings; specifying duties and powers of the task force; authorizing the task force to seek assistance from state agencies; providing for access to certain information and records; requiring an initial report; authorizing annual reports; providing for repeal of the task force; creating s. 943.6873, F.S.; creating the Florida Firearm Violence Reduction Pilot Program; providing the purpose of the pilot program; defining terms; providing program eligibility and application requirements; authorizing the Department of Law Enforcement to provide grants to a specified number of counties to implement the pilot program, subject to appropriation; requiring the department to evaluate the effectiveness of the pilot program, submit an annual report to the Governor and Legislature, and publish the report on its website; authorizing the department to adopt rules; providing funding requirements; requiring each county participating in the pilot program to appoint a program steering committee to implement an evidence-based firearm violence reduction model and to submit an annual report to the department; providing requirements for the report; providing for expiration of the pilot program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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By Senator Boyd—

**SB 838**—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.246, F.S.; clarifying the responsibility of an individual released from incarceration regarding enrolling in a payment plan for any outstanding court obligations; modifying the manner of calculating a monthly payment amount under a payment plan; requiring the clerk to establish all terms of a payment plan; amending s. 28.35, F.S.; modifying duties of the Florida Clerks of Court Operations Corporation with respect to the funding of clerks' offices; conforming a cross-reference; amending s. 28.36, F.S.; conforming a cross-reference; requiring the corporation to establish and manage a contingency reserve within the Clerks of the Court Trust Fund for specified purposes; prescribing reporting requirements; specifying circumstances under which moneys held in reserve may be used; prescribing procedures for the release of such funds; revising circumstances under which the corporation can modify previously authorized budgets for clerks; amending s. 28.37, F.S.; modifying a provision regarding state court system funding; defining terms; revising provisions governing the transfer of certain funds from the Clerks of the Court Trust Fund to the General Revenue Fund by the Department of Revenue; conforming a cross-reference; amending s. 28.42, F.S.; requiring the clerks to develop a uniform payment plan form by a specified date; prescribing requirements for the form; requiring the clerks to use such form by a specified date; amending ss. 318.15, 318.20, and 322.245, F.S.; requiring orders and notifications for certain traffic citations and suspensions to include information regarding payment plans; amending s. 775.083, F.S.; designating the clerk as the entity responsible for collecting payment of

certain court obligations; requiring a person ordered to pay such obligations to contact the clerk in order to pay or establish a payment plan, unless otherwise provided; providing an effective date.

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

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By Senator Gruters—

**SB 840**—A bill to be entitled An act relating to bingo; amending s. 849.0931, F.S.; revising the definition of the terms “deal,” “flare,” and “instant bingo”; increasing the cap on instant bingo ticket prices; providing requirements for electronic instant bingo tickets and devices that display electronic instant bingo tickets; prohibiting persons from engaging in the manufacture or distribution of instant bingo tickets under certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Baxley—

**SB 842**—A bill to be entitled An act relating to the sales and use tax on aircraft; amending s. 212.08, F.S.; exempting all aircraft sales and leases, rather than the sales and leases of certain aircraft, from the sales and use tax; deleting the definition of the term “common carrier” to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Hooper—

**SB 844**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; authorizing certain persons to access information recorded in the Official Records of a county which is otherwise exempt from public records requirements, if specified conditions are met; prescribing requirements for a person to request access to such information; authorizing clerks of the circuit court to enter into limited access licensing agreements to allow electronic access to official records for specified parties; providing criminal penalties for the unlawful use of any official record; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder or a clerk of the court from placing information subject to specified public records exemptions on a publicly available website; requiring a person claiming a public records exemption to request removal of information from a website in a specified manner, subject to penalty of perjury; prescribing procedures for restoring public access to exempt information; amending s. 119.071, F.S.; specifying applicability of specified public records exemptions to county recorders, clerks of the court, county tax collectors, and county property appraisers; providing procedures for the restoration of previously redacted information; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Rules.

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By Senator Brandes—

**SB 846**—A bill to be entitled An act relating to medical expenses; creating s. 768.0427, F.S.; defining the term “health care coverage”; specifying that certain evidence offered to prove damages for the cost of past medical expenses is admissible in a personal injury or wrongful death action under certain circumstances; specifying damages that may be recovered by a claimant for the reasonable and necessary cost or value of medical care rendered; providing an effective date.

—was referred to the Committees on Judiciary; Health Policy; and Rules.

By Senator Powell—

**SB 848**—A bill to be entitled An act relating to electronic legal documents; amending s. 117.201, F.S.; revising the definition of the term “online notarization”; amending s. 117.285, F.S.; clarifying that supervising the witnessing of an electronic record by an online notary public is a notarial act; specifying applicability of online notarization procedures to supervision of the witnessing of an electronic record; modifying witnessing procedures; revising applicability; amending s. 709.2119, F.S.; revising the statutory form for an affidavit for acceptance of and reliance upon a power of attorney to reflect means of notarization; amending s. 732.401, F.S.; revising the statutory form for the notice of election relating to the descent of homestead property to reflect means of notarization; amending s. 732.503, F.S.; revising the statutory form for the self-proof of a will or codicil to reflect means of notarization; amending s. 732.521, F.S.; conforming a cross-reference; amending s. 732.703, F.S.; revising statutory forms relating to the disposition of certain assets at death to reflect means of notarization; amending s. 747.051, F.S.; revising the form for a petition of summary relief for the sale or transfer of certain property owned by an absentee to reflect means of notarization; providing for construction and retroactive application; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Senator Powell—

**SB 850**—A bill to be entitled An act relating to the mental health assistance allocation; amending s. 1011.62, F.S.; revising the elements of plans required for school district funding under the mental health assistance allocation; requiring the plans to include adoption of an inter-agency agreement or memorandum of understanding with a managing entity that performs specified functions; requiring such agreement or memorandum to address the sharing of records and information to coordinate care and increase access to appropriate services; requiring the plans to include adoption of policies and procedures that meet specified criteria; providing an effective date.

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

By Senator Brodeur—

**SB 852**—A bill to be entitled An act relating to Medicaid modernization; amending s. 409.906, F.S.; authorizing Medicaid to reimburse for certain remote evaluation and patient monitoring services; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

**SJR 854**—A joint resolution proposing an amendment to Section 24 of Article X of the State Constitution to authorize the Legislature to provide a reduced minimum wage rate for prisoners in the state correctional system, for employees convicted of a felony, for employees under 21 years of age, and for other hard-to-hire employees.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

By Senator Hutson—

**SB 856**—A bill to be entitled An act relating to the state preemption of energy infrastructure regulations; creating s. 377.6013, F.S.; defining the term “energy infrastructure”; preempting to the state the regulation of the construction of energy infrastructure; providing construction; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senator Taddeo—

**SB 858**—A bill to be entitled An act relating to corporal punishment in public schools; providing a short title; amending s. 1002.20, F.S.; specifying that only school principals, and not teachers, may administer corporal punishment to public school students; requiring school principals to notify students’ parents in writing and receive written consent before administering corporal punishment; requiring school principals who have administered corporal punishment to provide parents with written explanations of the punishment; amending s. 1003.01, F.S.; revising the definition of the term “corporal punishment”; conforming a provision to changes made by the act; amending s. 1003.32, F.S.; authorizing teachers and other instructional personnel to request that principals administer corporal punishment; prohibiting principals from administering corporal punishment unless they have taken specified actions; prohibiting principals from administering corporal punishment to students with disabilities; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Rules.

By Senator Garcia—

**SB 860**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Biscayne Bay license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gruters—

**SB 862**—A bill to be entitled An act relating to the Digital License Plate Pilot Program; amending s. 320.06, F.S.; deleting provisions relating to the authority of the Department of Highway Safety and Motor Vehicles to conduct a pilot program to evaluate the designs, concepts, and technologies for alternative license plates; amending s. 320.07, F.S.; exempting owners of digital license plates from certain penalties; creating s. 320.08069, F.S.; creating the Digital License Plate Pilot Program within the department; providing the purpose of the program; defining terms; providing applicability; requiring the department to begin administering the program on a specified date; authorizing the department to contract with digital license plate providers; providing additional authorizations to the department relating to the pilot program; providing for the distribution of fees from the sale of digital license plates; specifying requirements for digital license plates and for digital license plate providers; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brodeur—

**SB 864**—A bill to be entitled An act relating to telehealth; amending s. 456.47, F.S.; revising the definition of the term “telehealth”; revising an exemption from telehealth registration requirements; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Hooper and Rouson—

**SB 866**—A bill to be entitled An act relating to the H. Lee Moffitt Cancer Center and Research Institute; amending s. 210.20, F.S.; increasing, at specified timeframes, the percentage of cigarette tax proceeds paid to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute for certain purposes; reenacting s. 210.205, F.S., relating to cigarette tax distribution reporting, to incorporate the

amendment made to s. 210.20, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Finance and Tax; and Appropriations.

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By Senator Powell—

**SB 868**—A bill to be entitled An act relating to no-knock search warrants; creating s. 933.102, F.S.; providing a definition; requiring that no-knock search warrants only be issued in compliance with specified provisions; prohibiting the issuing of such search warrants for investigations of misdemeanor offenses; providing requirements for issuance of such warrants; providing an effective date.

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

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By Senator Rodriguez—

**SB 870**—A bill to be entitled An act relating to district millage elections; amending s. 1011.71, F.S.; increasing the maximum number of years for which a specified millage may be levied; deleting obsolete language; amending s. 1011.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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By Senator Rodrigues—

**SB 872**—A bill to be entitled An act relating to homeowners' associations; amending s. 720.306, F.S.; providing applicability for governing documents and amendments relating to leasing which are enacted after a specified date; providing an exception; providing applicability; specifying when a change of ownership does or does not occur for certain purposes; defining the term "affiliated entity"; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Brodeur—

**SB 874**—A bill to be entitled An act relating to Alzheimer's disease awareness; creating s. 381.825, F.S.; requiring the Department of Health, in collaboration with the Department of Elderly Affairs and the Alzheimer's Association, to consolidate and disseminate certain information to certain health care practitioners for a specified purpose; specifying minimum requirements for such information; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Diaz—

**SB 876**—A bill to be entitled An act relating to optometry; reordering and amending s. 463.002, F.S.; revising and defining terms; amending s. 463.003, F.S.; revising the member composition requirements for the Board of Optometry; revising applicability; amending s. 463.005, F.S.; revising specified rules the board must adopt; amending s. 463.0055, F.S.; revising circumstances under which a certified optometrist may administer or prescribe ocular pharmaceutical agents; deleting requirements a certified optometrist must satisfy to administer or prescribe ocular pharmaceutical agents; requiring the board to adopt a negative formulary of ocular pharmaceutical agents certified optometrists are prohibited from administering or prescribing; deleting provisions relating to the topical and oral ocular pharmaceutical agent formularies established by the board; requiring the board to mail a copy of the negative formulary to all certified optometrists and licensed pharmacies under certain circumstances; revising the controlled substances that certified optometrists are prohibited from administering or pre-

scribing; creating s. 463.0056, F.S.; authorizing certain certified optometrists to perform laser and non-laser ophthalmic procedures and therapies under certain circumstances; providing certification requirements certified optometrists must satisfy to perform such procedures and therapies; requiring the board to approve the courses and examinations to be used for certification if certain conditions are met; requiring the board to review and approve the examination annually if certain conditions are met; authorizing certified optometrists to use the board-approved course and examination to satisfy their continuing education requirements under certain circumstances; prohibiting a certified optometrist who does not complete such course and examination from performing certain ophthalmic procedures; specifying ophthalmic procedures that are excluded from the scope of practice of optometry, with an exception; amending s. 463.0057, F.S.; conforming a provision to changes made by the act; amending s. 463.006, F.S.; conforming provisions to changes made by the act; requiring the board to determine the required content, grading criteria, and passing score for the licensure examination for certified optometrists; making technical changes; amending s. 463.0135, F.S.; authorizing certified optometrists to remove superficial foreign bodies; defining the term "superficial foreign bodies"; specifying circumstances under which optometrists may perform procedures within the practice of optometry which may otherwise be considered surgery; requiring licensed practitioners who are not certified optometrists to display in their practices a sign containing specified information; amending s. 463.014, F.S.; deleting a prohibition on surgery performed by certified optometrists to conform to changes made by the act; amending ss. 463.009 and 641.31, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Thurston—

**SB 878**—A bill to be entitled An act relating to law enforcement equipment; creating s. 943.69, F.S.; prohibiting law enforcement agencies from acquiring certain surplus military equipment; prohibiting the use of certain munitions and tear gas; providing exceptions; providing a definition; providing applicability; authorizing rulemaking; providing an effective date.

—was referred to the Committees on Community Affairs; Criminal Justice; and Rules.

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By Senator Rodriguez—

**SB 880**—A bill to be entitled An act relating to the Florida High School Athletic Association; requiring the Florida High School Athletic Association to adopt specified bylaws or policies; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

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By Senator Rodriguez—

**SB 882**—A bill to be entitled An act relating to determinations of employment status; creating s. 448.111, F.S.; defining the term "engaged individual"; prohibiting certain actions taken during a public health emergency or state of emergency from being the basis of determining in civil proceedings whether an individual is an employee or independent contractor or whether an entity is a joint employer; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 884**—A bill to be entitled An act relating to tax collector and license plate agency operations; amending s. 320.01, F.S.; defining the term "license plate agency"; amending s. 320.03, F.S.; conforming provisions to changes made by the act; requiring certain operational requirements to be the same for governmentally and privately managed

license plate agencies; amending s. 322.02, F.S.; requiring transition of specified driver license services to tax collectors and license plate agencies on a limited basis by a certain date; amending ss. 212.1832, 320.04, 320.06, 320.0894, 681.117, and 1002.40, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Thurston—

**SB 886**—A bill to be entitled An act relating to COVID-19 impact on school accountability; amending s. 1008.34, F.S.; prohibiting a school from being required to select and implement a turnaround option in the 2021-2022 school year based on the school's 2020-2021 school grade or improvement rating; prohibiting a school or an approved provider from being subject to sanctions or penalties as a result of its 2020-2021 school grade or improvement rating; prohibiting a high-performing charter school system or school district from losing such designation based on 2020-2021 school grades; prohibiting student performance results from the 2020-2021 statewide, standardized assessments from being used for determining grade 3 retention or high school graduation or for calculating student performance measurement and evaluating personnel; providing an effective date.

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

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By Senator Jones—

**SB 888**—A bill to be entitled An act relating to the Sunshine Scholarship Program; creating s. 1009.895, F.S.; establishing the Sunshine Scholarship Program for specified purposes; requiring the Department of Education to administer the program; defining terms; requiring certain financial aid to be credited to a student's tuition and fees before award of a Sunshine Scholarship; providing student eligibility requirements; requiring a student who receives a program scholarship and completes his or her program of study or disenrolls from an eligible postsecondary institution to reside and work within this state for a certain period of time unless a specified exception applies; requiring a student to repay the scholarship amount under certain circumstances; limiting the program's application to a student's tuition and fees; providing for funding; requiring the State Board of Education to adopt rules; providing an effective date.

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

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By Senator Hooper—

**SB 890**—A bill to be entitled An act relating to the use of electronic databases; amending s. 119.10, F.S.; increasing the maximum fine imposed on public officers who violate any provision of that chapter; amending s. 943.125, F.S.; requiring the law enforcement accreditation program to address access to and use of personal identification information contained in electronic databases; creating s. 943.1719, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate into the course curriculum required for initial certification of law enforcement officers instruction on the authorized access to and use of personal identification information contained in electronic databases; providing training requirements; creating s. 943.17191, F.S.; requiring the commission to adopt rules requiring that each law enforcement officer receive instruction on the authorized access to and use of personal identification information contained in electronic databases for continued employment or appointment as an officer; providing training requirements; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; and Rules.

By Senator Rodriguez—

**SB 892**—A bill to be entitled An act relating to enterprise zone boundaries; providing an exception to general law; providing that certain enterprise zone boundaries are preserved for a specified purpose through a certain date; providing an exception; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Diaz—

**SB 894**—A bill to be entitled An act relating to physician assistants; amending ss. 458.347 and 459.022, F.S.; revising legislative intent; defining and redefining terms; deleting a limitation on the number of physician assistants a physician may supervise at one time; deleting a provision prohibiting a requirement that a supervising physician review and cosign charts or medical records prepared by a physician assistant under his or her supervision; revising physician assistant continuing education requirements related to prescribing controlled substance medications; providing construction; allowing physician assistants to provide certain authorizations that are otherwise provided by physicians, with an exception; revising provisions relating to approved programs for physician assistants; revising provisions relating to physician assistant licensure requirements; revising provisions relating to temporary licensure of physician assistants; requiring the Board of Medicine and the Board of Osteopathic Medicine to register physician assistants as autonomous physician assistants if they meet specified criteria; requiring the Department of Health to distinguish autonomous physician assistants and include specified information in their practitioner profiles; providing functions an autonomous physician assistant may perform without physician supervision; providing for registration renewal; requiring the Council on Physician Assistants to develop certain rules; requiring autonomous physician assistants to provide specified written information to new patients when engaging in autonomous practice; requiring autonomous physician assistants to report adverse incidents to the department; authorizing physician assistants to directly bill and receive payment from public and private insurance companies; providing criminal penalties; providing for disciplinary action; revising rules to be adopted by the boards; amending ss. 382.008, 394.463, and 401.45, F.S.; conforming provisions relating to certificates of death, certificates for involuntary examinations, and orders not to resuscitate, respectively, to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Brodeur—

**SB 896**—A bill to be entitled An act relating to renewable natural gas; amending s. 366.91, F.S.; defining the terms "biogas" and "renewable natural gas"; revising the definition of the term "renewable energy" to include certain energy created for transportation fuel; amending ss. 366.92, 373.236, and 403.973, F.S.; conforming cross-references; reenacting s. 288.9606(7), F.S., relating to the issuance of revenue bonds, to incorporate the amendment made to s. 366.91, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Environment and Natural Resources; and Rules.

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By Senator Rodriguez—

**SB 898**—A bill to be entitled An act relating to administration of vaccines; amending s. 465.189, F.S.; authorizing certified pharmacists to order, as well as administer, specified vaccines; authorizing registered pharmacy technicians to administer specified vaccines under certain circumstances; deleting the requirement that certified pharmacists administer vaccines or epinephrine using an autoinjector only pursuant to a written protocol with a supervising physician; revising the specified immunizations or vaccines that certified pharmacists, registered interns, and registered pharmacy technicians may order or

administer, as applicable; deleting a certain staffing ratio requirement for supervising pharmacists; making conforming changes; requiring certified pharmacists, registered interns, and registered pharmacy technicians to obtain a certain medical consent form before administering an immunization or a vaccine to a child younger than 18 years of age; specifying requirements for the consent form; requiring the parent or guardian of such child to provide an opt-out form to the pharmacist, registered intern, or registered pharmacy technician to exclude the minor from the department's immunization registry; requiring pharmacists to submit the opt-out form to the department; requiring pharmacists to submit vaccination data to the department if an opt-out form is not provided; prohibiting public and private third-party payors from providing disparate coverage or reimbursement for immunizations or vaccines ordered or administered by certified pharmacists, registered interns, or registered pharmacy technicians; amending ss. 381.003 and 465.003, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

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By Senator Rodriguez—

**SB 900**—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “voluntary services”; amending s. 39.202, F.S.; expanding the list of entities that have access to child abuse records; amending s. 39.302, F.S.; revising the authority of the Department of Children and Families to review reports for the purpose of employment screening; amending s. 39.6251, F.S.; providing that licensed foster homes are the preferred supervised living arrangements for young adults; prohibiting supervised living arrangements from including specified facilities; prohibiting young adults from being involuntarily placed in any setting unless such placement is through a court-appointed guardian; amending s. 409.1415, F.S.; revising requirements for certain employees of residential group homes; amending s. 409.1678, F.S.; revising certification requirements for safe foster homes; amending s. 409.175, F.S.; requiring assessments to be completed if the total number of children in a family foster home will exceed six, excluding the family's own children, before placement of a child in a family foster home; requiring the department to adopt rules to establish eligibility criteria for requesting a waiver for such assessments and criteria to approve such waivers; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodriguez—

**SB 902**—A bill to be entitled An act relating to public pool regulations; amending s. 514.0115, F.S.; exempting pools serving condominium, cooperative, homeowners', and other property associations from public pool regulations under certain circumstances, with an exception; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Diaz—

**SB 904**—A bill to be entitled An act relating to doorstep refuse and recycling collection containers; amending s. 633.202, F.S.; deleting an obsolete provision; removing the scheduled repeal of certain provisions regulating the use of containers in exit access corridors; providing an effective date.

—was referred to the Committees on Community Affairs; Environment and Natural Resources; and Rules.

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By Senator Stewart—

**SB 906**—A bill to be entitled An act relating to motor vehicle glass; amending s. 559.920, F.S.; prohibiting motor vehicle repair shops and their employees from offering anything of value to a customer in ex-

change for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons; providing that the failure of a motor vehicle shop or one of its employees to provide certain written notice to consumers regarding recalibration of safety-related systems is an unlawful act; creating s. 559.9201, F.S.; defining terms; providing requirements that must be met in order for an assignment agreement to be valid; requiring an assignee to hold harmless an assignor when certain requirements are not satisfied; requiring that an assignment agreement be provided to an insurer at a specified time; providing requirements relating to service of written notices of intent to initiate litigation; requiring insurers to respond to a notice within a specified timeframe; requiring insurers to have certain procedures relating to disputes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 908**—A bill to be entitled An act relating to the Strong Families Tax Credit; creating ss. 211.0252 and 212.1833, F.S.; providing credits against oil and gas production taxes and sales taxes payable by direct pay permitholders, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 220.02, F.S.; revising the order in which the corporate income tax credit under the Strong Families Tax Credit is applied; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income”; amending s. 220.186, F.S.; revising the calculation of the corporate income tax credit for the Florida alternative minimum tax; creating s. 220.1876, F.S.; providing a credit against the corporate income tax under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credit; creating s. 402.62, F.S.; creating the Strong Families Tax Credit; defining terms; specifying requirements for the Department of Children and Families in designating eligible charitable organizations; specifying requirements for eligible charitable organizations receiving contributions; specifying duties of the Department of Children and Families; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the Department of Revenue; providing construction; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the Department of Children and Families to develop a cooperative agreement and adopt rules; authorizing certain interagency information sharing; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; authorizing the Department of Revenue to adopt emergency rules to implement provisions related to the Strong Families Tax Credit; providing an appropriation; requiring the Florida Institute for Child Welfare to provide a certain report to the Governor and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Finance and Tax; and Appropriations.

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By Senator Stewart—

**SB 910**—A bill to be entitled An act relating to unemployment compensation; amending s. 443.111, F.S.; increasing the weekly benefit amounts an individual may receive; redefining the term “Florida average unemployment rate”; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; revising the duration of benefits; reenacting ss. 443.041(2)(b) and 443.1116(6), (7), and (8)(a), F.S., relating to fees and short-term compensation, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Albritton—

**SB 912**—A bill to be entitled An act relating to the tolling and extension of permits and other authorizations during states of emergency; amending s. 252.363, F.S.; adding consumptive use permits issued under part II of ch. 373, F.S., and specified development permits and development agreements to the list of permits and other authorizations that are tolled and extended during a state of emergency declared by the Governor for a natural emergency; providing for retroactive application; providing an effective date.

—was referred to the Committees on Community Affairs; Environment and Natural Resources; and Rules.

By Senator Stewart—

**SB 914**—A bill to be entitled An act relating to access to clinics; providing a directive to the Division of Law Revision; creating s. 762.01, F.S.; providing a short title; creating s. 762.02, F.S.; defining terms; creating s. 762.03, F.S.; defining the term “minor child or ward”; prohibiting a person from committing certain acts against reproductive health services clients, providers, or assistants; prohibiting a person from damaging certain properties; providing criminal penalties; providing construction; creating s. 762.04, F.S.; providing criminal penalties for first offenses and for second and subsequent offenses; authorizing a court to deviate from the required sentences and fines under certain circumstances; creating s. 762.05, F.S.; providing civil remedies for those aggrieved by specified violations against reproductive health services clients, providers, or assistants or against certain properties; authorizing the Attorney General, a state attorney, or a city attorney to bring a civil action for such violations; creating s. 762.06, F.S.; requiring a court to take actions necessary to safeguard the health, safety, or privacy of specified persons under certain circumstances, including granting restraining orders that may prohibit or restrict the photographing of such persons; authorizing the court to allow specified persons to use pseudonyms in a civil action; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

By Senator Brodeur—

**SB 916**—A bill to be entitled An act relating to residential home protection; amending s. 163.045, F.S.; defining terms; prohibiting local governments from requiring a notice, application, approval, permit, fee, or mitigation for the pruning, trimming, or removal of a tree on a residential property if the property owner possesses certain documentation; providing that a tree poses an unacceptable risk if removal is the only means of practically mitigating its risk below moderate as defined by specified standards; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senators Bradley and Jones—

**SB 918**—A bill to be entitled An act relating to education; amending s. 1011.62, F.S.; requiring school districts to allocate a certain amount of specified funds to certain programs that prepare prospective students to enroll in Advanced International Certificate of Education courses; requiring such funds to be spent on specified costs; requiring school districts to distribute specified bonuses to certain classroom teachers providing International General Certificate of Secondary Education instruction; requiring bonuses based on a student’s specified score on the Advanced International Certificate of Education examination to be paid to all Advanced International Certificate of Education teachers instead of only full-credit Advanced International Certificate of Education teachers; providing an effective date.

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

By Senator Bradley—

**SB 920**—A bill to be entitled An act relating to liability of persons providing areas for public outdoor recreational purposes; amending s. 375.251, F.S.; limiting liability for persons who enter into written agreements with state agencies to provide areas for public outdoor recreational purposes without charge; revising and defining terms; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Judiciary; and Rules.

By Senator Burgess—

**SB 922**—A bill to be entitled An act relating to veterans’ preference in employment; amending s. 295.065, F.S.; revising legislative intent to conform to changes made by the act; amending s. 295.07, F.S.; authorizing the state and its political subdivisions to waive certain postsecondary educational requirements for employment for servicemembers and veterans who meet specified criteria; revising the list of positions that are exempt from veterans’ preference requirements; requiring, rather than authorizing, each political subdivision to develop and implement a veterans’ recruitment plan for specified purposes; amending s. 295.08, F.S.; modifying point preferences given to veterans and their family members when a numerically based selection process is used for hiring; amending ss. 295.085, 295.09, and 1002.36, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Hooper—

**SB 924**—A bill to be entitled An act relating to the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.2278, F.S.; revising the allocation of certain funds, for specified fiscal years, that result from increased revenues to the State Transportation Trust Fund; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

**SB 926**—A bill to be entitled An act relating to public records; creating s. 83.626, F.S.; requiring a court to seal, upon request, a court record relating to an action by a landlord for the possession of a dwelling unit based upon the nonpayment of rent if certain requirements are met; exempting such court records from public records requirements; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Rodrigues—

**SB 928**—A bill to be entitled An act relating to antiretroviral drugs; creating s. 465.1861, F.S.; defining terms; authorizing pharmacists to order and dispense preexposure and postexposure prophylaxis drugs without a prescription under certain circumstances; requiring pharmacists to complete specified training before ordering or dispensing such drugs without a prescription; authorizing pharmacists to order and dispense a specified supply or full course, as applicable, of such drugs to patients without prescriptions if certain conditions are met; authorizing the Board of Pharmacy, in consultation with the Board of Medicine, the Department of Health, and other relevant stakeholders, to adopt rules; creating s. 627.4291, F.S.; defining terms; prohibiting certain health insurers from requiring prior authorization or step-therapy protocols for certain antiretroviral drugs; providing an exception; prohibiting health insurers from refusing to cover, or allowing pharmacy benefit managers to refuse to cover, preexposure or postexposure prophylaxis drugs under certain circumstances; providing an effective date.



—was referred to the Committees on Health Policy; Banking and Insurance; and Appropriations.

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By Senator Wright—

**SB 930**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current and former judicial assistants and their spouses and children; providing for retroactive application of the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

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By Senator Wright—

**SB 932**—A bill to be entitled An act relating to minor time-sharing for registered sexual offenders and sexual predators; amending s. 61.13, F.S.; prohibiting a court from granting time-sharing with a minor child to a parent registered as a sexual offender or sexual predator under certain circumstances; providing an exception; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

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By Senator Wright—

**SB 934**—A bill to be entitled An act relating to education; amending s. 1004.04, F.S.; requiring additional specified strategies to be included in rules establishing uniform core curricula for each state-approved teacher preparation program; requiring that certain teacher preparation programs require students to demonstrate mastery of general knowledge by passing the General Knowledge Test of the Florida Teacher Certification Examination by the time of graduation; deleting a provision authorizing a teacher preparation program to waive certain admissions requirements for up to 10 percent of admitted students; amending s. 1004.85, F.S.; expanding the instruction that an educator preparation institute may provide to include instruction and professional development for part-time and full-time nondegree teachers of career programs; amending s. 1012.39, F.S.; revising the minimum qualifications for part-time and full-time nondegree teachers of career programs; amending s. 1012.56, F.S.; revising the acceptable means of demonstrating mastery of general knowledge to include documentation of receipt of a master's or higher degree from certain postsecondary institutions; revising the criteria for the Department of Education to issue a professional certificate; amending s. 1012.986, F.S.; defining the term "educational leader"; providing that the William Cecil Golden Professional Development Program for School Leaders must consist of a network of specified entities; revising the goals of the program; requiring the department to also offer program components through university or educational leadership academies and through educational leadership coaching and mentoring; making technical changes; providing an effective date.

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

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By Senators Wright and Farmer—

**SB 936**—A bill to be entitled An act relating to recovery of space vehicles; creating s. 331.502, F.S.; providing definitions; requiring a person who finds a space vehicle to report its description and location to a law enforcement officer; prohibiting such a person from appropriating the space vehicle to his or her own use or refusing to deliver the space vehicle to law enforcement or the spaceflight entity that owns the vehicle; providing criminal penalties; providing powers and duties of a law enforcement officer who ascertains that a person has wrongfully appropriated or withheld a space vehicle or that a space vehicle is present on public property; providing penalties for a person who opposes, obstructs, or resists a law enforcement officer under certain circumstances; providing immunity from prosecution for a law enforcement

officer and a person authorized by a law enforcement officer for certain actions; requiring the spaceflight entity that owns a recovered space vehicle to reimburse a law enforcement agency for certain costs; amending s. 331.501, F.S.; updating references to federal provisions; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Criminal Justice; and Appropriations.

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By Senator Wright—

**SB 938**—A bill to be entitled An act relating to Purple Star Campuses; creating s. 1003.051, F.S.; defining the term "military student"; requiring the Department of Education to establish the Purple Star Campus program; specifying program criteria for participating schools; authorizing the department to establish additional program eligibility criteria; authorizing schools to partner with school districts to meet such criteria; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Education; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

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By Senators Berman and Diaz—

**SB 940**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Disease Prevention & Early Detection specialty license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Gibson—

**SB 942**—A bill to be entitled An act relating to law enforcement agency standards; creating s. 943.2555, F.S.; requiring the Department of Law Enforcement to adopt rules setting out minimum requirements for policies of law enforcement agencies; specifying areas that must be addressed by such policies; creating s. 943.2556, F.S.; requiring the department to create a model procedures document for law enforcement agencies; specifying requirements for the model procedures document; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; and Appropriations.

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By Senator Thurston—

**SB 944**—A bill to be entitled An act relating to statewide independent counsel; creating s. 16.63, F.S.; providing legislative intent; defining terms; creating the Statewide Independent Counsel Board in the Department of Legal Affairs; requiring the board to oversee the investigation and prosecution of officer-involved incidents of deadly force; providing board membership requirements; providing requirements of the board; providing for the term and removal of the statewide independent counsel; authorizing the statewide independent counsel to hire or retain individuals for certain purposes, subject to the approval of the board; providing that the statewide independent counsel has the sole prosecutorial jurisdiction over officer-involved incidents within this state; requiring the independent counsel to prosecute specified cases upon written request of the Governor or a state attorney; requiring the chief law enforcement officer of a law enforcement agency to notify the board if a law enforcement officer or a correctional officer is involved in an officer-involved incident; providing a reporting requirement for state attorneys; providing an exception; providing specified grants of authority to the statewide independent counsel; providing legislative intent relating to the statewide independent counsel's investigations; requiring the statewide independent counsel to commence a criminal prosecution by complaint, rather than by indictment, if the independent counsel determines that a prosecution is warranted; amending s.

776.06, F.S.; providing that the Office of the Attorney General has the responsibility to determine whether a use of deadly force was appropriate if a law enforcement officer or a correctional officer is involved in an officer-involved incident; requiring the Attorney General, in making such determination, to provide for the independent investigation and prosecution of the officer-involved incident in accordance with specified provisions; providing an effective date.

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

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By Senators Book and Polsky—

**SB 946**—A bill to be entitled An act relating to the statute of limitations for sexual offenses; amending s. 95.11, F.S.; eliminating the statute of limitations period for civil actions for certain sexual offenses; providing applicability; providing an effective date.

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

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By Senator Book—

**SB 948**—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; expanding the list of incidents or injuries that constitute harm to a child’s health or welfare; amending s. 39.303, F.S.; expanding the types of reports which the Department of Children and Families must refer to Child Protection Teams; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Book—

**SB 950**—A bill to be entitled An act relating to bicycle and pedestrian safety; amending s. 316.003, F.S.; defining the terms “bicycle lane” and “separated bicycle lane”; amending s. 316.083, F.S.; revising and providing requirements for the driver of a motor vehicle overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; providing exceptions; providing a penalty; requiring the Department of Highway Safety and Motor Vehicles to provide an awareness campaign, and include information in certain educational materials, regarding certain safety precautions; amending s. 316.0875, F.S.; exempting a motor vehicle driver from certain provisions relating to no-passing zones when overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; making a technical change; amending s. 316.151, F.S.; revising requirements for vehicles turning at intersections; providing turn signaling and distance requirements for a motor vehicle driver when overtaking and passing a bicycle; making a technical change; amending s. 316.2065, F.S.; prohibiting persons riding bicycles in a bicycle lane from riding more than two abreast; providing requirements for persons riding bicycles in groups when stopping at a stop sign; making a technical change; amending s. 322.12, F.S.; requiring a specified portion of the examination for a Class E driver license to address bicycle and pedestrian safety; amending ss. 212.05, 316.306, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Burgess—

**SB 952**—A bill to be entitled An act relating to water management districts; creating s. 373.6075, F.S.; authorizing water management districts to purchase commodities and contractual services from the contracts of other specified entities under certain circumstances; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Governmental Oversight and Accountability; and Rules.

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By Senator Bean—

**SB 954**—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; authorizing certain compensation for services of attorneys in formal estate administration to be based on the compensable value of the estate; deleting a presumption that such compensation is reasonable if it is based on the compensable value of the estate; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

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By Senator Baxley—

**SB 956**—A bill to be entitled An act relating to background screenings of athletic coaches; amending s. 943.0438, F.S.; providing that an athletic coach and an independent sanctioning authority are deemed to satisfy certain background screening requirements if the coach and the independent sanctioning authority are in compliance with national industry background check standards required by specified organizations; making a technical change; providing an effective date.

—was referred to the Committees on Education; Children, Families, and Elder Affairs; and Rules.

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By Senators Burgess and Baxley—

**SB 958**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Honor Flight license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Taddeo—

**SB 960**—A bill to be entitled An act relating to residential swimming pools; providing a short title; amending s. 468.8323, F.S.; requiring a home inspector to specify in his or her written report whether a swimming pool meets certain requirements; amending s. 515.29, F.S.; requiring that a pool barrier be used at certain times at a residence where a young child resides; amending s. 515.33, F.S.; requiring a property owner who owns a parcel with a swimming pool to provide a person purchasing the parcel with specified information relating to pool safety; requiring the purchaser to acknowledge the receipt of such information in writing; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Rules.

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By Senator Diaz—

**SB 962**—A bill to be entitled An act relating to construction materials mining activities; amending s. 552.30, F.S.; specifying a ground vibration limit for construction materials mining activities in Miami-Dade County; authorizing the Chief Financial Officer to modify the standards, limits, and regulations for the use of explosives in connection with construction materials mining activities in Miami-Dade County; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Rules.

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By Senators Diaz and Taddeo—

**SB 964**—A bill to be entitled An act relating to environmental compliance costs; amending s. 366.8255, F.S.; redefining the term “environmental compliance costs” to include costs or expenses prudently incurred by an electric utility in complying with specified reclaimed water reuse requirements; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Regulated Industries; and Rules.

By Senator Torres—

**SB 966**—A bill to be entitled An act relating to the safe storage of firearms; creating s. 790.0656, F.S.; providing firearm storage requirements for licensed importers, licensed manufacturers, and licensed dealers under certain circumstances; authorizing agents or employees of the Department of Agriculture and Consumer Services to perform inspections under certain circumstances; providing noncriminal penalties; providing an effective date.

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

By Senator Gainer—

**SB 968**—A bill to be entitled An act relating to public records; amending s. 288.075, F.S.; providing an exemption from public records requirements for certain information held by an economic development agency; providing that such information may be released in an aggregated and anonymized format; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Hooper—

**SB 970**—A bill to be entitled An act relating to the Firefighters’ Bill of Rights; amending s. 112.81, F.S.; revising definitions; amending s. 112.82, F.S.; expanding the rights of firefighters to include informal inquiries; prohibiting firefighters from being threatened with transfer, dismissal, or disciplinary action during an interrogation; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Rodriguez—

**SB 972**—A bill to be entitled An act relating to administrative entity telecommunication meetings; amending s. 163.01, F.S.; authorizing certain legal or administrative entities to conduct public meetings and workshops by means of communications media technology; revising criteria under which legal entities may conduct public meetings and workshops; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Taddeo—

**SB 974**—A bill to be entitled An act relating to release from confinement during an epidemic or a pandemic; creating s. 944.614, F.S.; authorizing the Secretary of Corrections to release prisoners from the correctional system during an epidemic or a pandemic if they meet specified criteria; creating s. 951.30, F.S.; authorizing each sheriff to release from detention county and municipal prisoners during an epidemic or a pandemic if they meet specified criteria; creating s. 985.261, F.S.; authorizing the secretary of the Department of Juvenile Justice to release persons it is detaining during an epidemic or a pandemic if they meet specified criteria; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Appropriations.

By Senator Brodeur—

**SB 976**—A bill to be entitled An act relating to a study of the Little Wekiva River; requiring the Department of Environmental Protection, in consultation with the St. Johns River Water Management District, Seminole County, the Fish and Wildlife Conservation Commission, and the Department of Transportation, to conduct a study and issue a report on sediment accumulation and water quality in the Little Wekiva River by a specified date; amending s. 369.307, F.S.; requiring a permit application for a development located partially or wholly within the Wekiva River Protection Area to include a study of the potential impacts to the Wekiva River; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Hooper—

**SB 978**—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.60, F.S.; defining the term “motor vehicle dealer association”; amending s. 320.67, F.S.; requiring the Department of Highway Safety and Motor Vehicles to conduct investigations of licensees and inspect specified materials relating to written complaints made against licensees by motor vehicle dealers and motor vehicle dealer associations; revising the department’s authority relating to conducting investigations and examinations; authorizing the department to petition a court if a licensee or any person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring the subpoenaed licensee or person to pay certain costs; providing a penalty for a licensee or person who fails to comply with the court’s order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; prohibiting the use of information obtained pursuant to certain investigations and examinations as the basis for criminal prosecution; requiring the department to take appropriate action against a licensee if the department determines the licensee has violated specified provisions of law; authorizing the department to adopt rules; amending s. 320.695, F.S.; authorizing motor vehicle dealer associations to make application to any circuit court for certain remedies; amending s. 320.699, F.S.; revising procedures for administrative hearings and adjudications to include motor vehicle dealer associations; amending s. 320.642, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Tourism; and Rules.

By Senator Perry—

**SB 980**—A bill to be entitled An act relating to assaults on specified persons; creating s. 341.0611, F.S.; requiring certain public transit providers to post a specified sign concerning the penalty for assaulting a transit worker by a specified date; requiring public transit providers to create and implement a risk reduction program by a specified date; requiring each such program to include conflict deescalation training for public transit employees and agents; authorizing programs to include the deployment of assault mitigation infrastructure and technology on public transit vehicles; providing a declaration of important state interest; amending s. 784.07, F.S.; including assault or battery on a public transit employee or agent within specified reclassified offenses; increasing the penalty for assault on specified persons; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gruters—

**SB 982**—A bill to be entitled An act relating to the tax refund program for qualified target industry businesses; amending s. 288.106, F.S.; deleting a provision prohibiting the certification of applicants after a specified date; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Ausley—

**SB 984**—A bill to be entitled An act relating to the Social Services Estimating Conference; amending s. 216.136, F.S.; specifying information the Social Services Estimating Conference must develop related to a certain Medicaid waiver services program; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Hutson—

**SB 986**—A bill to be entitled An act relating to tax exemptions for disabled veterans; amending s. 196.183, F.S.; providing that a certain exemption from tangible personal property applies to mobile homes owned and operated by certain veterans; amending s. 320.10, F.S.; providing an exemption from license taxes for mobile homes owned and operated by certain veterans; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Finance and Tax; and Appropriations.

By Senator Ausley—

**SB 988**—A bill to be entitled An act relating to pay-for-success contracts; creating s. 287.05715, F.S.; defining terms; authorizing a state agency to enter into a pay-for-success contract with a private entity under certain conditions, subject to an appropriation and specified language in the General Appropriations Act; authorizing the carryforward of certain unexpended appropriations; specifying contract requirements; authorizing cancellation of the contract under specified circumstances; specifying services and programs eligible for funding under the contract; prohibiting a private entity from viewing or receiving personal client information that is otherwise confidential and exempt from public records requirements; requiring an agency to provide an annual report containing certain data to the chairs of the legislative appropriations committees by a specified date; requiring the Department of Management Services to prescribe certain procedures by a specified date; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Bradley—

**SB 990**—A bill to be entitled An act relating to occupational therapy; amending s. 468.203, F.S.; revising and defining terms; amending s. 468.209, F.S.; revising the fieldwork experience requirement for certain persons to take the examination for licensure as an occupational therapist; amending s. 468.215, F.S.; authorizing licensed occupational therapists to use a specified title and initials; amending s. 468.223, F.S.; prohibiting certain persons from using a specified title and initials; providing criminal penalties; amending s. 468.225, F.S.; providing construction; reenacting ss. 1002.385(5)(c) and 1002.66(2)(c), F.S., relating to the Gardiner Scholarship and specialized instructional services for children with disabilities, respectively, to incorporate the amendment made to s. 468.203, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Powell—

**SB 992**—A bill to be entitled An act relating to minimum qualifications for law enforcement or correctional officers; amending s. 943.13, F.S.; providing additional criminal history screening standards for applicants; requiring applicants to pass a psychological screening; requiring applicants to provide names of any prior law enforcement agency employers; requiring such employers in this state to provide certain information concerning applicants; prohibiting the employment of an applicant until information is provided by such prior employers; amending ss. 409.1757, 943.131, 943.1395, 943.1397, 943.17296, 943.17298, 943.173, 943.19, and 943.253, F.S.; conforming cross-references; providing an effective date.

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

By Senator Brodeur—

**SB 994**—A bill to be entitled An act relating to private docks; amending s. 403.803, F.S.; defining the term “private residential multi-family dock or pier”; amending s. 403.813, F.S.; providing that permits are not needed for the installation or construction of private residential multi-family docks or piers; amending s. 403.814, F.S.; authorizing general permits for the construction, alteration, and maintenance of private residential multi-family docks or piers; providing that such docks and piers are not considered commercial; providing construction; amending s. 376.302, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senators Garcia and Hutson—

**SB 996**—A bill to be entitled An act relating to community associations; amending s. 194.011, F.S.; specifying requirements for the contents, delivery, and posting of certain association notices; providing that certain associations have the right to seek judicial review, appeal decisions, and represent unit or parcel owners in certain proceedings; requiring certain associations to defend unit or parcel owners in certain proceedings; providing that property appraisers are not required to name individual unit or parcel owners as defendants in such proceedings; providing applicability; amending s. 194.181, F.S.; providing and revising the parties considered as the defendants in a tax suit; specifying requirements for the contents, delivery, and posting of certain association notices; providing unit or parcel owners’ options for defending a tax suit; imposing certain actions on unit or parcel owners who fail to respond to a specified notice; specifying the conditions for releasing a unit or parcel owner from a lis pendens related to certain actions; amending s. 718.111, F.S.; providing that a condominium association may take certain actions relating to a challenge to ad valorem taxes in its own name or on behalf of unit owners; providing applicability; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Brodeur—

**SB 998**—A bill to be entitled An act relating to contractor advertising; amending s. 489.521, F.S.; providing that alarm system contractors are not required to state their certification and registration numbers in or on certain advertisements if the contractor maintains an Internet website that displays such information and the advertisement directs consumers to the website; amending s. 553.7921, F.S.; authorizing a contractor to begin repairing certain fire alarm systems after filing an application for a required permit but before receiving the permit; prohibiting such repaired fire alarm systems from being considered compliant until certain requirements are met; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senator Baxley—

**SB 1000**—A bill to be entitled An act relating to part-time public school enrollment; creating s. 1002.44, F.S.; authorizing certain students to take up to three courses per school year at any public school, subject to space, availability, and course prerequisites; providing construction; providing for funding; amending s. 1011.61, F.S.; revising the definition of the term “part-time student”; amending s. 1011.62, F.S.; requiring program membership surveys of each school made by each district by aggregating the full-time equivalent student membership of each program by school and by district to include part-time students; providing an effective date.

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

By Senator Stewart—

**SB 1002**—A bill to be entitled An act relating to DNA evidence collected in sexual offense investigations; providing a short title; amending s. 943.326, F.S.; requiring the Department of Law Enforcement, by a specified date and subject to legislative appropriation, to create and maintain a statewide database for tracking sexual offense evidence kits; providing database requirements; providing participation requirements; requiring the department to ensure that alleged sexual offense victims and certain other persons receive specified notice and instructions and be informed that they are entitled to access information regarding such kits and evidence; providing requirements for such notification; providing for implementation; providing an effective date.

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

By Senator Gainer—

**SB 1004**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 339.55, F.S., which provides an exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of an application process for loans or credit enhancements from the state-funded infrastructure bank; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; and Rules.

By Senator Gainer—

**SB 1006**—A bill to be entitled An act relating to probationary or supervision services for misdemeanor offenders; amending s. 948.01, F.S.; deleting a prohibition on private entities providing probationary or supervision services to certain misdemeanor offenders; providing an effective date.

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

By Senator Hutson—

**SB 1008**—A bill to be entitled An act relating to solar electrical generating facilities; creating s. 163.3205, F.S.; providing legislative intent; defining the term “solar facility”; providing that solar facilities are a permitted use in local government comprehensive plan agricultural land use categories and certain agricultural zoning districts; requiring solar facilities to comply with specified criteria; authorizing counties to adopt certain ordinances; specifying requirements for such ordinances; amending s. 403.503, F.S.; redefining the term “electrical power plant”; amending s. 403.506, F.S.; increasing the capacity threshold of solar electrical generating facilities exempt from certification under the Florida Electrical Power Plant Siting Act; reenacting ss. 366.93(1)(c) and (d), 380.23(3)(c), 403.031(20), and 403.5175(1), F.S., relating to the definition of the term “integrated gasification combined cycle power plant” or “plant,” federal consistency in permits and licenses

required for the sitting and construction of new electrical power plants, the definition of the term “electrical power plant,” and existing electrical power plant site certifications, respectively, to incorporate the amendment made to s. 403.503, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senator Gruters—

**SB 1010**—A bill to be entitled An act relating to supported decision-making; amending s. 393.12, F.S.; requiring that petitions submitted in support of appointment of a guardian advocate state the petitioner’s efforts to use alternatives to guardianship before seeking such appointment; requiring courts to determine whether a person with a developmental disability has executed a supported decision-making agreement in proceedings in which a guardian advocate is appointed; requiring courts to specify in orders any portion of an agreement which is suspended by the court; prohibiting such suspensions unless the court makes certain determinations; amending s. 744.102, F.S.; defining the term “alternative to guardianship”; amending s. 744.3201, F.S.; requiring that petitions submitted in support of a determination of incapacity state the petitioner’s efforts to use alternatives to guardianship before seeking such a determination; amending s. 744.334, F.S.; deleting the definition of the term “alternatives to guardianship”; amending s. 744.3675, F.S.; revising requirements for annual guardianship plans; creating ch. 746, F.S., entitled “Supported Decision-Making”; providing a directive to the Division of Law Revision; creating s. 746.101, F.S.; providing a short title; creating s. 746.102, F.S.; providing legislative findings; creating s. 746.103, F.S.; defining terms; creating s. 746.104, F.S.; prohibiting adults from entering into supported decision-making agreements unless specified conditions are met; providing a presumption of capacity for adults; specifying that the manner in which an adult with a disability communicates with others is not grounds for a court to determine that the adult is incapable of managing his or her affairs; prohibiting an adult’s execution of a supported decision-making agreement from being used as evidence of his or her incapacity; specifying that the execution of such agreements does not preclude the ability of decisionmakers to act independently of the agreement or of their supporters; specifying that decisionmakers are considered to have capacity even if capacity is achieved by receiving decisionmaking assistance; authorizing a decisionmaker to make, change, and revoke a supported decision-making agreement even if he or she does not have the capacity to independently manage his or her health care, legal matters, and financial affairs; creating s. 746.105, F.S.; authorizing adults with disabilities to enter into supported decision-making agreements with supporters; requiring and authorizing supporters to perform specified actions under such agreements; authorizing adults with disabilities who are under guardianship or guardian advocacy to enter into supported decision-making agreements under certain conditions; providing that supported decision-making agreements may refer to and be used in conjunction with other legal documents; authorizing decisionmakers to designate a supporter to act as a preneed guardian; creating s. 746.106, F.S.; providing requirements for execution of a supported decision-making agreement; creating s. 746.107, F.S.; providing for the duration and termination of supported decision-making agreements; creating s. 746.108, F.S.; authorizing supporters to assist decisionmakers with obtaining certain information; requiring decisionmakers to provide specific consent before a supporter provides such assistance; providing duties for supporters relating to such information; creating s. 746.109, F.S.; specifying elements of supported decision-making agreements; specifying provisions that may be included in such agreements; creating s. 746.1011, F.S.; providing a suggested form for supported decision-making agreements; creating s. 746.1012, F.S.; requiring that decisions and requests communicated with the assistance of a supporter be recognized as decisions and requests of the decisionmaker; creating s. 746.1013, F.S.; providing that persons who are provided with supported decision-making agreements may rely on the agreements; providing that a person is not subject to criminal or civil liability and has not engaged in professional misconduct for certain acts and omissions under specified conditions; providing immunity from certain actions to certain health care providers and public and private entities, custodians, and organizations, under certain conditions; requiring educational agencies and institutions to allow supporters to participate in certain school functions and meetings and have access to educational

records under certain conditions; providing construction; creating s. 746.1014, F.S.; requiring public schools to provide information about supported decision-making agreements under certain conditions; requiring public schools to ensure that certain informational materials include information relating to supported decision-making; requiring public schools to provide information and training to specified staff members; amending s. 744.2003, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations; and Rules.

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**SR 1012**—Not introduced.

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By Senator Baxley—

**SB 1014**—A bill to be entitled An act relating to employee organizations; amending s. 1012.2315, F.S.; requiring employee organizations that have been certified as the bargaining agent for educational support employees to include specified information in applications for renewal of registration; revising the information that employee organizations certified as the bargaining agent for a unit of instructional personnel or educational support employees must report in applications for renewal of registration; requiring that an employee organization whose full dues-paying membership as of a specified date is less than 50 percent of eligible employees to petition the Public Employees Relations Commission for recertification; authorizing the commission to conduct an investigation to confirm the validity of certain information; requiring the commission to adopt rules; requiring instructional personnel and educational support employees who are represented by an employee organization and have union dues and uniform assessments deducted from their salary to submit a specified form to school districts by a certain date and biennially thereafter; requiring instructional personnel and educational support employees who first request to have union dues and uniform assessments deducted from their salary after a certain date to submit a specified form to school districts within a specified timeframe and biennially thereafter; providing acknowledgment language for such form; prohibiting district school boards from deducting union dues or uniform assessments from the salaries of instructional personnel or educational support employees who fail to timely submit the form; requiring school districts to confirm directly with a form signatory that he or she has authorized deductions for union dues and uniform assessments from his or her salary and to wait for confirmation before making any deduction; requiring school districts, subject to certain rules, to adopt policies; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

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By Senator Baxley—

**SB 1016**—A bill to be entitled An act relating to digital learning; amending s. 1002.321, F.S.; revising legislative findings to include digital devices and home-based Internet connectivity in infrastructure as necessary for a high-quality digital learning environment; requiring each school district to adopt a digital learning plan; specifying the requirements for such plan; requiring school districts to submit plans to the Department of Education by a certain date in a format prescribed by the department; requiring the department to develop one or more state term contracts for a specified purpose; amending ss. 1003.01 and 1003.499, F.S.; conforming cross-references; providing an effective date.

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

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By Senator Boyd—

**SB 1018**—A bill to be entitled An act relating to the sale of aquaculture products; amending s. 597.004, F.S.; authorizing certified aquaculture producers and certain licensed dealers to sell largemouth bass without restriction under certain circumstances; making technical changes; providing an effective date.

—was referred to the Committees on Agriculture; Environment and Natural Resources; and Rules.

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By Senator Torres—

**SB 1020**—A bill to be entitled An act relating to rent control measures; amending ss. 125.0103 and 166.043, F.S.; deleting provisions that require local governmental measures that impose rent controls to expire within a specified timeframe unless they are extended or renewed in accordance with law; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; and Rules.

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By Senator Book—

**SB 1022**—A bill to be entitled An act relating to immunization standards for child care facilities; amending s. 402.305, F.S.; requiring the Department of Children and Families to include in licensure standards for child care facilities a minimum percentage of children enrolled in a facility who must have received immunizations; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

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By Senator Brodeur—

**SB 1024**—A bill to be entitled An act relating to increasing access to mental health care; creating s. 624.36, F.S.; requiring the Department of Financial Services, in collaboration with the Agency for Health Care Administration, to establish a system for tracking and monitoring complaints made to the Division of Consumer Services of the department regarding coverage and access to mental health services; requiring the department and agency to submit a report containing certain data to the Governor and Legislature by a specified date; requiring that insurers and health maintenance organizations provide written notice to certain persons which includes specified information; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Bracy—

**SB 1026**—A bill to be entitled An act relating to background screening; creating s. 435.13, F.S.; defining the term “entity”; prohibiting certain entities that contract for inmate labor from excluding certain persons from consideration for employment or from disqualifying certain persons from employment; specifying conditions that constitute exclusion from consideration for employment; prohibiting an entity from inquiring into or considering an applicant’s criminal history before the applicant has received a conditional offer of employment; prohibiting an entity from considering specified information in connection with an application for employment; requiring an entity to consider specified factors when determining whether an applicant may be disqualified from employment; requiring an entity to provide specified information to an applicant the entity intends to disqualify from employment for an offense that directly relates to the employment position; specifying how an applicant may establish evidence of mitigation or rehabilitation; providing requirements relating to establishing such evidence; providing requirements for making a final employment decision; requiring entities to retain certain records for a specified time period and to make the records available to the Department of Economic Opportunity upon request; providing a presumption relating to recordkeeping; authorizing certain persons to contact the department; requiring the department to keep a record of such contact and to investigate and review any complaints; providing policy relating to contracts for inmate labor; requiring the department to periodically review background check policies; requiring that background check policies and practices be considered among the performance criteria in evaluating a contract for inmate labor; providing a civil penalty; providing

applicability; requiring the department to enforce the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Hutson—

**SB 1028**—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; authorizing state universities and Florida College System institutions to solicit applications and sponsor charter schools under certain circumstances; prohibiting certain charter schools from being sponsored by a Florida College System institution until such charter school's existing charter expires; authorizing a state university or Florida College System institution to, at its discretion, deny an application for a charter school; revising the contents of an annual report that charter school sponsors must provide to the Department of Education; revising the date by which the department must post a specified annual report; revising provisions relating to Florida College System institutions that are operating charter schools; requiring the board of trustees of a state university or Florida College System institution that is sponsoring a charter school to serve as the local educational agency for such school; prohibiting certain charter school students from being included in specified school district grade calculations; requiring the department to develop a sponsor evaluation framework; providing requirements for the framework; requiring the department to compile results in a specified manner; deleting obsolete language; revising the student populations for which a charter school is authorized to limit the enrollment process; providing a calculation for the operational funding for a charter school sponsored by a state university or Florida College System institution; requiring the department to develop a tool for state universities and Florida College System institutions for specified purposes relating to certain funding calculations; providing that such funding must be appropriated to the charter school; providing for capital outlay funding for such schools; conforming provisions to changes made by the act; amending s. 1003.493, F.S.; authorizing a career and professional academy to be offered by a charter school; providing an effective date.

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

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By Senator Polsky—

**SB 1030**—A bill to be entitled An act relating to the repeal of the Multi-use Corridors of Regional Economic Significance Program and reversion of program funds; repealing ss. 338.2278 and 339.1373, F.S., relating to the Multi-use Corridors of Regional Economic Significance Program and funding therefor, respectively; amending s. 163.3168, F.S.; conforming provisions to changes made by the act; amending s. 320.08, F.S.; requiring portions of certain annual license tax revenues to be deposited into the General Revenue Fund; amending s. 338.236, F.S.; conforming provisions to changes made by the act; amending s. 339.0801, F.S.; revising the period during which certain revenues shall be transferred to Florida's Turnpike Enterprise; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Perry—

**SB 1032**—A bill to be entitled An act relating to gain-time; amending s. 921.002, F.S.; revising the principles that the Criminal Punishment Code embodies as it relates to punishment and rehabilitation; conforming provisions to changes made by the act; amending s. 944.275, F.S.; authorizing the Department of Corrections to grant deductions from sentences in the form of outstanding deed gain-time, good behavior time, and rehabilitation credits, rather than solely for gain-time, for specified purposes; revising a prisoner's "tentative release date" that the department must calculate for each prisoner based on his or her outstanding deed gain-time, good behavior time, and rehabilitation credits; requiring the department to grant good behavior time, rather than basic

gain-time, as a means of encouraging satisfactory behavior and developing character traits necessary for successful reentry to the community, subject to certain conditions; authorizing the department to grant rehabilitation credits, rather than incentive gain-time, for each month during which a prisoner engages in specified activities; revising the rates of eligibility to earn rehabilitation credits; increasing the authorized amount of outstanding deed gain-time which a prisoner may be granted per outstanding deed performed; requiring, rather than authorizing, the department to grant a certain amount of days of rehabilitation credits to a prisoner for the successful completion of specified degrees, certificates, or programs; requiring the department to grant a specified number of additional days of rehabilitation credit for successful completion of specified programs; providing for retroactivity of specified rehabilitation credits; authorizing the department to grant a certain additional amount of days per month to prisoners serving sentences for certain violations; providing for retroactivity of specified good behavior time; prohibiting certain prisoners from being eligible to earn or receive outstanding deed gain-time or good behavior time in an amount that would cause a sentence to expire, end, or terminate, or that would result in a prisoner's release, before he or she serves a specified minimum percentage of the sentence imposed; prohibiting certain prisoners from earning or receiving rehabilitation credits in an amount that would cause a sentence to expire, end, or terminate, or that would result in a prisoner's release, before he or she serves a specified minimum percentage of the sentence imposed; providing that good behavior time not yet vested may be forfeited according to law after due process if a prisoner is found guilty of an infraction of certain laws or rules; providing a vesting period for good behavior time; requiring the department to adopt rules in accordance with the changes made by the act; conforming provisions to changes made by the act; making technical changes; amending s. 794.011, F.S.; conforming a provision to changes made by the act; reenacting ss. 775.084(4)(k), 900.05(2)(v) and (3)(e), 944.605(1), 944.607(6), 947.005(15), and 985.4815(6)(a), F.S., relating to gain-time granted by the department, the definition of "gain-time credit earned" and gain-time data that the department must collect, a required notification of expiration of sentence, a requirement that a digitized photograph of sexual offenders be taken within a certain time before release, the definition of "tentative release date," and a requirement that a digitized photograph of sexual offenders be taken within a certain time before release, respectively, to incorporate the amendment made to s. 944.275, F.S., in references thereto; providing an effective date.

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

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By Senator Hooper—

**SB 1034**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Berman—

**SB 1036**—A bill to be entitled An act relating to the Florida Family Caregiver Task Force; establishing the task force within the Department of Health for a specified purpose; requiring the department to provide administrative and technical assistance to the task force; providing for membership, meetings, and co-chair duties; requiring state agencies to assist and cooperate with the task force under certain circumstances; requiring the task force to submit a final report to the Governor, the Legislature, the State Surgeon General, and the director of the Office of Program Policy Analysis and Government Accountability by a specified date; providing for expiration of the task force; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

By Senator Berman—

**SB 1038**—A bill to be entitled An act relating to insurance coverage for breast cancer tests and procedures; creating ss. 627.42394 and 641.3133, F.S.; defining terms; prohibiting certain health insurance policies and health maintenance contracts from applying cost-sharing requirements to certain breast cancer tests and procedures; authorizing the Financial Services Commission to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Brodeur—

**SB 1040**—A bill to be entitled An act relating to duties of the Attorney General; repealing s. 16.10, F.S., relating to the receipt of Supreme Court decisions by the Attorney General; repealing s. 16.101, F.S., relating to the Supreme Court reporter; amending s. 163.503, F.S.; revising the definition of “department” to conform to changes made by the act; amending s. 163.504, F.S.; deleting provisions relating to the Safe Neighborhoods Program; amending ss. 163.5055, 163.506, 163.508, and 163.511, F.S.; relieving the Department of Legal Affairs from certain duties associated with specified neighborhood improvement districts; repealing s. 163.517, F.S., relating to the Safe Neighborhoods Program; repealing s. 163.519, F.S., relating to the duties of the Department of Legal Affairs; repealing s. 163.521, F.S., relating to funding of neighborhood improvement districts inside enterprise zones; repealing s. 163.5215, F.S., relating to the construction of the Safe Neighborhoods Act; repealing s. 163.522, F.S., relating to state redevelopment programs; repealing s. 163.523, F.S., relating to the cooperation and involvement of community organizations to create safe neighborhood districts; amending s. 163.524, F.S.; conforming a provision to changes made by the act; amending s. 215.22, F.S.; specifying that the Crimes Compensation Trust Fund is exempt from the service charge into the General Revenue Fund; amending s. 376.84, F.S.; conforming a cross-reference; amending s. 402.181, F.S.; requiring certain claims for restitution to be filed with specified entities; removing the Department of Legal Affairs as an entity for such filings; authorizing the Department of Children and Families, the Department of Health, the Department of Juvenile Justice, the Department of Corrections, and the Agency for Persons with Disabilities to adopt rules to process specified claims; amending s. 501.160, F.S.; authorizing certain declarations during a state of emergency to be extended for specified days by executive order; removing a provision making it unlawful for a person to impose unconscionable prices to rent or lease a dwelling unit or self-storage facility during declared states of emergency; amending ss. 775.083 and 812.173, F.S.; conforming a provision to changes made by the act; amending ss. 812.174, 812.175, and 812.176, F.S.; revising provisions to require the Department of Business and Professional Regulation and not the Attorney General to regulate convenience businesses; amending chapter 2019-127, Laws of Florida; extending the timeframe for the Attorney General to have access to records when ordered by a court under specified provisions; postponing the scheduled repeal of amendments until a specified date unless reviewed and saved from repeal through reenactment by the Legislature; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brodeur—

**SB 1042**—A bill to be entitled An act relating to vocational pathways; amending s. 446.011, F.S.; providing legislative intent; amending s. 446.021, F.S.; defining and redefining terms; amending s. 446.032, F.S.; deleting a delegation of rulemaking authority to the Department of Education; requiring the department to provide specified assistance to postsecondary education institutions; requiring uniform minimum requirements to be uniform across all occupations; making technical changes; amending s. 446.041, F.S.; revising and expanding the department’s duties with respect to apprenticeship and preapprenticeship programs; removing a requirement that the department supervise specified apprenticeship programs; requiring the department to ensure that equal opportunity for specified persons is provided for in certain programs; requiring the department to adopt certain rules; amending s.

446.045, F.S.; requiring a representative of the Office of Apprenticeship of the United States Department of Labor, rather than the state director of the office, to serve ex officio as a specified member of the State Apprenticeship Advisory Council; requiring the Governor to fill specified vacancies on the council; authorizing a designee of the council’s chair to call a meeting of the council; making technical changes; amending s. 446.051, F.S.; providing that certain program sponsors are responsible for specified duties; encouraging district school boards and postsecondary education institutions to cooperate with and assist in providing registered program sponsors with certain items; making technical changes; amending s. 446.052, F.S.; deleting a requirement that the department administer certain provisions in cooperation with specified entities; encouraging district school boards, postsecondary education institutions, and registered program sponsors to cooperate in developing and establishing specified programs; encouraging the department, district school boards, and postsecondary education institutions to work together with specified apprenticeship programs in order that individuals completing the programs may be able to receive certain credit; encouraging postsecondary education institutions to work together with certain associate, career, or degree programs to ensure specified individuals may be able to receive certain credit; making a technical change; amending s. 446.071, F.S.; requiring the department to approve certain apprenticeship sponsors; deleting the definition of the term “need”; expanding the kinds of organizations which may be apprenticeship sponsors; making a technical change; amending s. 446.081, F.S.; providing for the inviolability of executive orders; repealing s. 446.091, F.S., relating to on-the-job training programs; amending s. 446.092, F.S.; revising the characteristics apprenticeable occupations must possess; amending s. 1003.01, F.S.; defining the term “work-based learning”; amending s. 1003.491, F.S.; authorizing the department to adopt rules; amending s. 1004.02, F.S.; defining the term “cooperative method of instruction”; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to establish three mathematics pathways for students by aligning mathematics courses to programs, meta-majors, and careers; requiring a representative committee composed of certain entities to collaborate to identify such pathways and the mathematics course sequence within each pathway which align to the mathematics skills needed for success; amending s. 1007.263, F.S.; requiring admissions counseling to use certain tests to measure achievement of college-level communication and computation by students entering college programs; requiring that such counseling measure achievement of certain basic skills; revising requirements for admission to associate degree programs; amending s. 1007.271, F.S.; revising eligibility requirements for initial enrollment in college-level dual enrollment courses; revising requirements for home education students seeking dual enrollment in certain postsecondary institutions; amending s. 1008.30, F.S.; requiring the State Board of Education to adopt, by a specified date, rules establishing alternative methods for assessing specified skills of certain students; authorizing Florida College System institutions to use such alternative methods in lieu of the common placement test to assess a student’s readiness to perform college-level work in computation and communication; deleting obsolete provisions; requiring Florida College System institutions to use placement test results or alternative methods to determine the extent to which certain students demonstrate specific skills to indicate readiness for their meta-major; requiring Florida College System institutions to counsel and place certain students in specified college courses; providing that students’ developmental education must include only that content needed for success in their meta-major; conforming provisions to changes made by the act; making technical changes; amending s. 1008.44, F.S.; requiring the Commissioner of Education to identify certain certifications as those leading to occupations in specified industry sectors; requiring the commissioner to identify such certifications on a specified list; authorizing the commissioner to limit certain certifications for the purpose of specified calculations; amending s. 1009.25, F.S.; authorizing technical centers, Florida College System institutions, and state universities to enter into specified agreements; authorizing the State Board of Education to adopt specified rules and the Board of Governors to adopt specified regulations; amending s. 1011.62, F.S.; providing for calculation of full-time equivalent (FTE) membership for a specified industry certification; deleting a limit on additional FTE membership for certain students; providing for supplemental FTE membership for specified certifications; authorizing districts to use certain funds for specified expenses and programs; prohibiting certain funds from supplanting specified costs; requiring certain bonuses to be calculated in a specified manner; amending s. 1011.80, F.S.; providing for an appropriation to a school district or Florida College System institution from



the General Appropriations Act for certain industry certifications; requiring a district school board or Florida College System institution board of trustees that receives certain funding to use the funding in a specified manner; amending s. 1011.81, F.S.; providing for an appropriation to each Florida College System institution from the General Appropriations Act for certain industry certifications; providing an effective date.

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

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By Senator Berman—

**SB 1044**—A bill to be entitled An act relating to victims of crimes of sexual violence or sexual exploitation; creating s. 960.31, F.S.; defining terms; providing that a victim of any crime of sexual violence or sexual exploitation has the right to prevent any person or entity from disclosing or disseminating information or records that might identify him or her as a victim of such crimes; prohibiting a person or an entity in possession of information or records that might identify an individual as a victim of a crime of sexual violence or sexual exploitation from disclosing or disseminating such information or records without first obtaining the express written consent of the victim; providing that specified rights may be waived only by express action; providing construction; providing applicability; providing an effective date.

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

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By Senators Bean and Baxley—

**SB 1046**—A bill to be entitled An act relating to arrest booking photographs; amending s. 901.43, F.S.; expanding the applicability of provisions relating to the dissemination of arrest booking photographs to include a person or entity whose primary business model is the publishing or dissemination of such photographs for a commercial purpose or pecuniary gain; revising applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Commerce and Tourism; and Rules.

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By Senators Bean and Baxley—

**SB 1048**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms “conviction integrity unit” and “conviction integrity unit reinvestigation information”; providing a public records exemption for certain conviction integrity unit reinvestigation information; providing for the future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

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By Senator Berman—

**SB 1050**—A bill to be entitled An act relating to school bus safety; amending s. 316.172, F.S.; authorizing a school district to install cameras on district school buses for certain purposes; authorizing the Department of Highway Safety and Motor Vehicles, a county, or a municipality to authorize a traffic infraction enforcement officer to issue and enforce a citation for certain violations; requiring notification to be sent to the registered owner of the motor vehicle involved in the violation; providing notification requirements; authorizing request for a hearing; prohibiting an individual from receiving a commission from any revenue collected from violations detected through the use of a camera and a manufacturer or vendor from receiving a fee or remuneration based upon the number of violations detected through the use of a camera; providing requirements for issuance of a citation; requiring payment of a citation unless certain information is established in an affidavit; providing affidavit requirements; providing penalties for submitting a false affidavit; providing that certain evidence is admissible in enforcement proceedings; providing construction; requiring participating

school districts to submit annual reports to the department; requiring the department to submit annual reports to the Governor and Legislature; providing hearing procedures; authorizing an aggrieved party to appeal a final order according to certain provisions; amending s. 318.18, F.S.; providing disposition of civil penalties for certain violations relating to stopping for a school bus; amending s. 318.21, F.S.; revising distribution of certain civil penalties; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; and Appropriations.

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By Senators Jones and Farmer—

**SB 1052**—A bill to be entitled An act relating to use or threatened use of force; providing a short title; amending ss. 776.012 and 776.031, F.S.; deleting provisions relating to persons using or threatening to use force not having to retreat before such use or threatened use in defense of persons or property; prohibiting persons from using deadly force in accordance with specified provisions of law if such persons know that they can avoid the necessity of using deadly force with complete safety by retreating; deleting provisions relating to persons using deadly force not having a duty to retreat and having the right to stand their ground under certain circumstances; repealing s. 776.032, F.S., relating to immunity from criminal prosecution and civil action for justifiable use or threatened use of force; reenacting s. 790.25(5), F.S., relating to lawful ownership, possession, and use of firearms and other weapons, to incorporate the amendment made to s. 776.012, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; Criminal Justice; and Rules.

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By Senator Broxson—

**SB 1054**—A bill to be entitled An act relating to brownfield site rehabilitation; amending s. 373.309, F.S.; requiring the Department of Environmental Protection to make information relating to areas of PFAS contamination available to certain governmental entities; requiring the department to promote cost-effective remediation of contaminated potable water supplies; requiring the department to delineate areas of groundwater contamination upon the request of certain entities; amending s. 376.301, F.S.; revising the definition of the term “institutional controls” with respect to the pollution of surface water and groundwater; amending s. 376.30701, F.S.; requiring the department to provide constructive notice to local governmental entities and to certain property owners and residents when the department issues a site rehabilitation completion order that relies on institutional controls not recorded in public records; amending s. 376.313, F.S.; revising the defenses to causes of action for damages to real or personal property as a result of pollution; amending s. 376.79, F.S.; revising the definition of the term “institutional controls” with respect to the Brownfields Redevelopment Act; creating s. 376.91, F.S.; defining the term “PFAS”; requiring the department to adopt rules for statewide cleanup target levels for PFAS in soils and groundwater; prohibiting such rules from taking effect until ratified by the Legislature; authorizing the department to require site assessments and sampling by potentially responsible parties to assist in its investigations before the PFAS rules are adopted and ratified; providing that a responsible party who cooperates in good faith with the department is immune from liability for specified claims; providing that a responsible party is not subject to administrative or judicial action under certain circumstances; providing that a person who executes a PFAS voluntary site rehabilitation agreement with the department is immune from and has no liability for certain claims under certain circumstances; requiring the department to allow a person to return to compliance within a specified timeframe before revoking the person’s immunity; creating the PFAS Assessment and Site Rehabilitation Program within the department, in consultation with the Department of Health; providing requirements for the program; requiring an annual report to the Governor and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

**SR 1056**—Not introduced.

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By Senator Burgess—

**SB 1058**—A bill to be entitled An act relating to sanitary sewer lateral inspection programs; amending ss. 125.569 and 166.0481, F.S.; defining the term “continuous monolithic pipe system”; authorizing counties and municipalities, respectively, to access sanitary sewer laterals within their jurisdiction for specified purposes; requiring counties and municipalities to notify private property owners within a specified timeframe if the county or municipality intends to access the owner’s sanitary sewer lateral; providing that the counties and municipalities that establish programs are legally and financially responsible for all work done; requiring the counties and municipalities that establish programs to consider economical methods for the counties and municipalities, rather than the property owners, to complete such work; authorizing a program established by a county to evaluate and rehabilitate sanitary sewer laterals on residential and commercial properties to use state or local funds allocated for environmental preservation or the protection of a clean water supply; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Bradley—

**SB 1060**—A bill to be entitled An act relating to limitation of liability for voluntary engineering services; creating s. 768.38, F.S.; defining the term “structures specialist”; exempting engineers, architects, and structures specialists from liability for certain voluntary engineering services under certain circumstances; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Regulated Industries; and Rules.

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By Senator Brodeur—

**SB 1062**—A bill to be entitled An act relating to cooperative advertising agreements; amending s. 561.42, F.S.; authorizing a manufacturer or importer of malt beverages and a vendor to enter into a written agreement for brand naming rights and associated cooperative advertising if certain requirements are met; providing requirements for such agreement; prohibiting certain manufacturers or importers of malt beverages from soliciting or receiving certain payments; specifying that such agreements do not affect distributors; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Brodeur—

**SB 1064**—A bill to be entitled An act relating to hospital, hospital system, or provider organization transactions; creating s. 542.275, F.S.; defining terms; requiring certain entities to submit written notice of a specified filing to the Office of the Attorney General relating to certain hospital, hospital system, or provider organization mergers, acquisitions, and other transactions within a specified timeframe; requiring that such entities submit written notice of a material change to the office within a specified timeframe; providing requirements for such notice; authorizing the office to request additional information or issue a civil investigative demand; requiring the office to submit a biennial report to the Legislature beginning on a specified date; providing a civil penalty; requiring that the penalty be deposited into the Legal Affairs Revolving Trust Fund; authorizing the office to engage the services of certain persons to fulfill its duties; authorizing positions and providing appropriations; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Appropriations.

By Senator Taddeo—

**SB 1066**—A bill to be entitled An act relating to the insurance consumer advocate; amending s. 627.0613, F.S.; authorizing the insurance consumer advocate to collect certain information from entities issued a certificate of authority by the Office of Insurance Regulation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

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By Senator Taddeo—

**SB 1068**—A bill to be entitled An act relating to local housing assistance plans; amending s. 420.9075, F.S.; revising the percentages of local housing funds which must be reserved for eligible housing; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Berman—

**SB 1070**—A bill to be entitled An act relating to estates and trusts; amending s. 69.031, F.S.; requiring the court to allow an officer to elect to post and maintain a certain bond; requiring the court to vacate or terminate an order under certain circumstances; making technical changes; amending s. 732.507, F.S.; providing that certain provisions of a will are void upon dissolution of marriage; specifying when dissolution of marriage occurs; providing applicability; amending s. 736.0103, F.S.; defining terms; revising the definition of the term “terms of a trust”; amending s. 736.0105, F.S.; revising the exceptions for when the terms of a trust do not prevail over provisions of the Florida Trust Code; amending s. 736.0201, F.S.; authorizing certain proceedings to determine the homestead status of real property owned by a trust to be filed in the probate proceeding for the settlor’s estate; requiring that such proceedings be governed by the Florida Probate Rules; amending s. 736.0603, F.S.; transferring provisions that authorize a trustee to follow certain directions; amending s. 736.0703, F.S.; conforming provisions to changes made by the act; repealing s. 736.0808, F.S., relating to powers to direct; amending s. 736.1008, F.S.; specifying that certain claims barred against a trustee or trust director are also barred against certain persons acting for that trustee; conforming provisions to changes made by the act; amending s. 736.1017, F.S.; revising the information required to be included in a certification of trust; amending s. 736.1105, F.S.; revising the effects that subsequent marriages, births, adoptions, or dissolutions of marriage have on a revocable trust; providing construction; providing applicability; creating s. 736.1109, F.S.; specifying how title passes for certain devises of homesteads which violate the State Constitution; specifying that certain powers do not subject an interest in a protected homestead to certain claims; providing applicability; creating part XIV of chapter 736, F.S., entitled the “Florida Uniform Directed Trust Act”; creating s. 736.1401, F.S.; providing a short title; creating s. 736.1403, F.S.; providing applicability; providing for the validity of certain terms in a directed trust which designate principal places of administration; creating s. 736.1405, F.S.; defining the term “power of appointment”; providing applicability; specifying the types of powers granted to persons other than trustees; creating s. 736.1406, F.S.; authorizing the terms of a trust to grant a power of direction to a trust director; specifying the powers included in a power of direction; creating s. 736.1407, F.S.; providing for limitations on trust directors; creating s. 736.1408, F.S.; providing duties and liabilities for trust directors; creating s. 736.1409, F.S.; providing duties and liabilities for directed trustees; creating s. 736.141, F.S.; requiring a trustee to provide certain information to a trust director; requiring a trust director to provide certain information to a trustee or another trust director and a qualified beneficiary; providing that a trustee or a trust director acting in reliance on certain information is not liable for a breach of trust in certain circumstances; creating s. 736.1411, F.S.; specifying that trustees and trust directors do not have a duty to monitor, inform, or advise specified persons under certain circumstances; creating s. 736.1412, F.S.; transferring provisions relating to the appointment of trustees; creating s. 736.1413, F.S.; providing limitations on actions against trust directors; creating s. 736.1414, F.S.; authorizing trust directors to assert specified defenses in certain ac-

tions; creating s. 736.1415, F.S.; specifying that a trust director submits to specified personal jurisdiction by accepting appointment as a trust director; providing construction; creating s. 736.1416, F.S.; requiring trust directors to be considered a trustee for certain purposes; authorizing certain persons to make a specified written demand to accept or confirm prior acceptance of trust directorships; creating part XV of chapter 736, F.S., entitled the “Community Property Trust Act”; creating s. 736.1501, F.S.; providing a short title; creating s. 736.1502, F.S.; defining terms; creating s. 736.1503, F.S.; providing that an arrangement is a community property trust in certain circumstances; creating s. 736.1504, F.S.; authorizing settlor spouses to agree upon certain terms in an agreement establishing a community property trust; specifying when a community property trust may be amended or revoked; specifying qualified beneficiaries of community property trusts; creating s. 736.1505, F.S.; providing that settlor spouses may classify any property as community property by transferring that property to a community property trust regardless of domicile; providing for enforceability and duration of a community property trust; providing that the right to manage and control certain property is determined by the terms of the trust agreement; providing the effect of distributions from a community property trust; creating s. 736.1506, F.S.; providing for the satisfaction of obligations incurred by one or both spouses from a community property trust; creating s. 736.1507, F.S.; providing for the disposition or distribution of certain property upon the death of a spouse; creating s. 736.1508, F.S.; providing for the termination of a community property trust upon dissolution of marriage; creating s. 736.1509, F.S.; providing that a community property trust does not adversely affect certain rights of a child; creating s. 736.151, F.S.; providing that certain property held in a community property trust qualifies as homestead property; creating s. 736.1511, F.S.; providing for the application of the Internal Revenue Code to a community property trust; creating s. 736.1512, F.S.; providing that a community property trust is not enforceable in certain circumstances; amending ss. 736.0802, 736.08125, and 738.104, F.S.; conforming cross-references; amending s. 744.3679, F.S.; conforming a provision to changes made by the act; providing a directive to the Division of Law Revision; providing for severability; providing effective dates.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Senator Baxley—

**SB 1072**—A bill to be entitled An act relating to online marketplace transparency; creating s. 559.953, F.S.; defining terms; requiring online marketplaces to require high-volume third-party sellers using their service to provide certain information to the online marketplace within a specified timeframe; requiring the online marketplace to verify such information, or changes to such information, within a specified timeframe; providing that information on valid government-issued tax documents is presumed to be verified as of the issuance date; requiring an online marketplace to update and require certification of the updated information at least annually; requiring the online marketplace to suspend certain sellers who do not provide such a certification or updated information; requiring online marketplaces to require high-volume third-party sellers to disclose certain information in a conspicuous manner on the product’s listing or through a link on the product’s listing; authorizing an online marketplace to allow partial disclosure of the identity of a high-volume third-party seller under certain circumstances; requiring the online marketplace to revoke the partial disclosure authorization under certain circumstances; requiring disclosure of suppliers; providing for enforcement; authorizing the Department of Legal Affairs to adopt rules; preempting the regulation of the disclosure of such information to the state; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Senator Jones—

**SR 1074**—A resolution rejecting and condemning white nationalism and white supremacy as hateful expressions of intolerance which contradict the values that define the people of Florida and the United States.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

By Senator Brodeur—

**SB 1076**—A bill to be entitled An act relating to public works projects; amending s. 255.0991, F.S.; revising a prohibition relating to any solicitation for construction services paid for with state or locally appropriated funds, or any combination thereof; amending s. 255.0992, F.S.; revising the definition of the term “public works project”; prohibiting the state or any political subdivision that contracts for a public works project from taking specified action against certain persons that are engaged in a public works project or have submitted a bid for such a project; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Rules.

By Senator Brodeur—

**SB 1078**—A bill to be entitled An act relating to health insurance cost sharing; creating s. 627.6383, F.S.; defining the term “cost-sharing requirement”; requiring specified individual health insurers and their pharmacy benefits managers to apply payments by or on behalf of insureds toward the total contributions of the insureds’ cost-sharing requirements; providing applicability; amending s. 627.6385, F.S.; requiring specified individual health insurers to disclose on their websites and in their policies their applications of payments by or on behalf of policyholders toward the policyholders’ total contributions to cost-sharing requirements; providing applicability; amending ss. 627.64741, 627.6572, and 641.314, F.S.; requiring pharmacy benefits managers to apply payments by or on behalf of insureds and subscribers toward the insureds’ and subscribers’ total contributions to cost-sharing requirements; providing applicability; providing disclosure requirements; creating s. 627.65715, F.S., and amending s. 641.31, F.S.; defining the term “cost-sharing requirement”; requiring specified group health insurers and health maintenance organizations and their pharmacy benefits managers to apply payments by or on behalf of insureds and subscribers toward the total contributions of the insureds’ and subscribers’ cost-sharing requirements, respectively; providing disclosure requirements; providing applicability; amending s. 627.6699, F.S.; providing requirements for small employer carriers; amending s. 409.967, F.S.; conforming a cross-reference; amending s. 641.185, F.S.; conforming a provision to changes made by the act; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Hutson—

**SB 1080**—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.15, F.S.; revising the age limits for permits relating to cigarettes; amending s. 386.212, F.S.; revising age and time restrictions relating to the prohibition of smoking and vaping near school property; amending s. 569.002, F.S.; revising the definition of the term “tobacco products”; defining the term “vapor-generating electronic device”; deleting the term “any person under the age of 18”; amending s. 569.003, F.S.; revising the age limits for retail tobacco products dealer permits; amending s. 569.007, F.S.; revising prohibitions on the sale of tobacco products from vending machines; conforming provisions to federal law; amending s. 569.101, F.S.; requiring that the age of persons purchasing tobacco products be verified under certain circumstances; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; amending ss. 210.095, 569.0075, 569.008, 569.11, 569.12, 569.14, and 569.19, F.S.; conforming provisions to federal law; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Policy; and Appropriations.

By Senator Albritton—

**SB 1082**—A bill to be entitled An act relating to diesel exhaust fluid; creating s. 330.401, F.S.; requiring the governing body of each public airport that meets certain criteria to create a diesel exhaust fluid safety mitigation and exclusion plan for submission to the Department of Transportation; providing plan requirements; requiring an annual certification of compliance; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Pizzo—

**SB 1084**—A bill to be entitled An act relating to volunteer ambulance services; amending s. 316.003, F.S.; revising the definition of the term “authorized emergency vehicles” and defining the term “volunteer ambulance service”; amending s. 316.072, F.S.; authorizing certain medical staff of a volunteer ambulance service to use red lights on a privately owned vehicle under certain circumstances; amending s. 316.2397, F.S.; authorizing vehicles of volunteer ambulance services to show or display red lights and operate emergency lights and sirens under certain circumstances; amending s. 316.2398, F.S.; authorizing privately owned vehicles belonging to certain medical staff of a volunteer ambulance service to display or use red warning signals under certain circumstances; conforming a provision to changes made by the act; prohibiting certain medical staff of volunteer ambulance services from operating red warning signals when not responding to an emergency in the line of duty; amending s. 401.211, F.S.; revising legislative intent; amending s. 401.23, F.S.; defining the terms “volunteer ambulance service” and “volunteer first responder agency”; amending s. 401.25, F.S.; exempting volunteer first responder agencies from certificate of public convenience and necessity requirements; providing that county and municipal governments may not limit, prohibit, or prevent volunteer ambulance services from responding to emergencies or providing emergency medical services or transport within their respective jurisdictions; prohibiting county and municipal governments from requiring volunteer ambulance services to obtain a license or certificate or pay a fee to provide ambulance or air ambulance services within their respective jurisdictions, with an exception; amending s. 316.306, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Appropriations.

By Senator Hutson—

**SB 1086**—A bill to be entitled An act relating to operation and safety of motor vehicles and vessels; amending ss. 316.1932 and 316.1939, F.S.; revising conditions under which a person’s driving privilege is suspended and under which the person commits a misdemeanor relating to tests for alcohol, chemical substances, or controlled substances; specifying such misdemeanor as a misdemeanor of the first degree; amending s. 327.02, F.S.; defining the term “human-powered vessel”; revising the definition of the term “navigation rules”; amending s. 327.04, F.S.; providing additional rulemaking authority to the Fish and Wildlife Conservation Commission; creating s. 327.462, F.S.; providing definitions; authorizing heads of certain entities to establish temporary protection zones in certain water bodies for certain purposes; providing protection zone requirements; requiring reports of establishment of such protection zones to the commission and to the appropriate United States Coast Guard Sector Command; providing report requirements; providing applicability; providing penalties; amending s. 327.352, F.S.; revising conditions under which a person commits a misdemeanor; specifying such misdemeanor as a misdemeanor of the first degree; amending s. 327.359, F.S.; revising conditions under which a person commits a misdemeanor of the first degree; creating s. 327.371, F.S.; providing circumstances under which a person may operate a human-powered vessel within the boundaries of the marked channel of the Florida Intracoastal Waterway; providing a penalty; amending s. 327.391, F.S.; conforming cross-references; amending s. 327.395, F.S.; prohibiting all persons, beginning on a specified date, from operating a vessel powered by a motor of 10 horsepower or greater unless the person has certain documents in his or her possession aboard the vessel; removing authority of the commission to appoint certain entities to ad-

minister a boating safety education course or temporary certificate examination and issue certain credentials; exempting certain persons from the requirement to possess certain documents aboard a vessel; amending s. 327.4107, F.S.; authorizing certain officers to provide notice that a vessel is at risk of becoming derelict via body camera recordings; authorizing the commission or certain officers to relocate at-risk vessels to a certain distance from mangroves or vegetation; providing that the commission or officers are not liable for damages to such vessels; providing an exception; authorizing the commission to establish a derelict vessel prevention program consisting of certain components; authorizing the commission to adopt rules; providing that such program is subject to appropriation by the Legislature; providing for funding; amending s. 327.4109, F.S.; prohibiting the anchoring or mooring of a vessel or floating structure within a certain distance of certain facilities; providing exceptions; amending s. 327.46, F.S.; authorizing a county or municipality to establish a boating-restricted area within and around a public mooring field; creating s. 327.463, F.S.; specifying conditions under which a vessel is and is not operating at slow speed, minimum wake; prohibiting a person from operating a vessel faster than slow speed, minimum wake within a certain distance from other specified vessels; exempting a person from being cited for a violation under certain circumstances; providing penalties; providing applicability; amending s. 327.50, F.S.; authorizing the commission to exempt vessel owners and operators from certain safety equipment requirements; creating s. 327.521, F.S.; designating waters of this state as no-discharge zones upon approval by the United States Environmental Protection Agency; prohibiting discharge of sewage from a vessel or floating structure into such waters; providing penalties; declaring a vessel or floating structure that violates such prohibition a nuisance and a hazard to public safety; providing for removal of such vessel or structure from the waters of this state upon a second conviction; providing requirements for removal and sale of such vessel or structure under certain circumstances; defining the term “conviction”; amending s. 327.53, F.S.; requiring the owner or operator of a live-aboard vessel or houseboat equipped with a marine sanitation device to maintain a record of the date and location of each pumpout of the device for a certain period; amending s. 327.54, F.S.; prohibiting a livery from leasing, hiring, or renting a vessel to a person required to complete a commission-approved boating safety education course unless such person presents certain documentation indicating compliance; amending s. 327.60, F.S.; authorizing a local government to enact and enforce regulations allowing the local law enforcement agency to remove an abandoned or lost vessel affixed to a public mooring; amending s. 327.73, F.S.; providing additional violations that qualify as noncriminal infractions; providing civil penalties; prohibiting conviction of a person cited for a violation relating to possessing proof of boating safety education under certain circumstances; increasing certain civil penalties; providing that certain vessels shall be declared a public nuisance subject to certain statutory provisions; authorizing the commission or certain officers to relocate or remove public nuisance vessels from the waters of this state; providing that the commission or officers are not liable for damages to such vessels; providing an exception; amending s. 328.09, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a certificate of title to an applicant for a vessel that has been deemed derelict pursuant to certain provisions; authorizing the department, at a later date, to reject an application for a certificate of title for such a vessel; amending s. 376.15, F.S.; conforming provisions to changes made by the act; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel relocation or removal activities; providing licensure, insurance, and equipment requirements for such governmental subdivision; authorizing the commission to provide local government grants for destruction and disposal of derelict vessels; providing for funding; amending s. 705.103, F.S.; providing notice procedures for when a law enforcement officer ascertains that a derelict or public nuisance vessel is present on the waters of this state; requiring a mailed notice to the owner or party responsible for the vessel to inform him or her of the right to a hearing; providing hearing requirements; authorizing a law enforcement agency to take certain actions if a hearing is not requested or a vessel is determined to be derelict or otherwise in violation of law; revising provisions relating to liability for vessel removal costs and notification of the amount owed; providing penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; requiring persons whose vessel registration and motor vehicle privileges have been revoked for failure to pay certain costs to be reported to the department; prohibiting issuance of a certificate of registration to such persons until such costs are paid; amending

s. 823.11, F.S.; revising application of definitions; revising the definition of the term “derelect vessel”; specifying requirements for a vessel to be considered wrecked, junked, and substantially dismantled; providing construction; providing that relocation or removal costs incurred by a governmental subdivision are recoverable against the vessel owner; providing penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel relocation or removal activities; providing licensure, insurance, and equipment requirements for such governmental subdivision; providing effective dates.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Rodrigues—

**SB 1088**—A bill to be entitled An act relating to modification or continuation of terms of probation; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

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

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By Senator Torres—

**SB 1090**—A bill to be entitled An act relating to payments made into the registry of the court; amending s. 83.60, F.S.; removing a provision that waives a tenant’s defenses other than payment and entitles a landlord to an immediate default judgment for removal of a tenant if the tenant fails to take certain actions in an action by the landlord for possession of a dwelling unit; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senator Torres—

**SB 1092**—A bill to be entitled An act relating to the Agreement Among the States to Elect the President by National Popular Vote; providing for enactment of the agreement; providing a method by which a state may become a member state; requiring a statewide popular election for President and Vice President of the United States; establishing a procedure for appointing presidential electors in member states; providing that the agreement becomes effective upon the occurrence of specified actions; providing for the withdrawal of a member state; requiring notification of member states when the agreement takes effect in a nonmember state or when a member state withdraws from the agreement; providing severability; providing definitions; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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By Senator Bean—

**SB 1094**—A bill to be entitled An act relating to required health education instruction; amending s. 1003.42, F.S.; providing additional requirements for health education; revising the grade levels when students receive certain health education instruction; requiring health education instruction to include prevention of specified harms; amending s. 1006.148, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Book—

**SB 1096**—A bill to be entitled An act relating to the screening of summer camp personnel; amending s. 402.302, F.S.; defining terms; creating s. 402.3132, F.S.; providing applicability of certain requirements to summer day camps and summer 24-hour camps; providing an exception; requiring such camps to meet specified minimum requirements relating to health, sanitation, and safety and specified child care personnel screening requirements; providing that failure of a camp to comply with such requirements results in the loss of the camp’s ability to operate; authorizing the Department of Children and Families or local licensing agency to perform specified enforcement actions; requiring camps to register with the department for inclusion in the department’s summer camp listing to be in compliance with specified requirements; amending s. 409.175, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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**SB 1098**—Withdrawn prior to introduction.

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By Senator Book—

**SB 1100**—A bill to be entitled An act relating to child welfare; amending s. 39.4085, F.S.; providing legislative findings and intent; specifying the rights of children and young adults in out-of-home care; providing roles and responsibilities of the Department of Children and Families, community-based care lead agencies, and other agency staff; providing roles and responsibilities of caregivers; requiring the department to adopt certain rules; providing applicability; creating s. 39.4088, F.S.; requiring the Florida Children’s Ombudsman to serve as an autonomous entity within the department for certain purposes; providing general roles and responsibilities of the ombudsman; requiring the ombudsman to collect certain data; requiring the ombudsman, in consultation with the department and other specified entities and by a specified date, to develop standardized information explaining the rights of children and young adults placed in out-of-home care; requiring the department, community-based care lead agencies, and agency staff to use the information provided by the ombudsman in carrying out specified responsibilities; requiring the department to establish a statewide toll-free telephone number for the ombudsman; requiring the department to adopt certain rules; amending s. 39.6011, F.S.; requiring that a case plan be developed in a face-to-face conference with a caregiver of a child under certain circumstances; providing additional requirements for the content of a case plan; providing additional requirements for a case plan when a child is 14 years of age or older or is of an appropriate age and capacity; requiring the department to provide a copy of the case plan to the caregiver of a child placed in a licensed foster home; amending s. 39.604, F.S.; requiring a caseworker to provide specified information relating to subsidies that early learning coalitions provide to caregivers of certain children; amending s. 39.701, F.S.; providing additional requirements for social study reports for judicial review; amending s. 409.1415, F.S.; providing additional requirements for caregivers; amending s. 409.175, F.S.; providing additional requirements for the licensure and operation of family foster homes, residential child-caring agencies, and child-placing agencies; amending s. 409.1753, F.S.; requiring a lead agency, rather than the department, to provide caregivers with a telephone number when the caseworker is unavailable; amending s. 409.988, F.S.; requiring lead agencies to recruit and retain foster homes; amending s. 39.6013, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodriguez—

**SB 1102**—A bill to be entitled An act relating to early termination of rental agreement by a crime victim; creating s. 83.676, F.S.; defining terms; prohibiting a landlord from evicting a tenant or terminating a rental agreement because the tenant or the tenant’s minor child is a victim of actual or threatened domestic violence, dating violence, sexual

violence, or stalking; specifying that a rental agreement may not contain certain provisions; authorizing a victim of such actual or threatened violence or stalking to terminate a rental agreement under certain circumstances; requiring certain documentation and written notice to the landlord; providing for liability for rent for both the tenant and the perpetrator, if applicable; specifying that a tenant does not forfeit certain money paid to the landlord for terminating a rental agreement under certain circumstances; requiring a landlord to change the locks of a dwelling unit within a specified timeframe under certain circumstances; authorizing the tenant to change the locks of a dwelling unit under certain circumstances; prohibiting certain actions by a landlord under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

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By Senator Rodriguez—

**SB 1104**—A bill to be entitled An act relating to the Division of Library and Information Services; amending s. 257.22, F.S.; removing the date by which the division must submit an annual report regarding the allocation of library funding to the Chief Financial Officer; repealing s. 257.34, F.S., relating to the Florida International Archive and Repository; amending s. 257.35, F.S.; revising the duties and responsibilities of the division in the administration of the Florida State Archives; conforming a cross-reference; amending s. 257.36, F.S.; revising the duties and responsibilities of the division in the administration of the records and information management program; clarifying provisions governing the storage of records transferred to the division for storage; removing the requirement that the division notify an agency by certified mail of a record's eligibility for destruction; deleting a provision that provides for the title of a record to pass to the division under specified circumstances; deleting a provision specifying the effect of a preservation duplicate of a record; specifying the role and duties of records management liaison officers; amending s. 257.42, F.S.; removing a limitation on the annual grant amount that the administrative unit of a library cooperative may receive from the state for purposes of sharing library resources; amending s. 120.54, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Rodriguez—

**SB 1106**—A bill to be entitled An act relating to the sale of frozen or mixed alcoholic beverages for off-premises consumption; amending s. 565.045, F.S.; authorizing certain vendors to sell frozen alcoholic beverages or mixed alcoholic beverages for off-premises consumption under certain circumstances; providing definitions; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Diaz—

**SB 1108**—A bill to be entitled An act relating to education; amending s. 1001.23, F.S.; authorizing the Department of Education to hold patents, copyrights, trademarks, and service marks; authorizing the department to take specified actions to enforce its rights under certain circumstances; requiring the department to notify the Department of State in writing when property rights by patent, copyright, trademark, or service marks are secured by the department; requiring, except for educational materials and products, any proceeds received by the department from the exercise of its rights to be deposited in the department's Operating Trust Fund; amending s. 1003.4282, F.S.; deleting obsolete language; requiring certain students to take a specified assessment relating to civic literacy; providing that such assessment meets certain postsecondary requirements under specified circumstances; conforming a cross-reference; amending s. 1007.25, F.S.; requiring certain postsecondary students to complete a civic literacy course and pass a specified assessment to demonstrate competency in civic literacy; authorizing students to meet the assessment require-

ments in high school; providing for rulemaking; authorizing the development of new civic literacy courses; providing requirements for such courses; amending s. 1008.212, F.S.; conforming cross-references; amending s. 1008.22, F.S.; revising the purpose of the assessment program; deleting obsolete language; requiring that certain assessments be given in a paper-based format; requiring school districts to provide the SAT or ACT to grade 11 students beginning in a specified school year; requiring school districts to choose which assessment to administer; deleting specified reporting requirements; deleting a requirement that the Commissioner of Education maintain a specified item bank; deleting specified requirements for the date of the administration of specified assessments; revising a deadline for the publication of certain assessments; conforming provisions to changes made by the act; amending s. 1008.24, F.S.; revising the tests that are included under test administration and security rules; amending ss. 1008.34 and 1008.3415, F.S.; conforming cross-references; amending s. 1009.286, F.S.; providing an additional exception to credit hours used when calculating baccalaureate degrees; providing an effective date.

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

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By Senator Diaz—

**SB 1110**—A bill to be entitled An act relating to relations between postsecondary institutions and communist regimes; amending s. 288.8175, F.S.; removing the Florida-China Institute from the list of authorized Florida linkage institutes; prohibiting the creation or funding of linkage institutes based on agreements between the Board of Governors or the State Board of Education and a counterpart organization in a country governed by a communist regime; requiring the Board of Governors and the State Board of Education to withdraw from such agreements by a specified date; creating s. 1004.061, F.S.; defining the term "communist regime"; prohibiting certain postsecondary institutions from entering into specified agreements with a communist regime, or an entity that is organized and exists under the laws of a country governed by a communist regime; requiring certain postsecondary institutions to withdraw from such agreements by a specified date; amending s. 1009.43, F.S.; prohibiting certain programs of study from being located in a country governed by a communist regime; providing an effective date.

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

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By Senator Rodriguez—

**SB 1112**—A bill to be entitled An act relating to damages recoverable by parents of an adult child in medical negligence actions; amending s. 768.21, F.S.; deleting a provision prohibiting parents of an adult child from recovering damages for mental pain and suffering in a medical negligence suit; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules.

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By Senator Pizzo—

**SB 1114**—A bill to be entitled An act relating to compensation for eligible victims of wrongful incarceration; amending s. 961.03, F.S.; extending the filing deadline for a petition claiming wrongful incarceration; providing limited retroactivity for filing a petition claiming wrongful incarceration; providing that a deceased person's heirs, successors, or assigns do not have standing to file a petition related to the wrongful incarceration of the deceased person; amending s. 961.04, F.S.; revising eligibility for compensation for wrongful incarceration for a wrongfully incarcerated person; amending s. 961.06, F.S.; authorizing the Chief Financial Officer to adjust compensation for inflation for persons found to be wrongfully incarcerated after a specified date; revising conditions for eligibility for compensation for wrongful incarceration; requiring the state to deduct the amount of a civil award from the state compensation amount owed if the claimant first receives a civil award; deleting a requirement that a wrongfully incarcerated person sign a liability release before receiving compensation; requiring a claimant to reimburse the state for any difference between state

compensation and a civil award if the claimant receives statutory compensation before a civil award; requiring a claimant to notify the Department of Legal Affairs upon filing a civil action; requiring the department to file a notice of payment of monetary compensation in such civil action; deleting provisions prohibiting an application for compensation if the applicant has a pending civil suit requesting compensation; amending s. 961.07, F.S.; specifying that payments for certain petitions filed under the Victims of Wrongful Incarceration Compensation Act are subject to specific appropriation; reenacting ss. 961.02(4) and 961.03(1)(a), (2), (3), and (4), F.S., relating to eligibility for compensation for wrongfully incarcerated persons to incorporate the amendment made to s. 961.04, F.S., in references thereto; reenacting ss. 961.02(5) and 961.05(6), F.S., relating to receiving compensation to incorporate the amendment made to s. 961.06, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

By Senator Book—

**SB 1116**—A bill to be entitled An act relating to removing memorializations of the Confederate States of America; amending s. 256.051, F.S.; deleting provisions prohibiting specified improper uses or mutilation of the flag or emblem of the Confederate States of America; repealing s. 256.10, F.S., relating to the mutilation of, or disrespect for, Confederate flags or replicas thereof; amending s. 683.01, F.S.; removing the designations of the Birthdays of Robert E. Lee and Jefferson Davis and Confederate Memorial Day as legal holidays; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Rodriguez—

**SB 1118**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gibson—

**SB 1120**—A bill to be entitled An act relating to commercial telephone solicitation; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from using automated dialing or recorded messages to make certain commercial telephone solicitation phone calls; revising the timeframe during which a commercial telephone seller or salesperson may make commercial solicitation phone calls; prohibiting commercial telephone sellers or salespersons from making a specified number of commercial telephone solicitation phone calls to a person over a specified timeframe; reenacting s. 501.604, F.S., relating to exemptions to the Florida Telemarketing Act, to incorporate the amendment made to s. 501.616, F.S., in a reference thereto; reenacting s. 648.44(1)(c), F.S., relating to prohibitions regarding bail bond agent telephone solicitations, to incorporate the amendment made to s. 501.616, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Regulated Industries; and Rules.

By Senator Brodeur—

**SB 1122**—A bill to be entitled An act relating to animal cruelty; amending s. 828.12, F.S.; revising the elements of certain animal cruelty offenses; amending s. 828.13, F.S.; defining the term “adequate shelter”; prohibiting the failure to provide an animal adequate shelter; providing criminal penalties; providing an effective date.

—was referred to the Committees on Agriculture; Criminal Justice; Appropriations; and Rules.

**SR 1124**—Not introduced.

By Senator Harrell—

**SB 1126**—A bill to be entitled An act relating to the Department of Transportation; amending s. 201.15, F.S.; clarifying that the Department of Revenue is responsible for a certain transfer from the State Treasury to the General Revenue Fund of a portion of documentary stamp tax distributions credited to the State Transportation Trust Fund; amending s. 206.46, F.S.; revising a limitation on an annual transfer from the State Transportation Trust Fund to the Right-of-Way Acquisition and Bridge Construction Trust Fund; amending ss. 206.606, 206.608, and 212.0501, F.S.; removing a requirement for the deduction of certain service charges before the distribution of certain moneys; amending s. 316.545, F.S.; deleting a requirement that the department provide space and video conference capability at each of the department’s district offices as an alternative to physical appearance by a person requesting a hearing before the Commercial Motor Vehicle Review Board within the department; requiring the department to allow a person requesting a hearing to appear remotely via communications media technology authorized by a specified rule; amending s. 319.32, F.S.; removing a requirement for the deduction of certain service charges before depositing fees for a certificate of title into the State Transportation Trust Fund; creating s. 333.15, F.S.; requiring the department to adopt rules to implement ch. 333, relating to airport zoning; amending s. 335.199, F.S.; requiring the department, when proposing any project on the State Highway System which will close or modify an existing access to an abutting property owner, to provide notice to affected property owners, municipalities, and counties at least 180 days before the design phase of the project is completed; requiring the department to hold at least one public meeting before completing the design phase of the project; making a technical change; amending s. 339.135, F.S.; revising the date by which a metropolitan planning organization must annually submit project priorities to the appropriate department district for purposes of developing department district work programs; removing the expiration of provisions relating to approval of department work program amendments when a meeting of the Legislative Budget Commission cannot be held within a specified timeframe; amending s. 339.175, F.S.; revising the date by which a metropolitan planning organization must annually submit a list of project priorities to the appropriate department district for purposes of developing department district work programs and developing metropolitan planning organization transportation improvement programs; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Hutson—

**SB 1128**—A bill to be entitled An act relating to preemption on restriction of utility services; creating s. 366.032, F.S.; defining the term “utility service provider”; prohibiting municipalities, counties, special districts, or other political subdivisions from enacting or enforcing provisions or taking actions that restrict or prohibit property owners, tenants, or utility service customers from choosing their utility service from a utility service provider that serves the property, irrespective of the fuel source; retaining the right of municipalities to levy taxes on public services and to receive revenue from public utilities; providing for preemption; providing for retroactive application; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senator Brandes—

**SB 1130**—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; repealing part IV of ch. 343, F.S., relating to the creation and operation of the authority; dissolving the authority

and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority's assets; amending ss. 339.175 and 341.302, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Bean—

**SB 1132**—A bill to be entitled An act relating to personal care attendants; amending s. 400.141, F.S.; authorizing nursing home facilities to employ personal care attendants if they complete a certain training program developed by the Agency for Health Care Administration, in consultation with the Board of Nursing; providing minimum requirements for such program; amending s. 400.211, F.S.; authorizing certain persons to be employed by a nursing home facility as personal care attendants for a specified period if a certain training requirement is met; defining the term “personal care attendants”; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

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By Senator Harrell—

**SB 1134**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; revising the length of time within which an officer is authorized to give written notice requiring correction of an unduly hazardous operating condition; amending s. 316.614, F.S.; revising the definition of the term “motor vehicle”; amending s. 316.70, F.S.; requiring the Department of Highway Safety and Motor Vehicles, rather than the Department of Transportation, to establish and revise standards to ensure the safe operation of nonpublic sector buses; conforming provisions to changes made by the act; amending s. 319.225, F.S.; revising applicability; providing that vehicles that meet certain conditions are exempt from odometer disclosure after specified periods of time; amending s. 320.0715, F.S.; requiring motor carriers and vehicle owners whose registrations have been suspended to return their license plates to the Department of Highway Safety and Motor Vehicles or surrender their license plates to law enforcement; requiring the department to deny registration of a motor vehicle trip permit under certain conditions; amending s. 322.01, F.S.; defining the term “human trafficking”; amending s. 322.05, F.S.; prohibiting the department from issuing a license to any person as a commercial motor vehicle operator under specified conditions; amending s. 322.18, F.S.; providing that commercial driver licenses expire at midnight 8 years after the licensee's birthday; amending s. 322.25, F.S.; requiring clerks of court to promptly report to the department each conviction for human trafficking, regardless of whether adjudication is withheld; amending s. 322.28, F.S.; requiring the court to permanently revoke the commercial driver license of a person under specified conditions; requiring the department to permanently revoke the driver license or driving privilege of the person if the court has not revoked such driver license or driving privilege within a specified timeframe; amending s. 322.61, F.S.; revising provisions for disqualification from operating a commercial motor vehicle; providing a penalty for any person who uses a commercial motor vehicle in the commission of a felony involving human trafficking; amending s. 322.34, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; and Rules.

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By Senator Rodrigues—

**SB 1136**—A bill to be entitled An act relating to the board of directors of Florida ABLE, Inc.; amending s. 1009.986, F.S.; revising the composition of the membership of the Florida ABLE, Inc., board of directors; removing a limit on the number of terms that certain reappointed members may serve; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

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By Senator Brodeur—

**SB 1138**—A bill to be entitled An act relating to the retail sale of dogs or cats; creating s. 828.32, F.S.; defining terms; prohibiting pet stores from selling or offering for sale dogs or cats; providing noncriminal penalties; specifying that municipalities and counties are not restricted from enacting or enforcing more stringent ordinances; providing an effective date.

—was referred to the Committees on Agriculture; Commerce and Tourism; and Rules.

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By Senator Rodrigues—

**SB 1140**—A bill to be entitled An act relating to unlawful use of DNA; amending s. 760.40, F.S.; prohibiting DNA analysis and disclosure of DNA analysis results without authorization; removing criminal penalties; creating s. 817.5655, F.S.; defining terms; prohibiting the collection or retention of a DNA sample of another person without authorization for specified purposes; prohibiting specified DNA analysis and disclosure of DNA analysis results without authorization; providing criminal penalties; providing exceptions; providing an effective date.

—was referred to the Committees on Health Policy; Commerce and Tourism; and Rules.

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By Senator Rodrigues—

**SB 1142**—A bill to be entitled An act relating to prohibited acts by health care practitioners; amending s. 456.072, F.S.; subjecting health care practitioners to discipline for making misleading, deceptive, or fraudulent representations related to their specialty designations; specifying that only certain licensed health care practitioners may use the terms “anesthesiologist” or “dermatologist”; subjecting health care practitioners to discipline for failing to provide written or oral notice to patients of their specialty designation; requiring the department, instead of applicable health care practitioner boards, to enforce the written or oral notice requirement; requiring the department to issue emergency cease and desist orders to certain persons under certain circumstances; providing requirements for the notice of such emergency orders; requiring the department to impose certain administrative penalties if such persons do not immediately comply with the emergency orders; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Brodeur—

**SB 1144**—A bill to be entitled An act relating to health care cost savings; amending s. 627.6387, F.S.; revising the definition of the term “shoppable health care service” to include certain items and services; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Brodeur—

**SB 1146**—A bill to be entitled An act relating to the Florida Building Code; amending s. 514.0115, F.S.; prohibiting the Department of Health from requiring that pools serving assisted living facilities be compliant with rules relating to swimming pool lifeguards; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term “local government”; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe;



authorizing the commission to issue errata to the code; defining the term “errata to the code”; making technical changes; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the application for or issuance of a building permit; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; amending ss. 125.01 and 125.56, F.S.; conforming cross-references; making technical changes; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

By Senator Rouson—

**SB 1148**—A bill to be entitled An act relating to the excessive use of force by law enforcement officers; requiring a law enforcement officer to intervene when another officer is using or attempting to use excessive force under certain circumstances; providing criminal penalties; requiring a law enforcement officer to render aid to a victim of excessive force under certain circumstances; requiring a law enforcement officer to report the use of excessive force by another officer; providing penalties; requiring a law enforcement officer to report the commission of a criminal offense by another officer while on duty; providing criminal penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

By Senator Harrell—

**SB 1150**—A bill to be entitled An act relating to the Low-Income Home Accessibility Program; creating s. 420.38, F.S.; providing legislative findings; establishing the Low-Income Home Accessibility Program within the Florida Housing Finance Corporation; providing the program’s purpose; defining terms; specifying eligibility requirements for the program; requiring the corporation, in cooperation with the centers for independent living, to determine further eligibility requirements and adopt and revise policies and procedures governing the operation of the program; requiring centers for independent living to provide assistance and support services; specifying allowable uses of funds distributed under the program; requiring that funds appropriated to the corporation for the program be deposited in the State Housing Trust Fund; authorizing uses of such funds; providing requirements for the distribution of funds from the corporation to the centers for independent living; requiring the corporation to adopt rules for a specified purpose; authorizing the corporation to perform actions to administer this act and to adopt rules; amending s. 420.507, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

**SB 1152**—A bill to be entitled An act relating to fleet management; requiring the Department of Management Services to prepare an inventory of state-owned motor vehicles, maintenance facilities, and fuel depots; requiring the department to submit the inventory to the Governor and the Legislature by a specified date; specifying requirements for the inventory; requiring governmental entities to provide certain information requested by the department; requiring the department to create, administer, and maintain a centralized management system for the motor vehicle fleet, maintenance facilities, and fuel depots; requiring the department to consolidate the management of existing motor vehicles, maintenance facilities, fuel depots, and certain full-time equivalent and other personal services positions; requiring governmental entities to provide certain information requested by the department; requiring the department to contract with a vendor or contractor for a specified purpose; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Bean—

**SB 1154**—A bill to be entitled An act relating to the Hormonal Long-acting Reversible Contraception Program; creating s. 381.00515, F.S.; establishing the Hormonal Long-acting Reversible Contraception (HLARC) Program within the Department of Health for specified purposes; defining terms; requiring the department to contract with family planning providers to implement the program and provide HLARC services throughout the state; providing requirements for such contracts; providing for an annual appropriation; providing that such appropriations do not supplant or reduce certain other appropriations; requiring the department to apply for grants for additional funding; requiring the department to submit an annual report to the Governor and the Legislature by a specified date; requiring the department to publish the report on its website; providing requirements for such reports; authorizing the department to adopt rules; providing a legislative finding; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

**SB 1156**—A bill to be entitled An act relating to serious mental illness as bar to execution; creating s. 921.135, F.S.; defining the term “serious mental illness”; prohibiting the imposing of a sentence of death upon a defendant convicted of a capital felony if the defendant had a serious mental illness at the time of committing the offense; requiring a defendant to provide a certain notice if he or she intends to raise serious mental illness as a bar to a death sentence; requiring the defendant to file a written motion if he or she intends to raise serious mental illness as a bar to a death sentence; providing motion requirements; providing for the testing, evaluation, or examination of the defendant by experts; providing time limitations for the filing of the motion; requiring the circuit court to conduct an evidentiary hearing on the motion; providing court requirements; providing for waiver of the claim; requiring certain court orders if the court finds by clear and convincing evidence that the defendant had a serious mental illness at the time of the commission of the crime; authorizing the state to appeal such an order; providing requirements; providing that the time of diagnosis does not preclude the defendant from presenting evidence of a serious mental illness; prohibiting certain statements of the defendant from being used against him or her; providing construction; providing for postconviction proceedings; providing requirements; providing for stays of certain proceedings; providing an effective date.

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

By Senator Rouson—

**SB 1158**—A bill to be entitled An act relating to school attendance; amending s. 1003.24, F.S.; providing that a parent of a student within the compulsory attendance age is not responsible for the student’s nonattendance at school if attendance was impracticable or inadvisable on account of mental or physical sickness or injury, as attested to by a written statement of a licensed practicing physician; providing an effective date.

—was referred to the Committees on Education; Children, Families, and Elder Affairs; and Rules.

By Senator Rodriguez—

**SB 1160**—A bill to be entitled An act relating to the Florida Housing Finance Corporation; amending s. 420.509, F.S.; designating the corporation, rather than the State Board of Administration, as the state fiscal agency to make determinations in connection with specified bonds; authorizing the corporation board of directors, rather than the State Board of Administration, to delegate to its executive director the

authority and power to perform that function; requiring the executive director to annually report specified information to the board of directors, rather than the State Board of Administration; authorizing bonds of the corporation to bear interest at a rate or rates not exceeding specified interest rate limitations, as applicable; amending s. 420.512, F.S.; deleting a prohibition on service providers making contributions in excess of \$100 to candidates for membership on the State Board of Administration other than the Governor; amending s. 420.5092, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

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By Senator Broxson—

**SB 1162**—A bill to be entitled An act relating to trust funds; re-creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity without modification; amending s. 288.80125, F.S.; removing provisions relating to the termination of the trust fund; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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**SR 1164**—Not introduced.

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By Senator Brandes—

**SB 1166**—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; creating the Accountability and Program Support Program within the Department of Juvenile Justice and revising the name of an existing program; amending s. 985.255, F.S.; authorizing a child to be placed in secure detention on a judicial order if the child has willfully failed to appear after proper notice; requiring that, before issuing an order to take a child into custody, a court make certain determinations based on information obtained from the department regarding the child’s failure to appear; authorizing the holding of certain children in secure detention for up to a specified period of time; specifying that children may be held in secure detention for up to 72 hours immediately before the next scheduled court hearing; amending s. 985.439, F.S.; requiring each judicial circuit to develop a specified plan in consultation with certain parties; providing information upon which the plan must be based; repealing s. 985.686, F.S., relating to the shared county and state financial support responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and intent; requiring the Department of Juvenile Justice to calculate annually by a certain date and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share of detention costs; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual county budget sufficient funds to pay its annual percentage share of detention costs; amending ss. 985.245, 985.25, 985.26, and 985.35, F.S.; conforming cross-references; providing an effective date.

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

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By Senator Harrell—

**SB 1168**—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue Army of Occupation license plates; specifying qualifications and requirements for the license plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Book and Polsky—

**SB 1170**—A bill to be entitled An act relating to sales of ammunition; providing a short title; amending s. 790.065, F.S.; requiring background checks for the sale or transfer of ammunition; providing exceptions; conforming provisions to changes made by the act; providing an effective date.

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

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By Senator Book—

**SB 1172**—A bill to be entitled An act relating to public records; amending s. 790.065, F.S.; expanding an existing exemption from public records requirements to include records containing certain information pertaining to a buyer or transferee who is not found to be prohibited from receipt or transfer of ammunition; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

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By Senator Stewart—

**SB 1174**—A bill to be entitled An act relating to the preemption of over-the-counter drugs and cosmetics; amending s. 499.002, F.S.; deleting a provision preempting the regulation of over-the-counter proprietary drugs and cosmetics to the state; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Appropriations.

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By Senator Stewart—

**SB 1176**—A bill to be entitled An act relating to barber services; amending s. 476.188, F.S.; authorizing a barber to shampoo, cut, or arrange hair in a location other than a registered barbershop without specified arrangements; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Baxley—

**SB 1178**—A bill to be entitled An act relating to deposing victims of certain offenses; creating s. 787.301, F.S.; prohibiting the deposing of an individual who, at the time of the request for the deposition, is 17 years of age or younger and has been a victim of human trafficking or specified sexual offenses; providing exceptions; prohibiting a court from approving such depositions unless it makes certain findings; requiring a court to issue a protective order for the victim if the court approves a deposition of the victim; providing requirements for such depositions; authorizing the protective order to include specified conditions; providing that an individual who is 17 years of age or younger and who is a victim in a prosecution of human trafficking or specified sexual offenses is considered a sensitive witness; providing requirements that must be met before taking the deposition of a sensitive witness; providing procedures if matters pertaining to the deposition cannot be resolved; authorizing a victim to have counsel and a victim advocate present at the deposition; requiring that the victim be treated as a party at hearings on motions pertaining to the deposition; authorizing the victim to apply to the court for a protective order; requiring that a subpoena or other notice of the deposition given to the victim include specified information; authorizing a court to issue protective orders, which may include specified conditions; authorizing the court to consider any factor it deems relevant in ruling on the protective order; prohibiting certain self-represented defendants from directly deposing a victim; requiring the court to appoint counsel for the defendant for such depositions; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

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By Senator Rodrigues—

**SB 1180**—A bill to be entitled An act relating to district school board member salaries; amending s. 145.19, F.S.; requiring that the salaries of certain officials elected on or before July 1, 2021, be adjusted until the official completes his or her 8th year of total service; providing for future repeal; amending s. 1001.395, F.S.; requiring a member of a district school board elected on or before July 1, 2021, to receive a salary until he or she completes 8 years of total service on the district school board; prohibiting a member of a district school board elected after July 1, 2021, from receiving a salary; providing for future repeal; amending s. 1011.10, F.S.; conforming provisions to changes made by the act; providing for future repeal; amending ss. 1001.39 and 1002.32, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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By Senator Brandes—

**SJR 1182**—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of Section 42 of Article XII of the State Constitution, effective January 1, 2023, to authorize the Legislature, by general law, to prohibit the consideration of any change or improvement made to real property used for residential purposes to improve the property's resistance to flood damage in determining the assessed value of such property for ad valorem taxation purposes.

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

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By Senator Brodeur—

**SB 1184**—A bill to be entitled An act relating to Schools of Innovation; creating s. 1002.355, F.S.; establishing Schools of Innovation; providing a purpose; defining terms; authorizing a school district to apply to the Commissioner of Education to designate a public school as a School of Innovation; specifying information the application must contain; requiring the commissioner to recommend approval, rejection, or resubmission of the application to the State Board of Education within a certain timeframe; requiring the state board to accept, reject, or request resubmission of the application within a certain timeframe; requiring the state board's decision to be in writing and, if rejecting or requesting resubmission, to state the reasons for such decision; providing that the state board's decision is final action and subject to judicial review; requiring a school participating in the Competency-Based Education Pilot Program during a certain year to resubmit its pilot program application to be designated a School of Innovation; requiring the state board to adopt rules; providing the initial term of duration for Schools of Innovation; authorizing district school boards to approve subsequent terms for schools that meet certain requirements; requiring district school boards to evaluate Schools of Innovation using an evaluation plan developed by the department; providing for revocation of a school's designation as a School of Innovation; requiring a district school board to accept or reject within a certain timeframe a recommendation to revoke a school's designation from the department; providing that a district school board's rejection of the department's recommendation is final action subject to judicial review; authorizing a School of Innovation to request the state board to waive rules or the district school board to waive policies; requiring the state board or district school board to accept or deny such request within a certain timeframe; prohibiting a School of Innovation from requesting a waiver of participation in statewide assessments or state or federal accountability requirements; specifying the duration of a granted waiver; requiring the department to establish a statewide innovation network; providing the purposes of the network; requiring the department to provide technical assistance and support to the network; prohibiting a student who transfers from a School of Innovation to another school in this state which is not designated as such from being penalized in specified manners; requiring the state board and the Board of Governors to establish certain policies; specifying duties of the department; requiring the department to deliver

an annual report containing certain information to the Governor and the Legislature by a specified date; requiring the department to adopt rules; amending s. 1003.437, F.S.; authorizing a School of Innovation to use an alternative to letter grades; requiring a School of Innovation that adopts an alternative to letter grades to continue to calculate a student's grade point average on a 4-point scale; amending s. 1011.61, F.S.; requiring the department to determine and implement an equitable method of equivalent funding for Schools of Innovation; amending s. 1011.62, F.S.; requiring a school district to earn additional FTE for specified students; providing for the calculation of the additional FTE; providing an effective date.

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

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By Senator Brandes—

**SB 1186**—A bill to be entitled An act relating to property assessments for elevated properties; amending ss. 193.155 and 193.1554, F.S.; specifying that changes to elevate certain homestead and non-homestead residential property, respectively, do not increase the assessed value of the property under certain circumstances; requiring property owners to provide certification for such property; defining the terms "voluntary elevation" and "voluntarily elevated"; prohibiting certain areas from being included in square footage calculation; making clarifying revisions; reenacting s. 193.1557, F.S., relating to assessment of certain property damaged or destroyed by Hurricane Michael, to incorporate amendments made by this act to ss. 193.155 and 193.1554, F.S., in references thereto; providing a contingent effective date.

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

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By Senator Wright—

**SB 1188**—A bill to be entitled An act relating to behavioral health services for defendants with mental illness; amending s. 394.658, F.S.; exempting certain fiscally constrained counties from local match requirements for specified grants; creating s. 916.1095, F.S.; creating the Law Enforcement Behavioral Health Intervention Unit Pilot Program by a specified date in certain counties for a specified purpose and number of years, subject to the receipt of grant funds and the availability of current funding and existing services; requiring the sheriff's offices in such counties to establish behavioral health intervention units; requiring the sheriffs to assign deputies to the units; providing training requirements; requiring the units to consult with specified professionals for certain services; providing duties of the units; requiring annual reports by a specified date; providing reporting requirements; providing an expiration date; creating s. 916.135, F.S.; creating the Misdemeanor Mental Health Diversion Pilot Program by a specified date in certain counties for a specified purpose and number of years, subject to the receipt of grant funds and the availability of current resources and existing services; providing applicability; providing definitions; outlining a process for the pilot program; requiring the speedy trial period to be immediately tolled when a defendant is involuntarily committed; requiring the court to order a defendant to comply with certain mental health conditions of pretrial release; requiring the state attorney to consider dismissal of charges upon a defendant's successful completion of mental health treatment; requiring the court to consider specified information before a defendant is returned to jail; requiring annual reports by a specified date; providing reporting requirements; providing an expiration date; providing an effective date.

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

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By Senator Farmer—

**SR 1190**—A resolution expressing the Legislature's support for investment in 21st century resilient infrastructure solutions, projects, and policy proposals to support long-term climate resilience, which includes a reduction of pollution and the development of clean energy systems, clean transportation options, flood protections, and other improvements in neighborhood livability.

—was referred to the Committees on Environment and Natural Resources; and Rules.

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By Senator Powell—

**SB 1192**—A bill to be entitled An act relating to mental illness training for law enforcement officers; creating s. 943.17161, F.S.; requiring the Department of Law Enforcement to establish a continued employment training component relating to mental illness; requiring that the training component include instruction on the recognition of and appropriate responses to individuals exhibiting certain symptoms or characteristics; authorizing completion of the training to count toward continued employment or appointment instruction requirements; providing an effective date.

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

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By Senator Hooper—

**SB 1194**—A bill to be entitled An act relating to transportation; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions authorizing vehicles to show or display flashing lights; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; revising application of such cap; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the Department of Transportation as qualified; revising requirements for applying for and issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements regarding arbitration requests, hearings, procedures, and awards; revising membership and meeting requirements; revising compensation of board members; amending s. 378.403, F.S.; defining the term “borrow pit”; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Thurston—

**SB 1196**—A bill to be entitled An act relating to the use or threatened use of deadly force; amending s. 776.012, F.S.; deleting provisions justifying a person’s use or threatened use of deadly force to prevent imminent death or great bodily harm to himself or herself or another or to prevent the imminent commission of a forcible felony; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; Criminal Justice; and Rules.

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By Senator Thurston—

**SB 1198**—A bill to be entitled An act relating to the duty of law enforcement officers to render medical assistance; creating s. 901.44, F.S.; providing that a law enforcement officer has a duty to render first aid to or seek medical assistance for individuals in custody in certain circumstances; providing an effective date.

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

By Senator Thurston—

**SB 1200**—A bill to be entitled An act relating to Divine Nine specialty license plates; amending s. 320.08058, F.S.; revising distribution of annual use fees from the sale of the plates; providing eligibility requirements for issuance of a plate; authorizing a plate to be personalized and to be displayed on certain vehicles; prohibiting the transfer of a plate between vehicle owners; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Polsky—

**SB 1202**—A bill to be entitled An act relating to fee waivers; amending s. 1009.26, F.S.; authorizing each Florida College System institution, career center operated by a school district, and charter technical career center to waive out-of-state fees for students living in a recovery residence; prohibiting tuition and fees charged to a student who is granted the waiver from exceeding the tuition and fees charged to a resident student; providing that the waiver is applicable for 110 percent of the required credit hours of the degree or certificate program for which the student is enrolled; requiring each Florida College System institution, career center operated by a school district, and charter technical career center to report to the State Board of Education the number and value of all such waivers granted annually; requiring the State Board of Education to adopt rules; providing an effective date.

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

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By Senator Thurston—

**SB 1204**—A bill to be entitled An act relating to elections; amending s. 20.10, F.S.; requiring the Secretary of State to be elected rather than appointed; specifying when such election will occur; amending s. 97.052, F.S.; conforming provisions to changes made by the act; amending s. 97.053, F.S.; providing that an applicant must designate a party affiliation or select no party affiliation to be registered to vote; requiring a supervisor of elections to notify an applicant who fails to be registered; requiring the voter registration application to include certain information; providing for the canvassing of provisional ballots if certain information is provided within a reasonable amount of time following an election; repealing s. 97.055, F.S., relating to the closure of registration books for an election; repealing s. 97.0555, F.S., relating to late registration to vote; creating s. 97.0556, F.S.; providing that a person who meets certain requirements may register to vote and cast a ballot on election day or at an early voting site; amending s. 97.057, F.S.; requiring the Department of Highway Safety and Motor Vehicles to provide the opportunity to preregister to vote to certain individuals; amending s. 97.0575, F.S.; revising penalties for third-party voter registration organizations collecting voter registration applications; amending s. 98.065, F.S.; providing additional requirements before a voter can be made inactive; amending s. 98.0981, F.S.; revising certain reports and data to conform with changes made by the act; amending s. 99.061, F.S.; authorizing a candidate to pay his or her qualifying fee with a cashier’s check; amending s. 100.371, F.S.; providing a requirement for the delivery of certain petitions; specifying that a digital signature that complies with the Electronic Signature Act of 1996 satisfies the requirement that a petition form must contain an original signature; creating s. 100.51, F.S.; designating General Election Day as a paid holiday; providing that any elector may absent himself or herself from service or employment at a specific time on a General Election Day and may not be penalized or have pay reduced for such absence; creating s. 101.016, F.S.; requiring the Division of Elections to maintain a strategic elections equipment reserve of voting systems and other equipment for specified purposes; requiring such reserve to include specified equipment; authorizing the division to contract with specified entities rather than physically maintain such reserve; amending s. 101.048, F.S.; providing that a person may cast a provisional ballot in the county in which the voter claims to be registered; amending s. 101.151, F.S.; revising the order in which office titles and names of candidates are placed on the ballot; amending s. 101.5612, F.S.; requiring a supervisor of elections to annually file a plan for operations under certain conditions; amending s. 101.62, F.S.; providing that a

request for a vote-by-mail ballot is valid until the request is canceled; revising the deadline by which vote-by-mail ballots must be received by a supervisor of elections; revising the period during which a supervisor of elections may deliver certain ballots; providing for extension of deadlines under certain conditions; amending s. 101.64, F.S.; requiring a supervisor of elections to enclose a postage paid mailing envelope with each vote-by-mail ballot; providing that vote-by-mail ballot voter certificates may require a voter's signature or the last four digits of the voter's social security number; amending s. 101.65, F.S.; revising instructions that must be provided with a vote-by-mail ballot; amending s. 101.68, F.S.; requiring a supervisor of elections to compare the signature or partial social security number with the signature or partial social security number in the registration books or precinct register when canvassing a vote-by-mail ballot; revising the timeframe during which an elector may cure a vote-by-mail ballot; amending s. 101.6952, F.S.; authorizing an absent voter to submit a federal write-in absentee ballot or vote-by-mail ballot; revising requirements for the canvassing of specified ballots; providing that a certain presumption applies to vote-by-mail ballots received from absent voters; requiring a vote-by-mail ballot from an absent voter which is postmarked by a certain date to be counted; amending s. 101.697, F.S.; requiring the Department of State to adopt rules to authorize a supervisor of elections to accept a voted ballot by secure electronic means under certain circumstances; amending s. 101.71, F.S.; prohibiting a polling place from being located within a gated community unless certain conditions are met; amending s. 102.031, F.S.; removing a provision prohibiting the restriction of solicitation by certain parties; prohibiting the use of devices that amplify sound in certain locations; amending s. 102.111, F.S.; revising the dates by which the Elections Canvassing Commission must certify certain election returns; amending s. 102.112, F.S.; revising the deadlines for submission of county returns to the Department of State; creating s. 102.181, F.S.; authorizing certain persons to file actions against a supervisor of elections who fail to comply with the Florida Election Code; providing that such person is entitled to an immediate hearing; providing for the waiver of fees and costs and the award of attorney fees; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Appropriations.

By Senator Bean—

**SB 1206**—A bill to be entitled An act relating to adoption proceedings; amending s. 39.812, F.S.; authorizing a court to review decisions by the Department of Children and Families to deny an application to adopt a child; providing when certain decisions relating to adoption are reviewable; providing requirements for the department, a denied applicant, and the court relating to a motion to review the department's decision; authorizing the department to remove a child from a foster home or custodian under certain circumstances; conforming provisions to changes made by the act; amending s. 63.062, F.S.; requiring the department's consent for certain adoptions or, in the alternative, requiring a specified court order to be attached to the petition to adopt; amending s. 63.082, F.S.; providing applicability of a provision relating to a home study of a stepparent or relative required under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

By Senators Rodriguez, Burgess, Gruters, and Polsky—

**SB 1208**—A bill to be entitled An act relating to property assessed clean energy program; amending s. 163.08, F.S.; revising legislative intent regarding the types of improvements that qualify for specified financing under this act; defining and redefining terms; specifying that a property owner may apply to a PACE program for certain purposes; providing that costs incurred by the PACE program may be collected as a non-ad valorem assessment; authorizing a local government to enter into agreements with PACE administrators and to incur debt; authorizing a local government to enter into a PACE assessment contract only with the record owner of the affected property; revising the items a local government or a PACE administrator must reasonably determine before entering into a PACE contract; requiring a qualifying improvement to be affixed or plan to be affixed to specified properties before final funding; authorizing a PACE assessment contract to cover qualifying

improvements on real properties under new construction; specifying the information a PACE administrator must provide each real property owner or an authorized representative about the qualifying improvements; requiring a PACE administrator to make specified determinations about a property owner's ability to pay the annual PACE assessment; specifying information a PACE administrator must provide to the residential real property owner or an authorized representative before entering into a PACE assessment contract; specifying a timeframe within which a residential real property owner may cancel a PACE assessment contract; prohibiting the term of a PACE assessment contract from exceeding specified timeframes; prohibiting a PACE administrator from offering specified types of financing for residential real properties; prohibiting a PACE administrator from enrolling certain PACE contractors unless certain conditions are met; providing requirements that must be met before a PACE administrator may disburse funds; specifying marketing and communications guidelines that PACE administrators and PACE contractors must comply with when communicating with residential real property owners; prohibiting a PACE contractor from engaging in certain practices regarding pricing of qualifying improvement on residential real properties; providing an effective date.

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

By Senator Baxley—

**SB 1210**—A bill to be entitled An act relating to personal property tax exemptions; amending s. 196.183, F.S.; providing that owners of assessed property, rather than previously assessed property, qualify for certain exemptions without filing an initial return under certain circumstances; providing an effective date.

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

By Senators Rodriguez and Hutson—

**SB 1212**—A bill to be entitled An act relating to construction contracting exemptions; amending s. 489.103, F.S.; exempting a member of the Miccosukee Tribe of Indians of Florida or the Seminole Tribe of Florida from certain construction contracting regulations when constructing specified structures; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senator Gruters—

**SB 1214**—A bill to be entitled An act relating to nonprofit taxation; amending s. 196.196, F.S.; specifying conditions for retaining an ad valorem tax exemption for certain property used for certain purposes; defining the term "incidental use"; providing an effective date.

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

By Senator Jones—

**SB 1216**—A bill to be entitled An act relating to renaming transportation facilities; revising the names of specified transportation facilities; directing the Department of Transportation to take all steps necessary within budgeted funds to implement the renaming; providing for certain approvals by affected municipalities and Miami-Dade County before new road signage is installed on specified transportation facilities; authorizing the county to designate an official to facilitate the local renaming notification process; authorizing the county to seek written concurrence from the United States Postmaster General of the transportation facility name changes and to provide a copy of such concurrence to the Traffic Engineering and Operations Office within the department; requiring the department to determine a transition period for the renaming of the transportation facilities; requiring that existing names of such transportation facilities remain as aliases during the transition period until the renaming is fully implemented; requiring

that signage be removed and replaced in a phased approach; prohibiting persons or entities affected by the name changes from being required to update state driver licenses and identification cards, state and local licenses, permits, registration, and similar authorizations until expiration or in the normal course of renewal or replacement; providing construction; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Jones—

**SB 1218**—A bill to be entitled An act relating to student identification cards; amending s. 1001.54, F.S.; requiring school principals to ensure that crisis prevention hotline and text line numbers and behavioral health hotline and text line numbers are printed on the back of student identification cards; providing an effective date.

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

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By Senator Jones—

**SB 1220**—A bill to be entitled An act relating to the Teach to Lead Program; amending s. 220.11, F.S.; requiring additional tax funds to be allocated and applied to the Florida Education Finance Program to be used for specified purposes; creating the Teach to Lead Program for specified purposes; providing a contingent effective date.

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

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By Senator Jones—

**SB 1222**—A bill to be entitled An act relating to state taxes; amending s. 220.11, F.S.; increasing the tax rate a taxpayer must pay on net income; amending s. 220.1105, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Jones—

**SB 1224**—A bill to be entitled An act relating to 911 public safety telecommunicators; amending s. 112.1815, F.S.; revising the definition of “first responder” to include 911 public safety telecommunicators; expanding eligibility for certain workers’ compensation benefits for first responders to include 911 public safety telecommunicators; amending s. 121.0515, F.S.; revising criteria in the Special Risk Class of the Florida Retirement System to include members employed as 911 public safety telecommunicators; specifying the amount of creditable years needed to receive a full retirement benefit without penalty; requiring such members to have their retirement benefits calculated in accordance with provisions for Regular Class members; conforming cross-references; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

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By Senator Jones—

**SB 1226**—A bill to be entitled An act relating to state contracting; amending s. 287.057, F.S.; requiring an agency subject to ch. 287, F.S., to require any vendor awarded a competitively solicited contract for commodities or contractual services to use certified minority, woman-owned, or veteran-owned business enterprises as subcontractors or subvendors for a specified portion of the contract value; requiring a vendor to identify subcontractors or subvendors when bidding for such a contract; requiring the vendor to report certain information regarding

subcontractors or subvendors upon performance or completion of the contract; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Diaz—

**SB 1228**—A bill to be entitled An act relating to education; amending s. 1003.01, F.S.; defining and revising terms; amending s. 1003.02, F.S.; requiring school districts to provide for live remote operation of all public schools as free schools for a term of 180 days or the equivalent on an hourly basis as specified by rules of the State Board of Education; amending s. 1003.03, F.S.; providing that the number of students attending classes through live remote attendance counts toward class size maximums as equally as the number of students attending in person; amending s. 1003.21, F.S.; including live remote attendance pursuant to rules adopted by the state board as a manner in which students may satisfy the requirement to attend school regularly; requiring the state board to adopt rules; specifying requirements to be included in the rules; amending s. 1003.23, F.S.; requiring the actual or live remote attendance of all public K-12 school students to be checked by each school; providing that students may be counted in attendance if they are attending school through live remote attendance; requiring specified persons to keep records of the actual or live remote attendance of certain persons; requiring enrollment registers to show the actual or live remote attendance of each student enrolled for each school day of the year; amending s. 1003.24, F.S.; providing that a parent is not responsible for a student’s nonattendance if the absence was due to software, connectivity, or other computer or technical problems beyond the parent’s control or connivance; amending s. 1003.31, F.S.; requiring each student enrolled in a school to be under the control and direction of specified persons during the time the student is in actual or live remote attendance at school; amending s. 1011.60, F.S.; requiring each district that participates in the state appropriations for the Florida Education Finance Program to operate all schools for a term of 180 actual or live remote teaching days or the equivalent; requiring, rather than authorizing, the state board to prescribe certain procedures; amending s. 1011.61, F.S.; revising the definition of the term “full-time student” to include one student on the membership roll of one or a combination of school programs for the school year or the equivalent for live remote instruction; amending s. 1012.98, F.S.; revising the entities that may develop professional development systems; providing an effective date.

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

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By Senator Rodriguez—

**SB 1230**—A bill to be entitled An act relating to insurance; amending s. 316.003, F.S.; defining the term “automatic license plate reader system”; amending s. 316.008, F.S.; authorizing counties and municipalities to install automatic license plate reader systems for a specified purpose; creating s. 316.647, F.S.; requiring the Department of Highway Safety and Motor Vehicles to establish the Uninsured Vehicle Enforcement Program; providing the purpose of the program; requiring the department, in coordination with the Department of Transportation, to install and operate automatic license plate reader systems on infrastructure; requiring the Department of Highway Safety and Motor Vehicles to coordinate with municipalities and counties to install such systems; authorizing the department to use such systems to access and collect certain data; providing requirements for the program; authorizing the department to contract with an entity to provide necessary technology, equipment, and maintenance for the program; authorizing law enforcement officers to verify certain information by sworn affidavit; providing that such affidavit constitutes probable cause for prosecution; requiring data collected or retained under the program to be retained by a law enforcement agency under specified circumstances; prohibiting data collected or retained through the use of an automated license plate reader system from being used by an individual or agency for purposes other than traffic safety and traffic monitoring; prohibiting law enforcement agencies and certain other agencies from selling license plate data or sharing such data unless otherwise authorized; requiring the department to annually publish a report by a specified date; requiring the department to provide such report to the Legislature;

providing requirements for such report; providing applicability; authorizing the department to adopt rules; amending ss. 212.05, 316.306, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; and Appropriations.

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By Senator Book—

**SB 1232**—A bill to be entitled An act relating to death benefits; amending s. 112.19, F.S.; requiring an employer of law enforcement, correctional, or correctional probation officers to extend paid health insurance benefits to a surviving spouse and each dependent child as a result of the death of the officer from a pandemic disease or an infectious disease that is the subject of a declared public health emergency if that officer was exposed in the line of duty; providing applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

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By Senator Boyd—

**SB 1234**—A bill to be entitled An act relating to false reports of crimes; amending s. 817.49, F.S.; providing a definition; providing enhanced criminal penalties for the willful making of false reports of crimes in certain circumstances; amending s. 921.0022, F.S.; ranking offenses created by the act on levels 3, 6, and 8 of the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

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By Senator Rodriguez—

**SB 1236**—A bill to be entitled An act relating to greenhouse gas emissions; creating s. 403.08723, F.S.; providing a definition; prohibiting the adoption and enforcement of certain state and regional programs to regulate greenhouse gas emissions without specific legislative authorization; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Governmental Oversight and Accountability; and Rules.

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By Senator Rodriguez—

**SJR 1238**—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to increase the percentage of elector votes required to approve an amendment to or a revision of the State Constitution from 60 percent to 66 and 2/3 percent, except that the repeal of an amendment or revision need only be approved by the same percentage of elector votes as was required at the time of passage of such amendment or revision.

—was referred to the Committees on Ethics and Elections; and Rules.

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By Senator Hutson—

**SB 1240**—A bill to be entitled An act relating to beach funding; amending s. 161.101, F.S.; revising the information required to be considered for Tier 3 in the scoring system for annual beach project funding priorities; amending s. 375.041, F.S.; providing a specified annual appropriation from the Land Acquisition Trust Fund to the Department of Environmental Protection to fund certain projects under the Beach Management Funding Assistance Program; requiring such funds to be awarded according to specified provisions; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Book—

**SB 1242**—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; defining terms; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver PACE services in the state; requiring applications to be reviewed and considered on a continuous basis; requiring notice of applications to be published in the Florida Administrative Register; providing specified application requirements for such prospective PACE organizations; requiring existing PACE organizations to meet specified requirements under certain circumstances; requiring prospective PACE organizations to submit a complete application to the agency and the Centers for Medicare and Medicaid Services within a specified period; requiring that PACE organizations meet certain federal quality and performance standards; requiring the agency to oversee and monitor the PACE program and organizations; providing that a PACE organization is exempt from certain requirements; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Book—

**SB 1244**—A bill to be entitled An act relating to Florida Kidcare program eligibility; amending s. 409.8132, F.S.; increasing the income eligibility limit for coverage under the Florida Kidcare program; amending s. 409.814, F.S.; increasing the income eligibility limit for coverage under the Florida Kidcare program; requiring applicants to provide specified documentation if the Florida Kidcare program is unable to verify eligibility according to federal requirements; amending s. 624.91, F.S.; increasing the income eligibility limit for coverage under the Florida Kidcare program; authorizing the Agency for Health Care Administration to seek federal waiver approval or submit state plan amendments as necessary; requiring the agency to examine graduated family contribution rates for newly qualifying families under the Kidcare program; providing guidelines for such rates; providing legislative intent; requiring the agency to increase the income eligibility limit for coverage under the Kidcare program each fiscal year until meeting a specified income limit; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodriguez—

**SB 1246**—A bill to be entitled An act relating to capital investment tax credit; amending s. 220.191, F.S.; authorizing passenger car rental companies and travel agencies that meet certain criteria in a specified year to use unused tax credits for certain purposes; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Book—

**SB 1248**—A bill to be entitled An act relating to racing motor vehicles; amending s. 316.191, F.S.; defining the term “organized ride”; revising the definition of the term “spectator”; revising prohibitions on persons driving motor vehicles in any race, speed competition or contest, drag race or acceleration contest, test of physical endurance, or exhibition of speed, a stunt, agility, or acceleration or for other specified purposes on any highway, roadway, or parking lot; prohibiting a person from coordinating via social media any such race, competition, contest, test, or exhibition; prohibiting a person from purposefully causing the movement of traffic, including pedestrian traffic, to slow, stop, or be impeded in any way for such race, competition, contest, test, or exhibition; prohibiting a person from operating a vehicle for the purpose of filming or recording activities of participants in any such race, compe-

tion, contest, test, or exhibition; prohibiting a person from operating a vehicle carrying any amount of fuel for the purposes of fueling a vehicle involved in any such race, competition, contest, test, or exhibition; prohibiting persons from operating a vehicle in a manner that would constitute participation in an organized ride; providing penalties; prohibiting a person from being a spectator at any such race, competition, contest, test, exhibition, or organized ride; providing penalties; amending s. 318.18, F.S.; conforming provisions to changes made by the act; reenacting ss. 316.027(2)(c), 322.0261(4)(a) and (b), and 901.15(9)(d), F.S., relating to a crash involving death or personal injuries, driver improvement courses, a requirement to maintain driving privileges, and failure to complete, and when arrest by an officer without warrant is lawful, to incorporate the amendments made to s. 316.191, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Rules.

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By Senator Ausley—

**SB 1250**—A bill to be entitled An act relating to telehealth; amending s. 409.967, F.S.; prohibiting Medicaid managed care plans from using providers who exclusively provide services through telehealth to achieve network adequacy; amending s. 627.42396, F.S.; prohibiting certain health insurance policies from denying coverage for covered services provided through telehealth under certain circumstances; prohibiting health insurers from excluding covered services provided through telehealth from coverage; providing reimbursement requirements and cost-sharing limitations for health insurers relating to telehealth services; prohibiting health insurers from requiring an insured to receive services through telehealth services; authorizing health insurers to conduct utilization reviews under certain circumstances; authorizing health insurers to limit telehealth services to certain providers; deleting requirements for contracts between certain health insurers and telehealth providers; amending s. 627.6699, F.S.; requiring certain small employer benefit plans to comply with certain requirements for reimbursement of telehealth services; amending s. 641.31, F.S.; prohibiting a health maintenance organization from requiring a subscriber to receive certain services through telehealth; deleting requirements for contracts between certain health insurers and telehealth providers; creating s. 641.31093, F.S.; prohibiting certain health maintenance organizations from denying coverage for covered services provided through telehealth under certain circumstances; prohibiting health maintenance organizations from excluding covered services provided through telehealth from coverage; providing reimbursement requirements and cost-sharing limitations for health maintenance organizations relating to telehealth services; prohibiting a health maintenance organization from requiring a subscriber to receive services through telehealth; authorizing health maintenance organizations to conduct utilization reviews under certain circumstances; authorizing health maintenance organizations to limit telehealth services to certain providers; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; and Appropriations.

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By Senator Berman—

**SB 1252**—A bill to be entitled An act relating to the inland and coastal flood control funding assessment; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include specified information relating to inland and coastal flood control in certain assessments; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Bean—

**SB 1254**—A bill to be entitled An act relating to ad valorem assessments; amending s. 193.155, F.S.; adding exceptions to the definition of the term “change of ownership” for purposes of a certain homestead assessment limitation; providing that changes, additions, or improvements, including ancillary improvements, to homestead property da-

amaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced homestead property must be calculated using the assessed value of the homestead property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; amending s. 193.1554, F.S.; providing that changes, additions, or improvements, including ancillary improvements, to non-homestead residential property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced nonhomestead residential property must be calculated using the assessed value of the nonhomestead residential property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; amending s. 193.1555, F.S.; providing that changes, additions, or improvements, including ancillary improvements, to certain nonresidential real property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced nonresidential real property shall be calculated using the assessed value of the residential and nonresidential real property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; reenacting s. 193.1557, F.S., relating to assessment of property damaged or destroyed by Hurricane Michael, to incorporate amendments made by this act in references thereto; providing applicability; providing an effective date.

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

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By Senator Polsky—

**SB 1256**—A bill to be entitled An act relating to homestead exemption for seniors 65 and older; amending s. 196.075, F.S.; revising provisions to require certain taxpayers to submit a claim for homestead exemption only one time if certain conditions are met; requiring the property appraiser to provide specified information related to income limitations on an annual basis; providing sanctions for taxpayers who received homestead exemptions but were not entitled to such exemptions; providing an effective date.

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

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By Senator Jones—

**SB 1258**—A bill to be entitled An act relating to a certified copy of documents required for restoration of voting rights; amending s. 28.24, F.S.; requiring the clerk of the circuit court to provide certain documents needed to restore voting rights to certain persons without charge; amending s. 98.0751, F.S.; requiring the clerk of the circuit court to provide certain documents to a person pursuing restoration of voting rights without charge or delay; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations; and Rules.

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By Senator Brodeur—

**SB 1260**—A bill to be entitled An act relating to controlled substances; amending s. 782.04, F.S.; revising the elements that constitute the capital offense of murder in the first degree; defining the term “substantial factor”; creating s. 784.051, F.S.; defining terms; providing criminal penalties for persons who unlawfully distribute, deliver, sell, or dispense controlled substances that are proven to be the proximate cause of, or a contributing factor in, the injury or overdose of a user of such substances; providing criminal penalties for persons 18 years of age or older who violate certain provisions when it involves specified controlled substances; providing enhanced criminal penalties for second or subsequent convictions of such offenses; authorizing the prosecution of persons who unlawfully distribute, deliver, sell, or dispense controlled substances to another when that other person redistributes, redelivers, resells, or dispenses such substances to a user who is in-



jured; providing circumstances under which there is prima facie evidence of injury or overdose; amending s. 893.13, F.S.; prohibiting specified activities involving controlled substances within 1,000 feet of additional specified facilities; providing criminal penalties; amending s. 921.0022, F.S.; listing specified felonies on levels 6, 7, and 8 of the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

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By Senator Harrell—

**SB 1262**—A bill to be entitled An act relating to state park fee discounts; amending s. 258.0145, F.S.; requiring the Division of Recreation and Parks to provide entrance passes for specified military members and veterans at no charge; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Environment and Natural Resources; and Appropriations.

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By Senator Taddeo—

**SB 1264**—A bill to be entitled An act relating to COVID-19 data reporting; requiring the Department of Health to issue certain daily reports on its website; providing requirements for the reports; providing that the reports are public records; providing construction; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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**SR 1266**—Not introduced.

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By Senator Baxley—

**SB 1268**—A bill to be entitled An act relating to coverage for hearing aids for children; creating s. 627.6413, F.S.; defining the term “hearing aid”; requiring certain individual health insurance policies to provide coverage for hearing aids for children 18 years of age or younger, under certain circumstances; requiring the hearing aids to be prescribed, fitted, and dispensed by specified health care providers; specifying certain coverage requirements; providing an exception; providing that an insured is responsible for certain costs that exceed the policy limit; providing applicability; amending s. 641.31, F.S.; requiring certain individual health maintenance organization contracts to provide coverage for hearing aids for children 18 years of age or younger, under certain circumstances; requiring the hearing aids to be prescribed, fitted, and dispensed by specified health care providers; specifying certain coverage requirements; providing an exception; providing that a subscriber is responsible for certain costs that exceed the contract limit; defining the term “hearing aid”; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

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By Senator Jones—

**SB 1270**—A bill to be entitled An act relating to distribution of residual or undistributable funds in civil matters; creating s. 45.085, F.S.; authorizing courts to apply the doctrine of cy pres in certain circumstances; providing for distribution of funds subject to cy pres distribution; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senator Rodriguez—

**SB 1272**—A bill to be entitled An act relating to managed care plan performance; amending s. 409.967, F.S.; requiring managed care plans

to collect and report Health Plan Employer Data and Information Set measures by specified categories; requiring certain managed care plans to collect and report annually the Core Set of Children’s Health Care Quality measures by specified categories and to publish such measures on their websites; requiring the Agency for Health Care Administration to use such measures to monitor plan performance; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Perry—

**SB 1274**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; authorizing landowners with development orders existing before the incorporation of a municipality to elect to abandon such orders and develop the vested density and intensity contained therein under specified conditions; amending s. 163.3187, F.S.; revising the required acreage thresholds under which a small scale development amendment may be adopted; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; and Rules.

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By Senator Hooper—

**SB 1276**—A bill to be entitled An act relating to fees; amending s. 320.08001, F.S.; requiring the Department of Highway Safety and Motor Vehicles to publish notice when electric vehicles and hybrid vehicles make up 5 percent or more of the total number of vehicles registered in this state; providing fees for electric vehicles and hybrid vehicles beginning after the department publishes such notice; requiring that the proceeds of certain fees be deposited into the State Transportation Trust Fund; requiring an adjustment in certain rates based on the Consumer Price Index, beginning on a specified date; providing an effective date.

—was referred to the Committees on Transportation; Finance and Tax; and Appropriations.

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By Senator Ausley—

**SB 1278**—A bill to be entitled An act relating to the Apalachicola Bay Area of Critical State Concern; amending s. 259.105, F.S.; requiring that certain funds distributed into the Florida Forever Trust Fund be spent on projects that improve surface water and groundwater quality in the Apalachicola Bay Area of Critical State Concern; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Ausley—

**SB 1280**—A bill to be entitled An act relating to the Public Health Task Force; creating the task force within the Legislature for a specified purpose; requiring the Office of Program Policy Analysis and Governmental Accountability to provide research services to the task force; providing for membership, meetings, and duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Appropriations.

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By Senator Harrell—

**SB 1282**—A bill to be entitled An act relating to early learning and early grade success; amending s. 20.055, F.S.; conforming provisions to changes made by the act; amending s. 20.15, F.S.; deleting the Office of Early Learning from within the Office of Independent Education and

Parental Choice of the Department of Education; establishing the Division of Early Learning within the department; amending s. 39.202, F.S.; conforming provisions to changes made by the act; amending s. 39.604, F.S.; revising approved child care or early education settings for the placement of certain children; conforming a cross-reference to changes made by the act; amending s. 212.08, F.S.; conforming provisions and cross-references to changes made by the act; ss. 216.136, 383.14, 391.308, and 402.26, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 402.281, F.S.; revising the requirements of the Gold Seal Quality Care program; requiring the State Board of Education to adopt specified rules; revising accrediting association requirements; providing requirements for accrediting associations; requiring the department to establish a specified process; providing requirements for such process; deleting a requirement for the department to consult certain entities for specified purposes; providing requirements for certain providers to maintain Gold Seal Quality Care status; providing exemptions to certain ad valorem taxes; providing rate differentials to certain providers; providing for a type two transfer of the Gold Seal Quality Care program in the Department of Children and Families to the Department of Education; providing for the continuation of certain contracts and interagency agreements; amending s. 402.315, F.S.; conforming a cross-reference; amending s. 402.56, F.S.; revising the membership of the Children and Youth Cabinet; amending ss. 411.227, 414.295, 1000.01, 1000.02, 1000.03, 1000.04, 1000.21, 1001.02, 1001.03, 1001.10, and 1001.11, F.S.; conforming provisions to changes made by the act; repealing s. 1001.213, F.S., relating to the Office of Early Learning; amending ss. 1001.215, 1001.23, 1001.70, 1001.706, F.S.; conforming provisions to changes made by the act; amending ss. 1002.22, 1002.32, F.S.; conforming cross-references; amending ss. 1002.34, and 1002.36, F.S.; conforming provisions and to changes made by the act; amending s. 1002.53, F.S.; revising the requirements for certain program provider profiles; requiring each parent who enrolls his or her child in the Voluntary Prekindergarten Education Program to allow his or her child to participate in a specified screening and progress monitoring program; amending s. 1002.55, F.S.; authorizing certain child development programs operating on a military installation to be private prekindergarten providers within the Voluntary Prekindergarten Education Program; providing that a private prekindergarten provider is ineligible for participation in the program under certain circumstances; revising requirements for prekindergarten instructors; revising requirements for specified courses for prekindergarten instructors; providing that a private school administrator who holds a specified certificate meets certain credential requirements; providing liability insurance requirements for child development programs operating on a military installation participating in the program; requiring early learning coalitions to verify private prekindergarten provider compliance with specified provisions; requiring such coalitions to remove a provider from eligibility under specified circumstances; amending s. 1002.57, F.S.; revising the minimum standards for a credential for certain prekindergarten directors; amending s. 1002.59, F.S.; revising requirements for emergent literacy and performance standards training courses for prekindergarten instructors; requiring the department to make certain courses available; amending s. 1002.61, F.S.; authorizing certain child development programs operating on a military installation to be private prekindergarten providers within the summer Voluntary Prekindergarten Education Program; revising the criteria for a teacher to receive priority for the summer program in school district; requiring a child development program operating on a military installation to comply with specified criteria; requiring early learning coalitions to verify specified information; providing for the removal of a program provider or public school from eligibility under certain circumstances; amending s. 1002.63, F.S.; requiring early learning coalitions to verify specified information; providing for the removal of public schools from the program under certain circumstances; amending s. 1002.67, F.S.; revising the performance standards for the Voluntary Prekindergarten Education Program; requiring the department to review and revise performance standards on a specified schedule; revising curriculum requirements for the program; requiring the department to adopt procedures for the review and approval of curricula for the program; deleting a required preassessment and postassessment for the program; creating s. 1002.68, F.S.; requiring providers of the Voluntary Prekindergarten Education Program to participate in a specified screening and progress monitoring program; providing specified uses for the results of such program; requiring certain portions of the screening and progress monitoring program to be administered by individuals who meet specified criteria; requiring the results of specified assessments to be reported to the parents of parti-

cipating students; providing requirements for assessments of voluntary prekindergarten education classrooms; providing department duties and responsibilities relating to such assessments; providing requirements for a specified methodology used to calculate the results of such assessments; requiring the department to establish a designation system for program providers; providing for the adoption of a minimum performance metric or designation for program participation; providing procedures for a provider whose score or designation falls below the minimum requirement; providing for the revocation of program eligibility for a provider; authorizing the department to grant good cause exemptions to providers under certain circumstances; providing department and provider requirements for such exemptions; requiring an annual meeting of representatives from specified entities to develop certain strategies; repealing s. 1002.69, F.S., relating to statewide kindergarten screening and readiness rates; amending ss. 1002.71 and 1002.72, F.S.; conforming provisions to changes made by the act; amending s. 1002.73, F.S.; requiring the department to adopt a standard statewide provider contract; requiring such contract to be published on the department's website; providing requirements for such contract; prohibiting providers from offering services during an appeal of termination from the program; providing applicability; requiring the department to adopt specified procedures relating to the Voluntary Prekindergarten Education Program; providing duties of the department relating to such program; repealing s. 1002.75, F.S., relating to the powers and duties of the Office of Early Learning; amending ss. 1002.79 and 1002.81, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1002.82, F.S.; providing duties of the department relating to early learning; exempting certain child development programs operating on a military installation from specified inspection requirements; requiring the department to monitor specified standards and benchmarks for certain purposes; revising the age range used for specified standards; requiring the department to provide specified technical support; revising requirements for a specified assessment program; requiring the department to adopt requirements to make certain contracted slots available to serve specified populations; requiring the department adopt certain standards and outcome measures including specified surveys; requiring the department to adopt procedures for the merging of early learning coalitions; revising the requirements for a specified report; amending s. 1002.83, F.S.; revising the number of authorized early learning coalitions; revising the number of and requirements for members of an early learning coalition; revising and adding requirements for such coalitions; amending s. 1002.84, F.S.; revising early learning coalition responsibilities and duties; revising requirements for the waiver of specified copayments; amending s. 1002.85, F.S.; revising the requirements for school readiness program plans; amending s. 1002.88, F.S.; authorizing certain child development programs operating on military installations to participate in the school readiness program; revising requirements to deliver such program; providing that a specified annual inspection for a child development program participating in the school readiness program meets certain provider requirements; providing requirements for a child development program to meet certain liability requirements; amending ss. 1002.89, 1002.895, and 1002.91, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1002.92, F.S.; revising the requirements for specified services that child care resources and referral agencies must provide; amending s. 1002.93, F.S.; conforming provisions to changes made by the act; repealing s. 1002.94, F.S., relating to the Child Care Executive Partnership Program; amending ss. 1002.95, 1002.96, 1002.97, 1002.995, and 1007.01, F.S.; conforming provisions to changes made by the act; creating s. 1008.2125, F.S.; creating the coordinated screening and progress monitoring program within the department for specified purposes; requiring the Commissioner of Education to design such program; providing requirements for the administration of such program and the use of results from the program; providing requirements for the commissioner; creating the Council for Early Grade Success; providing duties of the council; providing membership of the council; requiring the council to elect a chair and a vice chair; providing requirements for such appointments; providing for per diem for members of the council; providing meeting requirements for the council; providing for a quorum of the council; amending s. 1008.25, F.S.; authorizing certain students who enrolled in the Voluntary Prekindergarten Education Program to receive intensive reading interventions using specified funds; amending ss. 1008.31, 1008.32, and 1008.33, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; revising the research-based reading instruction allocation to authorize the use of such funds for certain intensive reading interventions for certain students; revising the re-

quirements for specified reading instruction and interventions; defining the term “evidence-based”; providing appropriations; providing requirements for the use of such funds; providing an effective date.

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

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By Senator Jones—

**SB 1284**—A bill to be entitled An act relating to the reporting of school safety issues; providing a short title; amending s. 1001.212, F.S.; requiring data from a specified hotline to be included in a certain centralized integrated data repository; requiring the Office of Safe Schools to establish and operate a hotline for specified purposes; requiring the office to award grants through a specified program; amending s. 1006.07, F.S.; requiring threat assessment teams to report all threats and incidents to the school principal; requiring school principals to report certain threats and incidents to the district school superintendent, the office, and all school personnel and parents; providing requirements for such reports; requiring threat assessment teams to provide specified training to all school personnel; requiring training curriculum to be annually approved by the district school safety specialist and the office; providing requirements for school personnel; requiring the office to take specified actions under certain conditions; providing for a loss of or a reduction in specified grant funding for noncompliant schools; creating s. 1006.1494, F.S.; establishing the Safe Schools Grant Program; providing for funding and administration of the program; requiring the office to establish an application process and determine school eligibility; providing for the award of grants to eligible schools; providing for the office to prorate the amounts of such grants; providing that schools lose grant eligibility for specified periods of time under certain circumstances; requiring the State Board of Education to adopt rules to administer the program; providing an effective date.

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

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By Senator Rodriguez—

**SB 1286**—A bill to be entitled An act relating to records retention for emergency communications; amending s. 365.171, F.S.; requiring the statewide emergency communications E911 system plan developed by the Division of Telecommunications within the Department of Management Services to include a provision requiring the retention by the public agency of electronic and written emergency communications for a specified period; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Accountability; and Rules.

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By Senator Boyd—

**SB 1288**—A bill to be entitled An act relating to assets of an estate in administration; amending s. 69.031, F.S.; deleting a requirement that assets of an estate in administration may be placed in a savings and loan association only if such savings and loan association is a member of the Federal Savings and Loan Insurance Corporation; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules.

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By Senator Hooper—

**SB 1290**—A bill to be entitled An act relating to step-therapy protocols; amending s. 627.42393, F.S.; revising the circumstances under which step-therapy protocols may not be required; providing definitions; requiring health insurers to publish on their websites and provide to their insureds specified information; requiring health insurers to grant or deny protocol exemption requests and respond to appeals within specified timeframes; providing requirements for granting and denying protocol exemption requests; authorizing health insurers to request specified documentation under certain circumstances; providing construction; amending s. 641.31, F.S.; revising the circumstances under

which step-therapy protocols may not be required; providing definitions; requiring health maintenance organizations to publish on their websites and provide to their subscribers specified information; requiring health maintenance organizations to grant or deny protocol exemption requests and respond to appeals within specified timeframes; providing requirements for granting and denying protocol exemption requests; authorizing health maintenance organizations to request specified documentation under certain circumstances; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

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By Senator Bean—

**SB 1292**—A bill to be entitled An act relating to Medicaid; amending s. 402.81, F.S.; deleting a requirement for the Agency for Health Care Administration to submit an annual report to the Legislature on the operation of the pharmaceutical expense assistance program; amending s. 409.815, F.S.; conforming a provision to changes made by the act; amending s. 409.908, F.S.; deleting a requirement for the agency to submit an annual report to the Legislature on certain direct and indirect care costs; revising the method for determining prescribed drug provider reimbursements; deleting a requirement for the agency to implement certain fees for prescribed medicines; deleting authorization for the agency to increase certain dispensing fees by certain amounts; reenacting and amending s. 409.91195, F.S., relating to the Medicaid Pharmaceutical and Therapeutics Committee; deleting a requirement for the agency to ensure that the committee reviews certain drugs under certain circumstances; designating the agency, rather than the Department of Children and Families, as the administrator for certain hearings; amending s. 409.912, F.S.; requiring the agency to establish certain procedures related to prior authorization requests rather than prior consultation requests; revising the method for determining prescribed drug provider reimbursements; deleting a requirement for the agency to expand home delivery of pharmacy products; deleting a dosage limitation on certain drugs; deleting a requirement for the agency to submit certain quarterly reports to the Governor and the Legislature; repealing s. 409.91213, F.S., relating to quarterly progress reports and annual reports; amending s. 409.913, F.S.; revising the definitions of the terms “medical necessity” and “medically necessary” to delete a requirement that determinations of medical necessity be made by certain licensed physicians; repealing s. 765.53, F.S., relating to the Organ Transplant Advisory Council; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Brodeur—

**SB 1294**—A bill to be entitled An act relating to cottage food operations; providing a short title; amending s. 500.03, F.S.; revising the definition of “cottage food operation”; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing the sale, offer for sale, acceptance of payment, and delivery of cottage food products by mail; preempting the regulation of cottage food operations to the state; prohibiting local governments from prohibiting or regulating cottage food operations; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Brodeur—

**SB 1296**—A bill to be entitled An act relating to nursing programs; amending s. 464.003, F.S.; defining the terms “average graduate passage rate” and “test takers”; amending s. 464.019, F.S.; revising requirements for an annual report submitted by approved nursing programs; revising specified information that the Board of Nursing must publish on its website; revising graduate passage rate requirements for approved nursing programs; providing that certain requirements for nursing programs apply beginning in a specified year; requiring nursing programs to offer remediation programs to students who fail to pass a certain examination on their first attempt; prohibiting the board from

considering average graduate passage rates from the 2020 and 2021 calendar years when making certain determinations; providing for retroactive applicability; amending s. 960.28, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

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By Senator Brodeur—

**SB 1298**—A bill to be entitled An act relating to nurse registries; amending s. 464.0156, F.S.; authorizing registered nurses to delegate to certified nursing assistants and home health aides the administration of certain medication to patients of nurse registries under certain circumstances; amending s. 464.2035, F.S.; authorizing certified nursing assistants to administer certain medication to patients of nurse registries under certain circumstances; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

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By Senator Diaz—

**SB 1300**—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising requirements for the annual reports that charter school sponsors are required to submit to the Department of Education; requiring the Charter School Commission, formerly the Charter School Appeal Commission, to recommend denial of a charter school application if the school does not propose a certain reading curriculum; revising the manner in which charter school applications may be reviewed; authorizing an applicant to submit an application to a sponsor or to the commission; requiring an applicant that submits an application to the commission to also provide a copy of the application to the sponsor within a certain timeframe; specifying the entities from which the commission may receive and consider applications; requiring the commission to approve or deny an application within a certain timeframe; requiring the commission to articulate in writing specific reasons for a recommendation for denial; authorizing a sponsor to provide input to the commission within a certain timeframe after receiving a copy of the final application submitted to the commission; requiring the commission to consider such input in reviewing the application; providing that sponsors may appeal such recommendations to the State Board of Education; revising the process for the review of appeals; requiring the Commissioner of Education to review appeals and make recommendations to the state board within a certain timeframe; providing the process for such review; requiring action by the state board on the recommendation within a specified timeframe; requiring sponsors to implement the decision of the state board; authorizing applicants to appeal certain recommendations by the commission or the commission's failure to act on an application within a certain timeframe; providing the process for the review and disposition of such appeals; requiring the commissioner to report a recommendation on the appeal to the state board within a certain timeframe; authorizing the commissioner to reject an appeal submission for failure to comply with procedural rules; conforming provisions to changes made by the act; prohibiting specified individuals and entities from submitting an application to open a charter school for specified periods of time; providing an exception; defining the term "relative" for the purpose of applying the prohibition; providing an effective date.

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

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By Senator Jones—

**SB 1302**—A bill to be entitled An act relating to legal holidays; amending s. 683.01, F.S.; removing the designations of the birthdays of Robert E. Lee and Jefferson Davis and Confederate Memorial Day as legal holidays; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Jones—

**SB 1304**—A bill to be entitled An act relating to sentencing for controlled substance offenses; creating s. 893.13501, F.S.; providing legislative intent; providing for sentencing or resentencing for persons who committed certain violations that involve trafficking in hydrocodone, codeine, or oxycodone before specified dates; providing for retroactive application of provisions; requiring resentencing for persons who committed such violations before a specified date and are serving mandatory minimum terms of imprisonment; providing criminal penalties for violations that are subject to sentencing or resentencing; requiring the Department of Corrections to notify certain persons of their eligibility to request sentence review hearings; specifying the procedures for such resentencing; providing an effective date.

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

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By Senator Rodriguez—

**SB 1306**—A bill to be entitled An act relating to Medicaid pharmacy benefit savings; creating s. 409.93, F.S.; providing a short title; providing legislative findings; requiring the Agency for Health Care Administration to select a single pharmacy benefit administrator through a competitive procurement process to administer all pharmacy benefits for Medicaid recipients enrolled in managed care plans; requiring the agency to complete the procurement process and select the pharmacy benefit administrator by a specified date; prohibiting managed care organizations from providing pharmacy benefits for their enrolled members; requiring the agency to make certain considerations during the procurement process; providing contract requirements; requiring the agency to calculate an amount equal to a specified percentage of each managed care organization's net underwriting gain for a certain contract year; requiring the agency to reduce a managed care organization's contract term payment by such amount to be used for specified purposes; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Bradley—

**SB 1308**—A bill to be entitled An act relating to sexually explicit images of minors; creating s. 847.01358, F.S.; defining terms; creating a cause of action against an interactive computer service for unlawful practices; providing for compensatory damages, injunctive relief, and civil penalties; providing for awards of attorney fees and costs; providing for use of pseudonyms for victims; amending s. 92.56, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

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By Senator Polsky—

**SB 1310**—A bill to be entitled An act relating to retirement; amending s. 121.101, F.S.; specifying the minimum amount of the factor used to calculate the cost-of-living adjustment of benefits for certain retirees and beneficiaries of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Bradley—

**SB 1312**—A bill to be entitled An act relating to a zoological and aquarium grant program; creating s. 288.1259, F.S.; authorizing the Department of Economic Opportunity to establish a grant program for the support of zoos and aquariums located within the state; providing eligibility requirements; authorizing the use of grant funds for certain purposes; requiring the department to adopt rules; providing that the

department has final grant approval authority; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Gruters—

**SB 1314**—A bill to be entitled An act relating to communicable and infectious diseases; amending s. 112.181, F.S.; revising definitions and defining a term; providing a presumption to specified workers that an impairment of health caused by an infectious disease happened in the line of duty; requiring certain actions in order to be entitled to the presumption; requiring certain vaccines or immunizations to be approved by the United States Food and Drug Administration; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

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By Senator Pizzo—

**SB 1316**—A bill to be entitled An act relating to courtroom animal advocates; creating s. 828.035, F.S.; providing for appointment of an advocate for the interests of an animal in certain court proceedings, at the discretion of the court; providing powers and duties of such advocates; requiring the Animal Law Section of The Florida Bar to maintain a list of attorneys and certified legal interns meeting specified requirements who are eligible to be appointed as such advocates; specifying that certain rules of The Florida Bar govern such advocates; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Agriculture; and Rules.

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By Senator Harrell—

**SB 1318**—A bill to be entitled An act relating to organ donation and transplantation; amending s. 379.352, F.S.; requiring locations where certain recreational licenses or permits are sold to display and make available to the public educational materials relating to organ donation and registration; requiring that a link to the statewide donor registry be provided to persons applying for certain recreational licenses or permits; amending s. 395.1055, F.S.; revising a provision relating to certain rules adopted by the Agency for Health Care Administration; amending s. 409.906, F.S.; authorizing reimbursement for certain organ transplantation services under the Medicaid program; amending s. 627.6045, F.S.; prohibiting a health insurance policy from limiting or excluding coverage solely on the basis that an insured is a living organ donor; amending s. 765.5155, F.S.; revising the responsibilities of a contractor procured by the agency for the purpose of educating and informing the public about anatomical gifts; amending s. 765.517, F.S.; prohibiting an organ transplantation facility from charging a donor or his or her family member any fee for services relating to the procurement or donation of organs; amending s. 765.521, F.S.; revising the requirements for certain programs encouraging anatomical gifts to include the process of issuing and renewing recreational licenses and permits; making technical changes; amending s. 765.522, F.S.; revising a requirement that the agency establish rules and guidelines relating to the education of certain individuals designated to perform certain organ donation procedures; amending s. 765.543, F.S.; revising the duties of the Organ and Tissue Procurement and Transplantation Advisory Board; requiring the board to submit certain recommendations to the agency by a specified date; amending s. 1003.42, F.S.; requiring instruction on organ donation and registration for students in specified grade levels; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Hutson—

**SB 1320**—A bill to be entitled An act relating to Purple Heart recipient parking spaces; amending s. 316.1967, F.S.; authorizing counties and municipalities to provide by ordinance that the clerk of the court or the traffic violations bureau supply information in a specified format regarding certain violations to the Department of Highway Safety and Motor Vehicles; requiring counties to provide by ordinance that the clerk of the court or the traffic violations bureau supply information in a specified format relating to such violations to the department; requiring the department to mark specified registration records; creating s. 316.1968, F.S.; defining the terms “Purple Heart recipient parking space” or “space”; prohibiting a person from stopping, standing, or parking a vehicle within, or obstructing, any Purple Heart recipient parking space unless certain conditions are met; prohibiting violations of such provision from being dismissed under certain circumstances; authorizing warnings to be issued under certain circumstances; requiring law enforcement officers, parking enforcement specialists, and owners and lessees of Purple Heart recipient parking spaces to have vehicles in violation removed; providing that the cost of removal and parking constitutes a lien against such vehicles under specified conditions; requiring law enforcement officers and parking enforcement specialists to charge the operator or person in charge of such vehicle with a noncriminal traffic infraction; providing an exemption; requiring the clerk of the court to report convictions for such violations to the department; authorizing law enforcement officers and parking enforcement specialists to demand to be shown a person’s Purple Heart parking permit or license plate and driver license or state identification card when investigating certain violations; providing a penalty; authorizing persons chauffeuring Purple Heart recipients to stand temporarily in such parking spaces for specified purposes; providing a time limit for vehicles that are transporting Purple Heart recipients to park in such spaces; providing an exception; creating s. 316.1969, F.S.; specifying that any motor vehicle parked in a designated Purple Heart recipient parking space is prima facie evidence that the vehicle was parked and left in the space by the person, firm, or corporation in whose name the vehicle is registered and licensed; amending s. 318.18, F.S.; providing a penalty; providing for a law enforcement officer or agency or a parking enforcement specialist or agency to validate compliance for the disposition of a citation issued for illegally parking in a space provided for Purple Heart recipients; requiring the clerk of the circuit court to dismiss citations resulting from violations for illegally parking in a parking space provided for Purple Heart recipients upon payment of a specified dismissal fee; providing for a clerk of the circuit court to designate a local governmental entity for disposition of certain parking citations; amending s. 320.089, F.S.; providing for the issuance of Purple Heart parking permits; specifying requirements for the issuance of such permits; amending ss. 316.1951, 316.622, 318.121, 318.21, and 395.4036, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Perry—

**SB 1322**—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Ethical Ecotourism license plate; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Harrell—

**SB 1324**—A bill to be entitled An act relating to digital driver licenses and identification cards; amending s. 322.032, F.S.; defining terms; requiring the Department of Highway Safety and Motor Vehicles to establish a secure and uniform system for issuing optional digital proofs of driver licenses and identification cards; authorizing the department to contract with one or more private entities to develop an electronic credentialing system; prohibiting such electronic credentialing system

from retaining certain information; revising requirements for digital proofs of driver licenses and providing requirements for digital proofs of identification cards; revising the department's rulemaking authority; revising requirements for the issuance of digital proofs of driver licenses and identification cards; authorizing the department to use telephone numbers submitted by licensees and cardholders for specified purposes only; authorizing the department to enter into contracts with private entities for a specified purpose; prohibiting such private entities from storing, selling, or sharing personal information collected from scanning the digital proofs of driver licenses and identification cards; providing an exception by authorizing individuals to consent to allow private entities to collect and store such personal information; requiring that an individual is informed what information is collected in such scans and the purposes for which the information will be used; authorizing private entities to manually collect personal information from individuals under certain circumstances; providing a civil penalty; providing applicability; conforming provisions to changes made by the act; amending s. 322.14, F.S.; conforming a provision to changes made by the act; amending s. 322.15, F.S.; conforming a provision to changes made by the act; requiring a licensee to present or submit his or her printed driver license to a law enforcement officer or an authorized representative of the department under specified circumstances; reenacting s. 322.121(2), F.S., relating to periodic reexamination of all drivers, to incorporate the amendment made to s. 322.15, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Transportation; Appropriations; and Rules.

By Senator Harrell—

**SB 1326**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing exemptions from public records requirements for secure login credentials, Internet protocol addresses, and geolocation data held by the Department of Highway Safety and Motor Vehicles; providing retroactive application; defining the terms “secure login credentials” and “public-facing portal”; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Book and Rouson—

**SB 1328**—A bill to be entitled An act relating to vulnerable victims and witnesses; amending s. 92.55, F.S.; revising the standard for orders to protect certain testifying victims and witnesses; prohibiting depositions of certain victims and witnesses in certain proceedings without a showing of good cause; authorizing the court to allow such depositions under certain circumstances; revising factors to be considered by a court in a motion seeking to protect a victim or witness; revising provisions related to available relief; requiring the court to appoint a guardian ad litem or other advocate for the deponent under certain circumstances; authorizing the court to request the aid of an interpreter; requiring the court to make specific findings of fact on the record for certain orders and rulings; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Rodriguez—

**SB 1330**—A bill to be entitled An act relating to ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; exempting from ad valorem taxation certain entities wholly owned by a nonprofit corporation; revising the criteria that must be met by certain units or apartments in homes for the aged to be exempt from ad valorem taxation; providing an effective date.

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

By Senator Brandes—

**SM 1332**—A memorial to the Congress of the United States, urging Congress to authorize installation of electric vehicle charging stations in rest areas on the interstate highway system and to allow charging station providers to charge a fee for public use of charging stations installed in such rest areas.

—was referred to the Committees on Transportation; and Rules.

By Senator Boyd—

**SB 1334**—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.08, F.S.; providing that modifications of original documents for certain purposes are not renewals and are not subject to document excise taxes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Finance and Tax; and Appropriations.

By Senator Gibson—

**SB 1336**—A bill to be entitled An act relating to the Gold Seal Quality Care program; amending ss. 39.604, 212.08, and 402.26, F.S.; conforming provisions and cross-references to changes made by the act; transferring, renumbering, and amending s. 402.281, F.S.; revising the requirements of the Gold Seal Quality Care program; requiring the State Board of Education to adopt specified rules; specifying requirements for an accrediting entity, rather than an accrediting association, to be approved for participation in such program; requiring the Department of Education to establish a verification process for accrediting entities and providing requirements therefor; requiring the department to recommend to the state board termination of an accrediting entity's participation under certain circumstances; providing that each child care provider accredited by a terminated accrediting entity has up to 1 year to obtain new accreditation; deleting a provision requiring the department to consult with certain entities for specified purposes; providing that an accrediting entity is liable for repayment of certain rate differentials if the accrediting entity granted accreditation to specified entities under fraudulent terms or failed to conduct onsite verifications; authorizing the department to remove an accrediting entity from being an approved accrediting entity if the accrediting entity has accredited 10 or fewer child care providers in the previous 5 years; authorizing the department to recommend the maintenance of Gold Seal Quality Care designation for certain child care facilities; providing an exemption from ad valorem taxation and rate differentials for certain child care facilities; providing for a type two transfer of the Gold Seal Quality Care program within the Department of Children and Families to the Department of Education within a specified timeframe; providing for the continuation of certain contracts and agreements; amending ss. 402.315, 1002.55, 1002.69, and 1002.895, F.S.; conforming cross-references; providing an effective date.

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

By Senator Torres—

**SJR 1338**—A joint resolution proposing the creation of Section 22 of Article III and an amendment to Section 10 of Article IV of the State Constitution to authorize the proposal and enactment of legislation by initiative and to provide for Supreme Court review of initiative petitions proposing legislation.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Passidomo—

**SCR 1340**—A concurrent resolution providing that the House of Representatives and the Senate convene in Joint Session for the purpose of receiving a message from the Governor.

—was previously introduced and adopted this day.

By Senator Perry—

**SB 1342**—A bill to be entitled An act relating to licensure requirements for land surveyors and mappers; amending s. 472.0101, F.S.; authorizing an exiled professional to substitute specified lawful practice of the profession for the education requirement for examination; amending s. 472.013, F.S.; revising education requirements for licensure; providing that specified work experience may be substituted for education requirements for licensure as a land surveyor or mapper; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Burgess—

**SB 1344**—A bill to be entitled An act relating to protection of elderly persons and disabled adults; amending s. 16.56, F.S.; adding offenses concerning elderly persons and disabled adults to the authority of the Office of Statewide Prosecution; amending s. 733.303, F.S.; providing that a person who has been convicted of abuse, neglect, or exploitation of an elderly person or a disabled adult is not qualified to act as a personal representative; creating s. 732.8031, F.S.; providing for forfeiture of specified benefits of persons who have been convicted of certain offenses involving elderly persons or disabled adults; providing that certain persons who have been convicted of certain offenses involving elderly persons or disabled adults may still retain an inheritance or survivorship interest if the victim executes a specified instrument; amending s. 736.1104, F.S.; providing that a beneficiary of a trust may not benefit under the trust if the person was convicted of certain offenses involving elderly persons or disabled adults; amending s. 825.101, F.S.; defining terms; amending s. 825.102, F.S.; specifying additional conduct that constitutes abuse of an elderly person or a disabled adult; providing a defense to certain violations; providing criminal penalties; amending s. 825.103, F.S.; specifying additional conduct that constitutes exploitation of an elderly person or a disabled adult; providing criminal penalties; amending s. 825.1035, F.S.; revising provisions concerning injunctions for protection against exploitation of a vulnerable adult; providing for extension of ex parte temporary injunctions; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

By Senator Brandes—

**SB 1346**—A bill to be entitled An act relating to felony settlement conferences; creating s. 26.58, F.S.; authorizing circuit courts to establish settlement conferences in felony matters; specifying the purpose of settlement conferences; requiring settlement conferences to be presided over by a settlement conference judge; specifying requirements for settlement conference judges; prohibiting the trial judge presiding over the pending matter from presiding over the felony settlement conference; authorizing circuit courts using felony settlement conferences to adopt procedures; providing an effective date.

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

By Senator Polsky—

**SB 1348**—A bill to be entitled An act relating to recyclable materials; amending s. 403.7033, F.S.; requiring the Department of Environmental Protection to review and update a specified report on the regulation of certain auxiliary containers, wrappings, and disposable plastic bags; requiring submittal of the report to the Legislature by a specified date; prohibiting a local government, local governmental agency, or state government agency from enacting certain rules and regulations during a specified timeframe; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senator Jones—

**SB 1350**—A bill to be entitled An act relating to requirements for establishing or increasing tolls; creating s. 338.163, F.S.; requiring an increase of a current toll or the development of a new toll collection facility in a county with a certain population to be approved by the board of county commissioners; providing applicability; providing definitions; amending s. 338.165, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Brandes and Rouson—

**SB 1352**—A bill to be entitled An act relating to University of South Florida branch campuses; amending s. 1004.341, F.S.; requiring the University of South Florida St. Petersburg to have an admissions office separate from the University of South Florida; providing the purpose of the admissions office; increasing the number of branch campus board members by specified amounts; requiring branch campus boards to give input and final approval to specified annual plans; requiring branch campuses to recommend regional chancellor finalists to the president of the university; providing an effective date.

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

By Senator Baxley—

**SB 1354**—A bill to be entitled An act relating to traveling across county lines with intent to commit a felony; amending s. 843.22, F.S.; defining the term “felony offense”; providing for reclassification of certain felony offenses when the person who commits the offense crosses a county line with specified intent; providing an effective date.

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

By Senator Torres—

**SB 1356**—A bill to be entitled An act relating to driver license and identification card gender designation; amending ss. 322.051 and 322.08, F.S.; requiring an application for a driver license or identification card to provide for male, female, or nonbinary gender designation; amending ss. 98.093, 320.05, 322.091, 322.14, and 322.17, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gruters—

**SB 1358**—A bill to be entitled An act relating to valuation of time-share real property; amending s. 192.037, F.S.; providing a condition for the adequacy of the number of resales for the purposes of certain tax appeals; providing that this condition meets the constitutional mandate for just valuation; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Cruz—

**SB 1360**—A bill to be entitled An act relating to the energy security and disaster resilience pilot program; creating s. 377.817, F.S.; creating

the pilot program within the Department of Agriculture and Consumer Services; providing the purpose of the pilot program; defining terms; providing for the issuance of grants to offset costs relating to onsite solar energy storage systems for certain facilities; providing requirements for the application process; directing the department to conduct or contract to conduct a specified study, publish the study on its website, and provide copies of the study to the Governor and Legislature; authorizing the department to adopt rules; providing for expiration of the pilot program; providing an appropriation; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Polsky—

**SB 1362**—A bill to be entitled An act relating to energy; amending s. 252.385, F.S.; requiring the Division of Emergency Management’s statewide emergency shelter plan to identify the capacity of backup power generation systems and fuel types available at each shelter; amending s. 255.255, F.S.; requiring each life-cycle cost analysis of alternative architectural and engineering designs and major equipment retrofits for certain state-owned facilities to include or contemplate alternative designs that meet certain requirements; creating s. 377.817, F.S.; providing legislative findings and intent; defining terms; requiring the Office of Energy, in consultation with certain state entities and officers, to develop rules that meet certain requirements for reducing greenhouse gas emissions; providing that such rulemaking is exempt from certain procedures; requiring the office to submit a report to the Governor and the Legislature at specified intervals; specifying requirements for the report; creating s. 377.818, F.S.; providing legislative findings; requiring the Department of Agriculture and Consumer Services, in coordination with the Department of Management Services and the Department of Environmental Protection, to develop and maintain a greenhouse gas registry and inventory; requiring state and local governmental entities, state universities, Florida College System institutions, utilities, and certain businesses to track and report greenhouse gas emissions data to the department beginning on specified dates; requiring an annual report to the Governor and the Legislature by a specified date; specifying requirements for the report; requiring the department to adopt rules; creating s. 377.819, F.S.; providing legislative findings; creating the Resilient Farms Pilot Program within the Department of Agriculture and Consumer Services for a specified purpose; requiring the department to adopt rules to establish eligibility requirements, application and funding guidelines, and qualifying practices for the pilot program; specifying requirements and funding guidelines for the pilot program; providing for future legislative review and repeal of the pilot program; creating s. 377.820, F.S.; defining terms; establishing the Farm Renewable and Efficiency Demonstrations Program within the department for a specified purpose; requiring the department to conduct onsite evaluations to determine certain energy efficiency upgrades at individual farms and agricultural producers in this state; requiring the department to provide financial incentives for the implementation of its recommendations; authorizing the department to give priority consideration to historically underserved producers or projects that serve certain areas; prohibiting awarded grants from exceeding the appropriated funds per fiscal year for the program; providing for an application process; requiring the department to submit an annual assessment to the Governor and the Legislature by a specified date; providing requirements for the assessment; authorizing the department to adopt rules; providing appropriations; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Brodeur—

**SB 1364**—A bill to be entitled An act relating to transportation projects; amending s. 206.46, F.S.; limiting the amount of State Transportation Trust Fund revenues to be committed for certain public transportation projects; amending s. 334.044, F.S.; revising the amount of funding allocated by the Department of Transportation to transportation construction projects for the purchase of plant materials; revising

the types of projects receiving such allocation; removing a requirement that a certain amount of such allocation be for the purchase of large plant materials; requiring purchased plant materials to be grown in this state; amending s. 337.11, F.S.; authorizing the department to enter into certain contracts without advertising and receiving competitive bids under certain circumstances; authorizing the department to combine certain work phases; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Brodeur—

**SB 1366**—A bill to be entitled An act relating to licensure examinations for dental practitioners; amending s. 466.006, F.S.; authorizing passage of a dental examination produced by the Western Regional Examining Board (WREB) to satisfy licensure examination requirements for applicants to practice dentistry in this state; requiring the Board of Dentistry to have representation on WREB’s board of directors and certain committees for a specified purpose; revising provisions related to licensure examination requirements; conforming provisions to changes made by the act; making technical changes; amending s. 466.007, F.S.; authorizing passage of a dental hygiene examination produced by WREB to satisfy licensure examination requirements for applicants to practice as dental hygienists in this state; requiring the board to have representation on WREB’s board of directors and certain committees; revising provisions related to licensure examination requirements; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

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By Senator Book—

**SB 1368**—A bill to be entitled An act relating to parental leave for state employees; amending s. 110.221, F.S.; authorizing parental leave for career service employees who have a stillborn child; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Rodriguez—

**SB 1370**—A bill to be entitled An act relating to the medical treatment of animals; amending s. 474.202, F.S.; revising the definition of the term “veterinarian/client/patient relationship”; amending s. 474.203, F.S.; revising exceptions to who may immunize or treat an animal for certain diseases; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 828.30, F.S.; authorizing employees, agents, or contractors of animal control authorities to administer rabies vaccinations under certain circumstances; providing that a supervising veterinarian assumes responsibility for any person working at his or her discretion or under his or her supervision; defining the term “indirect supervision”; providing requirements; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp on a rabies vaccination certificate; providing an effective date.

—was referred to the Committees on Regulated Industries; Agriculture; and Rules.

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By Senator Burgess—

**SB 1372**—A bill to be entitled An act relating to literacy improvement; creating s. 1003.485, F.S.; establishing the New Worlds Reading Initiative under the Department of Education; providing definitions; providing duties of the administrator; requiring the administrator to develop an application process; requiring the administrator, in consultation with a specified entity, to develop a selection of books; requiring the administrator to coordinate monthly book distribution to



certain students; requiring the administrator to assist with local implementation of the initiative; requiring the administrator to maintain a clearinghouse of specified information; requiring the administrator to develop and disseminate certain training materials by specified means; establishing reporting requirements; providing that certain entities may participate in the initiative by completing an application; providing that participating school districts must allow public school students to enroll in the program; establishing student eligibility requirements; requiring participating entities to notify parents of eligible students; requiring participating entities to coordinate with the administrator to initiate book delivery; providing requirements for book delivery; allowing local funds to be used to purchase books during certain months; requiring that students be offered certain options relating to books; specifying when student enrollment ends; requiring participating entities and certain nonprofits to perform certain actions to raise awareness of the initiative; requiring that books be delivered at no cost to families; providing requirements for funding; authorizing the department to contract with a third-party entity; providing requirements for such third-party entity; amending s. 1008.25, F.S.; requiring that a certain notification include information about the initiative; providing an effective date.

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

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By Senator Farmer—

**SB 1374**—A bill to be entitled An act relating to the Small Business Website Development Grant Program; creating s. 288.126, F.S.; creating the Small Business Website Development Grant Program within the Department of Economic Opportunity; providing the purpose of the program; defining the term “small business”; requiring the department to provide grants subject to legislative appropriation; authorizing certain small businesses to apply for a grant in a specified amount; requiring that grant funds be used for the development of a website; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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**SR 1376**—Not introduced.

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By Senator Bradley—

**SB 1378**—A bill to be entitled An act relating to corporate espionage; providing a short title; amending s. 812.081, F.S.; providing definitions; prohibiting receipt of unlawfully obtained trade secrets; providing a penalty; reclassifying the penalty and increasing the offense severity ranking for receiving, obtaining, or using trade secrets to benefit a foreign government, foreign agent, or other foreign entity; requiring a court to order specified restitution for a violation; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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By Senator Rodrigues—

**SB 1380**—A bill to be entitled An act relating to relief from burdens on real property rights; amending s. 70.001, F.S.; revising the definitions of the terms “action of a governmental entity” and “real property”; amending s. 70.51, F.S.; revising the definition of the term “land”; reenacting s. 70.45(1)(e), F.S., relating to governmental exactions, to incorporate the amendment made to s. 70.001, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

By Senator Perry—

**SB 1382**—A bill to be entitled An act relating to building inspections; amending s. 125.56, F.S.; requiring that certain counties allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; amending s. 553.79, F.S.; requiring that local enforcement agencies allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; authorizing enforcement agencies to perform virtual inspections; providing an exception; providing a definition; requiring a refund of certain fees in certain circumstances; requiring that certain surcharges be recalculated under certain conditions; amending ss. 440.103 and 553.80, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

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By Senator Rodrigues—

**SB 1384**—A bill to be entitled An act relating to involuntary civil commitment of sexually violent predators; amending s. 394.9155, F.S.; specifying that the Florida Rules of Criminal Procedure apply to certain proceedings relating to competency; requiring proceedings to cease when a person is found to be mentally incompetent to proceed; providing requirements for determining competency; requiring a secure facility to admit a person found mentally incompetent; requiring the facility to file specified reports with the court under certain circumstances; authorizing counsel to move for a hearing on the issue of the respondent’s competence; providing requirements relating to such hearing; requiring a court to hold a hearing within a specified timeframe after a facility files a report; providing requirements relating to such hearing; requiring a court to enter a specified order and proceed expeditiously with a hearing or trial upon determining that the respondent is competent to proceed; amending s. 394.918, F.S.; requiring a court to conduct biannual evaluations for competency for certain persons; providing requirements relating to the outcome of such evaluations; providing an effective date.

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

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By Senator Harrell—

**SB 1386**—A bill to be entitled An act relating to overpayment of claims; amending ss. 627.6131 and 641.3155, F.S.; revising the timeframe for submission of insurer and health maintenance organization claims, respectively, for overpayment to providers; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Rules.

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By Senator Harrell—

**SB 1388**—A bill to be entitled An act relating to payment of health insurance claims; amending s. 627.6131, F.S.; prohibiting health insurers, at any time, from retroactively denying a claim because of the ineligibility of the insured if the insurer verified the insured’s eligibility at the time of treatment or provided an authorization number; amending s. 641.3155, F.S.; prohibiting health maintenance organizations, at any time, from retroactively denying a claim because of the ineligibility of the subscriber if the health maintenance organization verified the subscriber’s eligibility at the time of treatment or provided an authorization number; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Rules.

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By Senator Gruters—

**SB 1390**—A bill to be entitled An act relating to the capital investment tax credit; amending s. 220.191, F.S.; redefining terms; defining the terms “intellectual property” and “strategic priority project”; pro-

viding a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that establishes a qualifying project for the creation of intellectual property which meets certain capital investment criteria; specifying the calculation of the credit; authorizing the carryover or transfer of credits, subject to certain conditions; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that establishes a strategic priority project that meets certain capital investment criteria; specifying the calculation of the credit; authorizing the carryover or transfer of credits, subject to certain conditions; conforming provisions to changes made by the act; amending s. 288.1089, F.S.; revising the definition of the term “cumulative investment” to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Harrell—

**SB 1392**—A bill to be entitled An act relating to health insurance coverage for cancer treatment; amending s. 627.4239, F.S.; defining the terms “associated condition” and “health care provider”; prohibiting health maintenance organizations from excluding coverage for certain cancer treatment drugs; prohibiting health insurers and health maintenance organizations from requiring, before providing prescription drug coverage for the treatment of stage 4 metastatic cancer and associated conditions, that treatment has failed with a different drug; providing applicability; prohibiting insurers and health maintenance organizations from excluding coverage for certain drugs on certain grounds; prohibiting insurers and health maintenance organizations from requiring that certain cancer treatment drugs be sent to certain entities for home infusion unless a certain condition is met; revising construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Rodriguez—

**SB 1394**—A bill to be entitled An act relating to certificates of completion; amending ss. 1001.44 and 1002.34, F.S.; specifying that students awarded a certificate of completion are eligible to enroll in career center and charter technical career center programs; providing an effective date.

—was referred to the Committees on Education; Commerce and Tourism; and Rules.

By Senator Gruters—

**SB 1396**—A bill to be entitled An act relating to tree pruning, trimming, or removal on residential property; amending s. 163.045, F.S.; defining the terms “residential property” and “mobile home park”; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senator Thurston—

**SB 1398**—A bill to be entitled An act relating to dissemination of arrest booking photographs; amending s. 901.43, F.S.; prohibiting the republishing or redissemination of certain arrest booking photographs; authorizing a person whose arrest booking photograph is republished or redisseminated to bring a civil action against the person or entity republishing or redisseminating the photograph if such person or entity was required to remove it from the publication or electronic medium; authorizing a court to impose a specified civil penalty; requiring a court to award reasonable attorney fees and court costs; requiring that recovered civil penalties be deposited into the General Revenue Fund; providing that republishing or redisseminating an arrest booking photograph under certain circumstances constitutes an unfair or deceptive trade practice; making technical changes; providing an effective date.

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

**SB 1400**—Withdrawn prior to introduction.

By Senator Thurston—

**SB 1402**—A bill to be entitled An act relating to criminal justice standards and training; amending s. 943.125, F.S.; revising legislative intent; requiring that a voluntary accreditation program be mandatory; requiring the Department of Law Enforcement to establish a review process to assist agencies that fail to obtain or maintain accreditation; providing an effective date.

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

By Senator Hooper—

**SB 1404**—A bill to be entitled An act relating to cultural and historical programs; creating s. 15.0455, F.S.; designating the Museum of Florida History as the official state history museum; amending s. 15.18, F.S.; providing that the Secretary of State shall be known as “Florida’s Chief Arts and Culture Officer”; conforming a provision to changes made by the act; amending s. 20.10, F.S.; renaming the Division of Cultural Affairs as the Division of Arts and Culture; amending s. 265.281, F.S.; conforming provisions to changes made by the act; reordering and amending s. 265.283, F.S.; conforming provisions to changes made by the act; defining the term “folklife”; amending s. 265.286, F.S.; conforming a cross-reference; amending ss. 265.2865 and 265.701, F.S.; conforming provisions to changes made by the act; repealing s. 265.7025, F.S., relating to definitions relating to historic programs; amending s. 265.703, F.S.; conforming provisions to changes made by the act; repealing ss. 265.704, 265.705, 265.706, and 265.709, F.S., relating to historical museums and powers and duties of the Division of Cultural Affairs, state policy relative to historical properties, objects of historical or archaeological value, and publications, respectively; reordering and amending s. 267.021, F.S.; deleting the definition of the term “folklife”; defining the term “historical museum”; amending s. 267.071, F.S.; revising the duties of the Division of Historical Resources; transferring, renumbering, and amending s. 265.707, F.S.; transferring certain responsibilities from the Division of Cultural Affairs to the Division of Historical Resources; revising provisions relating to the Museum of Florida History museum store, the establishment and operation of a certain nonprofit organization or association, and the deposit of certain funds; transferring, renumbering, and amending s. 265.565, F.S.; defining the term “abandoned property”; removing the requirement that a museum inform a lender of certain provisions in certain circumstances; revising publication requirements for a termination of loan notice; providing for the disposition of abandoned property; amending s. 267.115, F.S.; revising the duties of the Division of Historical Resources relating to objects of historical or archaeological value; transferring and renumbering ss. 267.16 and 267.161, F.S., relating to Florida Folklife Programs and the Florida Folklife Council, respectively; amending ss. 258.081, 468.401, and 553.902, F.S.; conforming provisions and cross-references to changes made by the act; amending chapter 2020-88, Laws of Florida; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Jones—

**SB 1406**—A bill to be entitled An act relating to the Postsecondary Graduation Achievement Housing Scholarship Program; creating s. 1009.895, F.S.; establishing the Postsecondary Graduation Achievement Housing Scholarship Program; requiring the Department of Education to administer the program; providing for funding; providing department duties; providing eligibility requirements; providing scholarship amounts; authorizing scholarships to be prorated under certain circumstances; providing requirements for the use of scholarship funds;

authorizing the State Board of Education to adopt rules; providing an effective date.

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

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By Senator Burgess—

**SB 1408**—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; specifying powers and duties of the Division of Public Assistance Fraud; amending s. 284.30, F.S.; requiring the State Risk Management Trust Fund to provide insurance for certain firefighter cancer-related benefits; making technical changes; amending s. 284.31, F.S.; requiring the Insurance Risk Management Trust Fund to provide a separate account for certain firefighter cancer-related benefits; making technical changes; amending s. 284.385, F.S.; specifying a condition that must be met before certain firefighter cancer-related benefits may be paid from the State Risk Management Trust Fund; making technical changes; creating s. 284.45, F.S.; prohibiting individuals working for entities covered by the State Risk Management Trust Fund from engaging in retaliatory conduct against sexual harassment victims; defining the term “sexual harassment victim”; specifying a criminal penalty for the willful and knowing dissemination of a sexual harassment victim’s personal identifying information, except under certain circumstances; specifying protected personal identifying information; amending s. 497.101, F.S.; revising provisions relating to membership of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services; authorizing use of communications media technology for board member participation and determination of a quorum of the board; defining the term “communications media technology”; deleting a requirement for the department to adopt certain rules; making technical changes; creating s. 497.1411, F.S.; defining terms; providing for permanent disqualification of applicants for licensure under ch. 497, F.S., for certain offenses; providing for disqualifying periods for applicants for certain offenses; requiring the board to adopt rules; providing for calculation of disqualifying periods; providing conditions for licensure after completion of a disqualifying period; specifying the effect of a pardon or restoration of civil rights; providing for exemptions from disqualification if certain conditions are met; requiring an applicant for an exemption to provide certain evidence that he or she will not present a danger if licensed; granting the board the discretion to approve or deny an exemption; providing applicability; providing construction; amending s. 497.142, F.S.; revising criminal history disclosure requirements for applicants seeking licensure under ch. 497, F.S.; amending s. 497.157, F.S.; prohibiting persons from acting as or advertising themselves as being funeral directors, embalmers, direct disposers, or pre-need sales agents unless they are so licensed; prohibiting persons from engaging in certain activities requiring licensure without holding required licenses; revising the criminal penalty for unlicensed activity; making technical changes; amending s. 497.159, F.S.; conforming a provision to changes made by the act; amending s. 552.081, F.S.; revising the definition of the term “two-component explosives” for the purpose of regulation by the Division of State Fire Marshal; amending s. 553.7921, F.S.; authorizing a contractor repairing certain existing fire alarm systems to begin work after filing an application for a required permit but before receiving the permit; providing construction; amending s. 626.2815, F.S.; revising continuing education requirements for certain persons licensed to solicit, sell, or adjust insurance; amending s. 626.371, F.S.; requiring submission of renewal appointments of certain insurance representatives within a certain timeframe; requiring the department to notify certain insurers or employers regarding inadvertent failures to appoint; requiring insurers and employers to pay certain fees and taxes within a certain timeframe; authorizing the department to issue appointments under certain circumstances; prohibiting the department from considering inadvertent failures to appoint to be violations under certain circumstances; requiring the department to suspend an insurer’s or employer’s authority to appoint licensees under certain circumstances; amending s. 626.8443, F.S.; increasing the maximum period of suspension of a title insurance agent’s or agency’s license; making technical changes; amending s. 626.916, F.S.; deleting a requirement for agents to advise insureds that certain coverage may be available for personal residential property risks to be eligible for export under the Surplus Lines Law; amending s. 626.9551, F.S.; prohibiting requirements for the provision of replacement cost estimators or certain other proprietary business

information under certain circumstances; amending s. 627.715, F.S.; providing an exemption from a diligent effort requirement for surplus lines agents exporting contracts or endorsements providing flood coverage; amending s. 633.102, F.S.; revising the authority of certain fire protection system contractors to design or alter certain fire protection systems; providing for resolution of conflicts between the Florida Building Code and the Florida Fire Prevention Code; amending s. 633.136, F.S.; replacing fire protection agencies in the Fire and Emergency Incident Information Reporting Program with fire service providers; revising the composition of the Fire and Emergency Incident Information System Technical Advisory Panel; defining the term “fire service provider”; amending s. 633.202, F.S.; extending a deadline for certain buildings to comply with a minimum radio signal strength requirement under the Florida Fire Prevention Code; requiring such buildings to meet certain conditions by a specified date; revising a condition that existing apartment buildings must meet by a specified date; making technical changes; creating s. 633.217, F.S.; prohibiting certain acts to influence a firesafety inspector to violate certain laws; prohibiting a firesafety inspector from knowingly and willfully accepting an attempt to influence him or her to violate certain laws; amending s. 633.402, F.S.; revising the composition of the Firefighters Employment, Standards, and Training Council; amending s. 633.416, F.S.; providing that certain persons serving as volunteer firefighters may serve as a regular or permanent firefighter for a limited period, subject to certain restrictions; amending s. 648.30, F.S.; prohibiting the aiding or abetting of unlicensed activity of a bail bond agent or temporary bail bond agent; providing criminal penalties; amending s. 843.08, F.S.; prohibiting false personation of personnel or representatives of the Division of Investigative and Forensic Services; amending s. 943.045, F.S.; revising the definition of the term “criminal justice agency” to include the investigations component of the department which investigates certain crimes; reenacting s. 497.141(5)(a), F.S., relating to licensing and general application procedures, to incorporate the amendment made to s. 497.142, F.S., in a reference thereto; providing effective dates.

—was referred to the Committees on Banking and Insurance; Judiciary; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Jones—

**SB 1410**—A bill to be entitled An act relating to student mental health; amending s. 1006.07, F.S.; requiring district school boards to adopt policies relating to student mental health for grades 9 through 12; requiring that such policies include access to specified professionals in the school setting, access to a continuum of services during the school day, and procedures to aid a student experiencing a mental health crisis; requiring such procedures to ensure appropriate care, minimize the use of law enforcement and hospitalization, involve the use of mobile crisis response services that meet certain criteria, include a method to request assistance discreetly, and include methods for engaging the student and his or her family in continuing treatment; providing an effective date.

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

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By Senator Perry—

**SB 1412**—A bill to be entitled An act relating to traffic and pedestrian safety; providing a short title; creating s. 316.0756, F.S.; requiring a traffic engineering study to be conducted which recommends installation of a specified pedestrian crosswalk before such installation occurs; requiring a pedestrian crosswalk on a public highway, street, or road which is located at any point other than at an intersection with another public highway, street, or road to conform to specified requirements; providing coordination requirements for certain devices and signals; requiring that traffic control signal devices at adjacent intersections be taken into consideration; requiring, by a specified date, the entity with jurisdiction over a public highway, street, or road with a certain pedestrian crosswalk to ensure that the crosswalk conforms to specified requirements; authorizing such entity, alternatively, to remove any such crosswalk; requiring, by a specified date, the Department of Transportation to submit a certain request for authorization to the Federal Government; requiring applicable entities to replace spec-

ified traffic control devices within a specified timeframe after the date of federal authorization; requiring applicable entities to remove specified traffic control devices by a specified date under certain conditions; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Jones—

**SB 1414**—A bill to be entitled An act relating to the COVID-19 Relief Cash Flow Loan Program; creating the COVID-19 Relief Cash Flow Loan Program for the purpose of assisting small businesses impacted by the COVID-19 pandemic in making timely payments to continue operating; providing eligibility requirements for receiving a cash flow loan; requiring the Department of Economic Opportunity to provide certain information and instructions, administer the loans, distribute loan funds, and deposit repaid funds into the Budget Stabilization Fund, subject to certain requirements; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Thurston—

**SB 1416**—A bill to be entitled An act relating to no party affiliation candidates; amending s. 99.0955, F.S.; requiring a person seeking to qualify for office as a candidate with no party affiliation to state that he or she is registered without party affiliation and has not been a registered member of a political party for a specified period of time before qualifying, as a condition of qualifying; amending ss. 99.061 and 99.063, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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By Senator Thurston—

**SB 1418**—A bill to be entitled An act relating to restoration of voting rights; amending s. 98.0751, F.S.; revising the definition of the term “completion of all terms of sentence” to remove a provision requiring full payment of certain fines and fees; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 1420**—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; requiring employers to facilitate service by making employees available to accept service; increasing penalties for employers who fail to facilitate service; requiring persons in charge of private mailboxes, virtual offices, and executive offices or mini suites to confirm whether a person to be served maintains a private mailbox, virtual office, or executive office or mini suite at that location; providing penalties for a person in charge who refuses to make such confirmation; amending ss. 48.062 and 48.081, F.S.; authorizing service on the registered agents of limited liability companies and corporations and other specified persons at any hour at a residence or personal mailbox; specifying that service is not required to be first attempted during the hours a corporation’s registered office is required to be open; amending s. 48.27, F.S.; authorizing certified process servers to serve any non-enforceable civil process; amending ss. 48.111 and 1001.40, F.S.; authorizing municipal, state, and county agencies, boards, commissions, departments, or subdivisions, and school districts to designate one or more employees to accept service in lieu of specified officers and members; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

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By Senator Thurston—

**SB 1422**—A bill to be entitled An act relating to communicable and infectious diseases; amending s. 112.181, F.S.; defining the term “infectious disease”; providing a presumption to specified workers that an impairment of health caused by an infectious disease happened in the line of duty; requiring certain actions in order to be entitled to the presumption; revising the vaccine requirement for specified workers if such vaccine is approved by the United States Food and Drug Administration; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Appropriations.

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By Senator Jones—

**SB 1424**—A bill to be entitled An act relating to students with limited English proficiency; amending s. 1008.22, F.S.; requiring district school boards to provide certain instruction to students who have limited English proficiency; requiring that certain standardized assessments be waived for such students in specified circumstances; providing an effective date.

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

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By Senator Jones—

**SB 1426**—A bill to be entitled An act relating to pregnant women in custody; creating s. 907.033, F.S.; requiring that every female who is arrested and not released on bond within 72 hours after arrest be administered a pregnancy test within a certain amount of time, if so requested; requiring that each facility notify each arrested female upon booking of her right to request a pregnancy test; providing for the kinds of pregnancy tests that may be given; defining the term “female”; creating s. 925.13, F.S.; defining the term “pregnant woman”; requiring that, if a pregnant woman is convicted of a crime and sentenced to incarceration of any length, the pregnant woman’s sentence be deferred until a certain time after delivery; requiring that, within 10 days after the deferral period ends and the woman is incarcerated, she be offered and receive specified services; requiring municipal and county detention facilities to collect and report specified information to the Department of Corrections, which must incorporate such information from its facilities; requiring the department to publish the information on its public website and update it on a quarterly basis; providing requirements for the report; providing an effective date.

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

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By Senator Wright—

**SB 1428**—A bill to be entitled An act relating to procurement procedures; amending s. 287.042, F.S.; requiring the Department of Management Services to develop procedures that require current and prospective contractors to disclose whether such contractor is owned or controlled by a foreign government before providing commodities or contractual services to the state; requiring any such disclosure to be in writing, under penalty of perjury; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

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By Senators Diaz and Garcia—

**SB 1430**—A bill to be entitled An act relating to motor vehicles; amending s. 320.60, F.S.; revising definitions; amending s. 320.64, F.S.; revising prohibitions on applicants or licensees that are manufacturers, distributors, or importers of motor vehicles; prohibiting such applicants and licensees from offering to enter into, or entering into, a franchise

agreement that does not meet certain requirements; prohibiting such applicants and licensees from failing or refusing to offer specified programs; amending s. 320.6405, F.S.; conforming a provision to changes made by the act; authorizing a common entity to engage in the manufacture, distribution, or issuance in this state of motor vehicles, motor vehicle parts, motor vehicle warranties, motor vehicle service contracts, motor vehicle maintenance plans, or other products for or on behalf of its respective manufacturer, distributor, or importer; providing that common entities are agents of the manufacturer, distributor, importer, or common entities thereof for certain purposes; providing that common entities are subject to specified provisions of law; providing that manufacturers, importers, and distributors of certain line-make motor vehicles offered under a franchise agreement executed by an agent or common entity are bound by terms and provisions of the agreement and specified provisions of law; amending s. 320.6415, F.S.; clarifying that motor vehicle dealer franchise agreements continue in full force and operation despite any rebadging of or changes to motor vehicles offered for sale under such franchise agreement; amending s. 320.645, F.S.; revising a restriction on ownership of a dealership by certain individuals and entities; prohibiting motor vehicle dealer licenses from being issued to a licensee, manufacturer, or distributor or any parent, subsidiary, common entity, or officer or representative of the licensee, manufacturer, or distributor under certain conditions; reenacting s. 320.698(2), F.S., relating to civil fines, to incorporate the amendment made to s. 320.64, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

By Senator Baxley—

**SB 1432**—A bill to be entitled An act relating to support for dependent adult children; creating s. 61.1255, F.S.; defining the term “dependent adult child”; specifying that parents are responsible for supporting a dependent adult child; requiring certain rights of the parents of a dependent adult child to be established in a guardianship proceeding; prohibiting any person who is not appointed by the court from managing assets for or making certain decisions for a dependent adult child; specifying individuals who may file a suit to establish support for a dependent adult child; specifying a timeframe in which such suits may be filed; providing an exception; specifying procedures for establishing support; specifying who may receive such support before and after the dependent adult child’s 18th birthday; providing for court jurisdiction; providing construction; specifying to whom support payments may be made; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; prohibiting the Department of Revenue from filing petitions to establish, modify, or enforce certain support orders; amending s. 61.13, F.S.; specifying that a child support order need not terminate on the child’s 18th birthday in certain circumstances; specifying that a court may modify a child support order for adult children in certain circumstances; providing that either parent may consent to mental health treatment for a child in certain circumstances unless stated otherwise in the parenting plan; amending s. 61.29, F.S.; providing that the child support guidelines do not apply to certain cases; amending s. 61.30, F.S.; specifying to whom a court may order child support; creating s. 61.31, F.S.; providing factors a court must consider when determining child support for a dependent adult child; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; amending s. 393.12, F.S.; providing an additional circumstance under which a guardian advocate must be represented by an attorney in guardianship proceedings; specifying that petitions to appoint a guardian advocate for an individual with disabilities may include certain requests for support from the individual’s parents; amending ss. 742.031 and 742.06, F.S.; conforming provisions to changes made by the act; creating s. 744.1013, F.S.; providing guardianship courts with jurisdiction over petitions for support of dependent adult children; specifying who may receive such support for dependent adult children over the age of 18; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; specifying that such support orders supersede any orders entered under certain other provisions; amending s. 744.3021, F.S.; conforming provisions to changes made by the act; creating s. 744.422, F.S.; authorizing guardians of dependent adults to petition the court for certain support payments from the dependent adult’s parents in certain circumstances; specifying that the amount of

such support is determined by certain provisions; providing an effective date.

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

By Senator Wright—

**SB 1434**—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.124, F.S.; requiring specified agreements for certain claims; removing provisions requiring the Department of Financial Services to deny certain unclaimed property claims; increasing the threshold required to use a different method of identity verification for electronic claims; conforming provisions to changes made by the act; amending ss. 717.12404, 717.1315, and 717.1322, F.S.; conforming provisions to changes made by the act; amending s. 717.135, F.S.; requiring the department to adopt forms for a Uniform Unclaimed Property Recovery Agreement and a Uniform Unclaimed Property Purchase Agreement; providing requirements for such agreements; providing that the agreements are the exclusive means for a claimant’s representative to file a claim or to recover fees and costs; prohibiting a claimant’s representative from using or distributing any other form of agreement; providing administrative and civil penalties; authorizing the department to pay additional accounts under certain circumstances; providing applicability; repealing s. 717.1351, F.S., relating to unclaimed property claims; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Gruters—

**SB 1436**—A bill to be entitled An act relating to the Florida Postsecondary Academic Library Network; amending ss. 257.02 and 295.22, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; revising provisions relating to the awareness of certain postsecondary education programs and initiatives; amending s. 1006.73, F.S.; deleting provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; providing that the Board of Governors and the Department of Education will oversee a host entity chosen to deliver certain services; providing the services to be provided by the host entity; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to annually submit a certain report by a specified date; providing requirements for such report; requiring the chancellors of the State University System and the Florida College System to provide a certain report; providing that specified entities have responsibility for the governance and administration of the provided services; requiring specified entities to issue a recommendation and report on expanding organizations who may access the provided services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending s. 1007.01, F.S.; conforming a cross-reference; amending s. 1007.27, F.S.; conforming a provision to changes made by the act; amending ss. 1009.23 and 1009.24, F.S.; conforming cross-references; revising a requirement to include a certain graphic on specified websites; providing an effective date.

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

By Senator Jones—

**SB 1438**—A bill to be entitled An act relating to a state nutrition assistance reimbursement program; creating s. 402.88, F.S.; requiring the Department of Children and Families to develop and implement a nutrition assistance reimbursement program to reimburse community-based nonprofit organizations and nonprofit religious organizations providing certain enrollment assistance services; requiring the department to determine eligibility criteria and application procedures for the program; requiring the submission of an application on a form pre-

scribed by the department for reimbursement under the program; requiring the department to establish a funding mechanism to support the authorization of reimbursements under the program; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Jones—

**SB 1440**—A bill to be entitled An act relating to school bus safety; creating s. 316.616, F.S.; defining terms; authorizing school districts to install and operate side stop signal arm enforcement systems on school buses; requiring school districts to post certain warning signs on such buses; authorizing school districts to contract with a private vendor or manufacturer to provide side stop signal arm enforcement systems; requiring manufacturers and vendors to submit specified information to law enforcement agencies within a specified timeframe; requiring law enforcement agencies to review such information to determine whether a violation occurred and electronically certify the notice of violation under certain circumstances; providing that certain certificates sworn to or affirmed by a law enforcement officer are prima facie evidence; providing that recorded images evidencing a violation of this act shall be admissible in any judicial or administrative proceeding for a certain purpose; providing a rebuttable presumption; providing notice requirements and procedures; authorizing motor vehicle owners served a notice of violation to take certain actions as a final disposition of such notice; providing that payment of the fine operates as a final disposition of the civil penalty; providing notice requirements and procedures for unpaid civil penalties; requiring the Department of Highway Safety and Motor Vehicles to refuse to renew the registration of motor vehicles and prohibit the transfer of title under specified circumstances; requiring the department to remove penalties imposed on a motor vehicle owner upon presentation of adequate proof; requiring that side stop signal arm enforcement system equipment be incapable of automated or user-controlled remote surveillance; specifying requirements of and prohibitions on the use of recorded video and still images captured by the side stop signal arm enforcement system; providing that a motor vehicle owner is not responsible for a violation of this act if the vehicle was reported stolen at the time the violation occurred; providing civil penalties; providing for distribution of such penalties; providing construction; requiring school districts operating a side stop signal arm enforcement system to provide a summary report to the Governor, the Legislature, and the department annually by a specified date; requiring the State Board of Education to adopt rules for a specified purpose and authorizing it to adopt other rules; amending s. 1006.21, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; and Appropriations.

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By Senator Boyd—

**SB 1442**—A bill to be entitled An act relating to substance abuse prevention; amending s. 381.887, F.S.; revising provisions relating to the prescribing, ordering, and dispensing of emergency opioid antagonists to certain persons; requiring the Department of Health to develop and implement a statewide awareness campaign to educate the public regarding opioid overdoses and the safe storage and administration of emergency opioid antagonists; authorizing licensed pharmacists to dispense an emergency opioid antagonist to certain persons without a prescription, under certain circumstances; authorizing certain persons dispensed opioid antagonists without a prescription to store and possess and, in certain emergency situations, to administer opioid antagonists; providing certain authorized persons immunity from civil and criminal liability for administering emergency opioid antagonists under certain circumstances; authorizing personnel of law enforcement agencies and other agencies and certain other persons to administer emergency opioid antagonists under certain circumstances; creating s. 381.888, F.S.; defining terms; requiring the department, in coordination with the Board of Pharmacy, to establish and administer the At-home Drug Deactivation and Disposal System Program for a specified purpose; providing requirements for the at-home drug deactivation and disposal systems; requiring the department, in coordination with the board, to

develop relevant educational materials and a plan for distribution of the at-home drug deactivation and disposal systems and educational materials; requiring the department, in consultation with the board, to adopt rules; amending s. 401.253, F.S.; requiring certain health care facilities, basic life support services, or advanced life support services to report incidents involving a suspected or actual overdose of a controlled substance; conforming provisions to changes made by the act; amending ss. 456.44 and 465.0276, F.S.; requiring prescribing and dispensing practitioners to concurrently prescribe or dispense an at-home drug deactivation and disposal system along with certain controlled substances; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Wright—

**SB 1444**—A bill to be entitled An act relating to the Florida Small Manufacturing Business Recovery Act; creating s. 288.715, F.S.; providing a short title; defining terms; requiring the Department of Economic Opportunity to accept applications for certification of relief funds and relief contributions in a specified manner; specifying information required to be submitted in an application; requiring the department to approve or deny applications within a specified timeframe; prohibiting the department from approving more than a specified amount of relief investment authority and relief contributions; requiring the department to deny applications under certain circumstances; requiring the department to provide notice of approval or denial to applicants; requiring the department to certify approved applications; authorizing applicants whose applications were denied to provide additional information within a certain timeframe to cure defects in their applications; requiring the department to reconsider such applications; requiring certified relief funds to collect contributions and investments and submit certain documentation within a specified timeframe; requiring the department to revoke relief funds' certification under certain circumstances; requiring the department to give notice relating to tax credit certificates; providing requirements relating to lapsed or revoked investment authority; authorizing nonrefundable tax credits for owners of tax credit certificates issued by the department; providing restrictions on the credit; requiring taxpayers to submit a copy of the tax credit certificate with the taxpayers' annual statements; authorizing the department to revoke tax credit certificates under certain circumstances; prohibiting certain amounts invested in impact businesses from being counted as a relief investment; authorizing certain relief funds to apply to the department to be decertified; providing procedures for decertification; authorizing a relief fund to request certain opinions from the department; requiring relief funds to submit specified reports to the department; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Boyd—

**SB 1446**—A bill to be entitled An act relating to public records; creating s. 688.01, F.S.; defining terms; providing an exemption from public records requirements for a trade secret held by an agency; providing notice requirements; providing an exception to the exemption; providing that an agency employee is not liable for the release of certain records; providing for future legislative review and repeal of the exemption; amending ss. 688.001 and 688.006, F.S.; conforming cross-references; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Commerce and Tourism; and Rules.

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By Senator Jones—

**SB 1448**—A bill to be entitled An act relating to information technology procurement; amending s. 282.0051, F.S.; requiring the Department of Management Services, through the Florida Digital Service, to establish certain project management and oversight standards for state agency compliance; requiring the department to perform project

oversight on information technology projects that have total project costs of a certain amount or more; providing requirements for information technology projects that have a total project cost greater than a certain amount; amending s. 287.0591, F.S.; removing obsolete language; authorizing the department to execute certain contracts if the Secretary of Management Services and the state chief information officer certify certain information in writing; requiring an agency to issue a request for quotes to all vendors approved to provide certain commodities or services in certain circumstances; requiring the department to prequalify firms and individuals to provide certain services on a state term contract by a certain date; requiring the department to consider certain information in order to prequalify a firm or an individual; providing for the ineligibility of a firm or an individual from state term contracts; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rodriguez—

**SB 1450**—A bill to be entitled An act relating to civic education curriculum; amending s. 1003.4282, F.S.; revising the social studies high school graduation credit requirement; amending s. 1003.44, F.S.; requiring the Department of Education to develop or approve an integrated civic education curriculum that meets certain requirements; requiring the department to curate oral history resources to be used along with such curriculum; providing a short title; requiring the department to approve the civic education curricula submitted by school districts and charter schools; providing an effective date.

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

By Senator Powell—

**SB 1452**—A bill to be entitled An act relating to the minimum age for arrest; creating s. 901.001, F.S.; prohibiting the arrest of a person younger than 10 years of age; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families, and Elder Affairs; and Rules.

By Senator Farmer—

**SB 1454**—A bill to be entitled An act relating to a strategic fuel reserve; creating the Florida Strategic Fuel Reserve Task Force adjunct to the Division of Emergency Management to develop a recommended strategic fuel reserve plan for an emergency or a disaster; requiring the division to provide administrative and support services to the task force; specifying the membership of the task force; requiring the task force to elect a chair and a vice chair; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing an expiration date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Rodriguez—

**SB 1456**—A bill to be entitled An act relating to public records; amending s. 1008.23, F.S.; expanding an exemption from public records requirements for examination and assessment instruments used for statewide standardized assessments and student progression to include those instruments used for statewide kindergarten screening, youth enrolled in Department of Juvenile Justice programs, limited English proficient students, civic literacy assessments, measuring minority and underrepresented student achievement, and certification of educators and those administered by a Florida College System institution, a state university, or the Department of Education; providing that provisions governing access, maintenance, and destruction of certain instruments and related materials shall be prescribed by rules of the State Board of Education and regulations of the Board of Governors, respectively;

providing for future legislative review and repeal of the exemption; providing legislative findings; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

By Senator Brandes—

**SB 1458**—A bill to be entitled An act relating to workers' compensation insurance for employee leasing companies; amending s. 440.10, F.S.; specifying when a person is deemed an employee of an employee leasing company for workers' compensation insurance purposes under circumstances relating to the company's employee leasing arrangement with a subcontractor; amending s. 468.525, F.S.; providing that if an employee leasing company's client company is a subcontractor, workers' compensation insurance requirements are not satisfied by the employee leasing arrangement unless certain conditions are met; amending s. 468.529, F.S.; providing construction; requiring certain client companies to maintain separate workers' compensation insurance coverage unless certain conditions are met; specifying when a person is deemed an employee of an employee leasing company for workers' compensation insurance purposes under certain circumstances; reenacting s. 468.532(1)(g), F.S., relating to discipline, to incorporate the amendment made to s. 468.529, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Brandes—

**SB 1460**—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.403, F.S.; revising the definition of the term "practice of chiropractic medicine" to authorize chiropractic physicians to prescribe, order, store, and administer medical oxygen and articles of natural origin if they complete specified training; amending s. 460.408, F.S.; deleting a requirement that continuing chiropractic education be completed in a classroom setting; authorizing licensees to complete all required continuing education in an online format; providing requirements for online continuing education courses; creating s. 465.036, F.S.; authorizing pharmacists to dispense articles of natural origin pursuant to an order from a licensed chiropractic physician; defining the term "articles of natural origin"; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

By Senator Stewart—

**SB 1462**—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.04, F.S.; revising the elements that constitute the offense of lewd or lascivious exhibition; providing an effective date.

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

By Senator Stewart—

**SB 1464**—A bill to be entitled An act relating to gun safety; creating s. 790.30, F.S.; defining terms; prohibiting the import into this state, or the distribution, transport, transfer, sale, keeping for sale, offering or exposing for sale, or giving within this state, of assault weapons or large-capacity magazines; providing criminal penalties; providing applicability; prohibiting the possession of assault weapons or large-capacity magazines; providing exceptions; providing criminal penalties; providing applicability; requiring certificates of possession for assault weapons or large-capacity magazines lawfully possessed before a specified date; requiring the Department of Law Enforcement to adopt rules by a certain date; limiting sales and transfers of assault weapons or large-capacity magazines represented by certificates of possession; providing conditions for continued possession of such assault weapons or large-capacity magazines; requiring certificates of transfer for sales

or transfers of assault weapons or large-capacity magazines; requiring the department to maintain a file of all certificates of transfer; providing for the relinquishment of assault weapons or large-capacity magazines; specifying requirements for the transportation of assault weapons or large-capacity magazines; providing criminal penalties; specifying circumstances in which the manufacture or transportation of assault weapons or large-capacity magazines is not prohibited; exempting permanently inoperable assault weapons or large-capacity magazines from regulation; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

By Senator Hutson—

**SB 1466**—A bill to be entitled An act relating to airports; amending s. 332.007, F.S.; revising the types of airports to which funds for master planning and eligible aviation development projects are limited; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gruters—

**SB 1468**—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising requirements for the charter school application process; authorizing certain assets of specified charter schools to be used for certain other charter schools across the state; amending s. 1002.331, F.S.; revising provisions relating to the opening of additional high-performing charter schools; providing applicability; amending s. 1002.45, F.S.; authorizing a virtual charter school to provide part-time virtual instruction and be an approved provider; authorizing a virtual charter school to contract with a public or charter school, rather than enter into an agreement with a school district, for specified purposes; providing an effective date.

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

By Senator Boyd—

**SB 1470**—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.714, F.S.; defining the term “Moody’s Corporate Bond Yield Average”; revising the definition of the term “person”; amending s. 631.717, F.S.; authorizing the association to assume or reissue covered policies of impaired insurers; granting the association the right to appear or intervene before a court or an agency in certain proceedings; authorizing the association to take legal action to recover payment of improper claims; authorizing the association to join an organization of other state guaranty associations for certain purposes; amending s. 631.718, F.S.; revising the calculation of Class A assessments; specifying requirements for repayment of deferred assessments upon removal or rectification of the conditions causing a deferral; deleting a prohibition on certain nonprofit insurance companies being assessed more than a certain amount in a calendar year; amending s. 631.721, F.S.; revising the requirements of the association’s plan of operation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Pizzo—

**SB 1472**—A bill to be entitled An act relating to the Assistant State Attorney and Assistant Public Defender Student Loan Repayment Program; creating s. 1009.695, F.S.; establishing a student loan repayment program within the Department of Education for assistant state attorneys and assistant public defenders; providing the purpose of the program; requiring the Department of Education to administer the program; providing requirements for eligibility; providing procedures for payments; requiring payments to be contingent upon proof of elig-

ibility and annual recertification through an annual certification affidavit; specifying certification criteria; providing that payments are not considered taxable income; requiring the department to reduce payments for all program participants by a proportional amount if appropriated funds are insufficient to provide maximum payment for all program participants’ loans; authorizing the Department of Education to adopt rules; providing for program funding; providing an effective date.

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

By Senator Rodriguez—

**SB 1474**—A bill to be entitled An act relating to photographic enforcement of school zone speed limits; amending s. 316.003, F.S.; defining the term “speed detection system”; amending s. 316.008, F.S.; authorizing counties and municipalities to enforce school speed zones through the use of speed detection systems; providing a rebuttable presumption; authorizing counties and municipalities to install, or contract with a vendor to install, speed detection systems; amending s. 316.0776, F.S.; authorizing speed detection systems to be installed on state roads when permitted by the Department of Transportation; authorizing speed detection systems to be installed on a street or highway under the jurisdiction of a county or municipality in accordance with specified requirements; requiring counties and municipalities that install speed detection systems to notify the public that such systems may be in use and of enforcement of violations; providing requirements for signage used to notify the public; requiring counties and municipalities that have never conducted a speed detection system program to make a public announcement and conduct a public awareness campaign before commencing enforcement using such system; providing penalties in effect during the public awareness campaign; creating s. 316.1896, F.S.; authorizing counties and municipalities to authorize traffic infraction enforcement officers to issue certain traffic citations; providing construction; providing notification requirements and procedures; authorizing persons who receive notices of violation to request a hearing within a specified timeframe; defining the term “person”; providing for waiver of challenge or dispute as to the delivery of the notice of violation; requiring counties and municipalities to pay certain funds to the Department of Revenue; providing for the distribution of funds; requiring that a traffic citation be issued under specified circumstances; providing for waiver of challenge or dispute as to the delivery of the traffic citation; providing notification requirements and procedures for the issuance of a traffic citation; specifying that the owner of a motor vehicle is responsible and liable for paying a traffic citation; providing exceptions; requiring an owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavits; providing criminal penalties; providing that photographic or electronic images, streaming video, and measurement of the vehicle’s speed measured by a speed detection system are evidence of a violation of a specified provision of law and are admissible in certain proceedings; providing a rebuttable presumption; providing requirements and procedures for hearings; amending s. 316.1906, F.S.; revising the definition of the term “officer”; authorizing traffic infraction enforcement officers to satisfy a certain requirement by reviewing the video of an alleged infraction; providing construction; providing requirements for speed detection systems; requiring a law enforcement agency and its agents that operate a speed detection system to maintain a log of results of the system’s self-tests; requiring a law enforcement agency and its agents to perform independent calibration tests of such systems; providing that self-test logs and calibration tests are admissible in court proceedings relating to certain violations; amending ss. 316.306, 316.640, 316.650, 318.14, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Appropriations.

By Senator Brodeur—

**SB 1476**—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; removing from Schedule V certain drug products in finished dosage formulation which have been approved by the United States Food and Drug Administration; amending s.



893.02, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Health Policy; and Rules.

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By Senator Gibson—

**SB 1478**—A bill to be entitled An act relating to consumer finance loans; amending s. 516.031, F.S.; prohibiting a person licensed to make and collect loans under the Florida Consumer Finance Act from charging prepayment penalties for loans; amending s. 516.36, F.S.; providing requirements for loan terms; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

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By Senator Brodeur—

**SB 1480**—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 201.15, F.S.; extending the date by which bonds issued to fund the Florida Forever Act are intended to be retired; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Garcia—

**SB 1482**—A bill to be entitled An act relating to Biscayne Bay; creating s. 163.11, F.S.; establishing the Biscayne Bay Commission; providing for commission purpose, membership, duties, and authority; amending s. 403.086, F.S.; prohibiting sewage disposal facilities from disposing of any wastes into Biscayne Bay; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Grutes—

**SB 1484**—A bill to be entitled An act relating to the Florida Private Student Assistance Grant Program; amending s. 1009.51, F.S.; expanding eligibility for the program to full-time degree-seeking students accepted at a competency-based nonprofit virtual postsecondary institution that meets specified criteria; providing an effective date.

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

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By Senators Pizzo and Brandes—

**SB 1486**—A bill to be entitled An act relating to clothing-optional locations; amending s. 800.03, F.S.; specifying that an exception to the commission of the offense of unlawful exposure of sexual organs includes clothing-optional beaches; requiring the Division of Recreation and Parks of the Department of Environmental Protection to amend a specified rule to comply with this act; providing an effective date.

—was referred to the Committees on Criminal Justice; Environment and Natural Resources; and Rules.

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By Senator Stargel—

**SB 1488**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current members of the Legislature and the Cabinet, and the children and spouses of such legislators and officers; providing for retroactive application; amending s. 119.10, F.S.; creating a criminal penalty for any person who knowingly and maliciously publishes or disseminates protected identifying information with the intent to intimidate, hinder, or

interrupt current legislators and officers; providing that a violation results in a first degree misdemeanor; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

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By Senator Pizzo—

**SB 1490**—A bill to be entitled An act relating to investments by condominium associations; amending s. 718.111, F.S.; requiring condominium associations to maintain a copy of their investment policy statement as an official record; authorizing associations to invest funds in specified investment products; requiring certain association boards to annually develop an investment policy statement and select an investment adviser who meets specified requirements; authorizing investment fees and commissions to be paid from invested reserve funds or operating funds; requiring investment advisers to invest certain operating or reserve funds in compliance with a specified rule; requiring investment advisers to act as association fiduciaries; providing construction; requiring that certain funds be held in specified accounts; requiring associations to provide their investment adviser with certain documents at least annually; requiring investment advisers to annually review such documents and provide the association with a portfolio allocation model that meets specified requirements; providing that portfolios may not contain certain investments; requiring investment advisers to annually provide to the association a certain certification and to periodically submit certain reports; requiring that certain funds be made available to associations within a certain timeframe after they submit a written or electronic request; requiring that a certified public accountant at least annually provide associations with specified information; amending s. 718.112, F.S.; specifying that certain votes are required to make specified investments; specifying that only certain voting interests may vote on questions that involve certain investments; amending s. 718.3026, F.S.; exempting registered investment advisers from certain provisions relating to contracts for products and services; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Broxson—

**SB 1492**—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for specified information regarding a voter or voter registration applicant; authorizing disclosure of confidential and exempt information under certain circumstances; providing for future legislative review and repeal; providing for retroactive application; providing statements of public necessity; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

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By Senator Cruz—

**SB 1494**—A bill to be entitled An act relating to public meetings during declared states of emergency; creating s. 252.386, F.S.; defining terms; providing for the suspension of certain statutory provisions during declared states of emergency for a specified timeframe; providing an exception; authorizing governing bodies to use communications media technology during declared states of emergency; providing that certain remote participation by a governing body member in a meeting constitutes that individual's presence at such meeting and counts toward a quorum during the declared state of emergency; requiring meetings conducted through communications media technology to function as if they are being conducted in person; authorizing members of a governing body to attend certain meetings in person or through communications media technology; providing an effective date.

—was referred to the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Ausley—

**SB 1496**—A bill to be entitled An act relating to the Early Learning Scholarship program; providing a short title; creating s. 1002.56, F.S.; establishing the Early Learning Scholarship program; requiring the program to be administered by the Office of Early Learning; providing the purpose of the program; defining terms; specifying eligibility criteria; providing that a student who receives a scholarship remains eligible to participate until the student is admitted to kindergarten or attains the age of 6 years by a specified date; requiring program funds to be used for a specified purpose; providing for the administration of the program; requiring the office to contract with an independent contractor to evaluate the program; specifying the recommendations to be included in the evaluation; requiring the office to submit a written copy of the evaluation to the Legislature and state agencies by a specified date; specifying provider eligibility criteria; exempting the state from liability; providing that the program does not expand the regulatory authority of the state; requiring the office to adopt rules; providing an effective date.

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

By Senators Pizzo and Perry—

**SB 1498**—A bill to be entitled An act relating to renaming the Criminal Punishment Code; amending ss. 775.082, 775.087, 782.051, 817.568, 893.13, 910.035, 921.0022, 921.0023, 921.0024, 921.0025, 921.0026, 921.0027, 924.06, 924.07, 944.17, 948.01, 948.015, 948.06, 948.20, 948.51, 958.04, and 985.465, F.S.; renaming the Criminal Punishment Code as the Criminal Public Safety Code; amending s. 921.002, F.S.; revising a principle of the Criminal Public Safety Code; conforming provisions to changes made by the act; amending s. 893.20, F.S.; conforming a provision to changes made by the act; making a technical change; providing an effective date.

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

By Senator Harrell—

**SB 1500**—A bill to be entitled An act relating to transportation; amending s. 316.126, F.S.; requiring drivers to change lanes when approaching a road and bridge maintenance or construction vehicle displaying warning lights on the roadside; amending s. 316.305, F.S.; deleting obsolete language; amending s. 316.70, F.S.; providing that owners and drivers of nonpublic sector buses operated on public highways of this state are subject to specified provisions of law; authorizing the Department of Highway Safety and Motor Vehicles to conduct compliance reviews for a specified purpose; revising civil penalties; authorizing certain law enforcement officers and appointed agents to require drivers of commercial vehicles to submit to an inspection of the vehicle and the driver's records; authorizing such officers and agents to require the vehicle and driver to be removed from service under specified conditions; authorizing such officers and agents to give written notice; creating s. 319.1414, F.S.; authorizing the department to conduct investigations and examinations of department-authorized private rebuilt inspection providers; authorizing the department to exercise certain powers when conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court's order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; amending s. 319.25, F.S.; authorizing the department to conduct investigations and examinations relating to violations of provisions relating to title certificates; authorizing the department to exercise certain powers when conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court's order; authorizing the de-

partment to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; amending s. 320.27, F.S.; requiring motor vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 320.77, F.S.; requiring mobile home dealer licensees to deliver copies of renewed, continued, changed, or new surety bonds, cash bonds, or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 320.8225, F.S.; requiring mobile home and recreational vehicle manufacturer, distributor, and importer licensees to deliver copies of renewed, continued, changed, or new surety bonds, cash bonds, or letters of credit to the department within specified timeframes under certain conditions; amending s. 320.861, F.S.; authorizing the department to conduct investigations and examinations relating to violations of certain laws, rules, or orders relating to motor vehicle licenses; revising the powers of the department relating to conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court's order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to conduct investigations and examinations relating to violations of certain laws, rules, or orders relating to driver licenses; authorizing the department to exercise certain powers when conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court's order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; amending s. 348.754, F.S.; prohibiting the Central Florida Expressway Authority from constructing any extensions, additions, or improvements to the Central Florida Expressway System in Lake County without the prior consultation, rather than consent, of the Secretary of Transportation; reenacting s. 318.18(2)(d), F.S., relating to the amount of penalties, to incorporate the amendment made to s. 316.126, F.S., in a reference thereto; reenacting s. 316.3026(1), F.S., relating to unlawful operation of motor carriers, to incorporate the amendment made to s. 316.70, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Harrell—

**SB 1502**—A bill to be entitled An act relating to public records; amending s. 319.1414, F.S.; exempting from public records requirements certain information received by the Department of Highway Safety and Motor Vehicles as a result of investigations and examinations of private rebuilt inspection providers; providing for future legislative review and repeal of the exemptions; amending s. 319.25, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations relating to title certificates; providing for future legislative review and repeal of the exemptions; amending s. 320.861, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to motor vehicle licenses; providing for future legislative review and repeal of the exemptions; amending s. 322.71, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to driver licenses; providing for future legislative review and

repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Wright—

**SB 1504**—A bill to be entitled An act relating to coastal construction and preservation; amending s. 161.021, F.S.; defining the terms “upland structure,” “vulnerable,” and “wave runup” as those terms are used in the Dennis L. Jones Beach and Shore Preservation Act; amending s. 161.085, F.S.; requiring, rather than authorizing, the Department of Environmental Protection to issue permits for present installations of rigid coastal armoring structures under certain circumstances; providing that the department may only order permitted public structures to be removed under certain circumstances; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Burgess—

**SB 1506**—A bill to be entitled An act relating to disability claim coordinators; creating s. 381.029, F.S.; defining the terms “department” and “disability claim coordinator”; authorizing counties to request the Department of Health to assign disability claim coordinators to their respective county health departments; providing that the counties are responsible for such coordinators’ employment terms, duty assignments, and salaries and benefits; requiring the department to certify disability claim coordinators if they meet certain qualifications; requiring disability claim coordinators to complete certain initial and annual training; providing requirements for such training; providing duties for disability claim coordinators; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Book—

**SB 1508**—A bill to be entitled An act relating to public records; providing a short title; amending s. 119.071, F.S.; specifying that a public records exemption for criminal intelligence information and criminal investigative information does not apply to the identity of certain persons charged with, or found guilty of, specified crimes; amending s. 28.2221, F.S.; requiring county recorders and clerks of court to post identifying information for offenders in cases where protective injunctions were entered for the protection of minors; providing for certain persons to request that such information be made available on the public website; requiring county recorders or clerks of court to post such notices on the website; authorizing certain persons to petition for compliance in the circuit court; providing an effective date.

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

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By Senators Stewart and Taddeo—

**SB 1510**—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 201.15, F.S.; extending the date by which the Legislature intends for bonds issued to fund the Florida Forever Act to be retired; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; deleting an obsolete provision; prohibiting the use of certain moneys distributed from the Land Acquisition Trust Fund for specified costs; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Wright—

**SB 1512**—A bill to be entitled An act relating to Space Florida board of directors; amending s. 331.3081, F.S.; revising the membership of the board of directors of Space Florida to include two ex officio, nonvoting members appointed by the Legislature; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

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By Senator Book—

**SB 1514**—A bill to be entitled An act relating to bullying in public K-12 educational institutions; amending s. 1006.147, F.S.; revising the definition of the term “bullying”; requiring school districts to adopt and review every 3 years a zero-tolerance policy prohibiting bullying and harassment of a student or employee of a public K-12 educational institution; requiring a district’s policy to substantially conform to the Department of Education’s model zero-tolerance policy; requiring a district’s policy to contain specified consequences for a student who commits an act of bullying or harassment; requiring the Department of Education to fine a district school board if the department finds the district school board has failed to enforce the school district’s zero-tolerance policy; specifying the amounts for the fine; authorizing a district school board to require a teacher to pay half of the fine if the failure was due to an act or omission of the teacher; requiring a district school board to deny employment to or terminate a principal or teacher responsible for three enforcement failures; requiring the department to transfer any sums collected to the Chief Financial Officer to be deposited in the General Revenue Fund; providing an effective date.

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

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By Senator Book—

**SB 1516**—A bill to be entitled An act relating to recovery residences; amending s. 397.487, F.S.; removing an obsolete date; requiring recovery residences to obtain certification by a specified date or before commencing operation; creating a criminal penalty for a person who operates a recovery residence without a certificate of compliance; amending s. 397.4871, F.S.; removing an obsolete date; requiring that recovery residence administrators be certified by a specified date or before beginning employment; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Book—

**SB 1518**—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding certain employees of specified state hospitals and other facilities who spend a certain amount of time performing duties that involve contact with patients or inmates to the Special Risk Class of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Children, Families, and Elder Affairs; and Appropriations.

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By Senator Boyd—

**SB 1520**—A bill to be entitled An act relating to ancillary property rights; creating s. 704.09, F.S.; defining the term “utility easement”; providing that a utility easement is an interest in real property and subject to certain actions unless otherwise provided in the instrument creating the easement; providing that the easement is not an undue burden; amending s. 712.03, F.S.; revising rights that are not affected or extinguished by marketable record titles; amending s. 712.04, F.S.; revising what types of interests are extinguished by a marketable record

title; providing construction; amending s. 712.12, F.S.; revising the definition of the term “covenant or restriction”; providing applicability; requiring persons with certain interests in land which may be extinguished by this act to file a specified notice to preserve such interests; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senator Stewart—

**SB 1522**—A bill to be entitled An act relating to implementation of the recommendations of the Blue-Green Algae Task Force; providing a short title; amending s. 373.4131, F.S.; requiring the Department of Environmental Protection to implement a stormwater system inspection and monitoring program for a specified purpose by a specified date; amending s. 381.0065, F.S.; requiring owners of onsite sewage treatment and disposal systems to have the system periodically inspected, beginning on a specified date; requiring the department to administer the inspection program; requiring the department to implement program standards, procedures, and requirements; providing for rule-making; amending s. 403.067, F.S.; requiring basin management action plans to describe potential future increases in pollutant loading and provide a comprehensive analysis of options to mitigate such increases; requiring new or revised basin management action plans to include an identification and prioritization of certain spatially focused projects; requiring the department to assess certain projects; requiring certain notices of intent to implement pollution reduction measures to include estimated input reductions and load reductions associated with adopting certain practices; providing requirements for such reporting; requiring the verification of certain programs to be completed by a specified date; requiring the department to provide all records promptly and in an unadulterated form; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Rodriguez—

**SB 1524**—A bill to be entitled An act relating to carbon monoxide alarms; creating s. 559.953, F.S.; defining the terms “carbon monoxide alarm” and “generator”; providing legislative findings; requiring a person providing a generator in a transaction to sell, lease, or rent the generator to also include a carbon monoxide alarm in such transaction and recommend that the buyer, lessee, or renter use the alarm while the generator is in use; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Garcia—

**SB 1526**—A bill to be entitled An act relating to Medicaid coverage for former foster youth; amending s. 409.1451, F.S.; requiring the Department of Children and Families to develop a program to facilitate enrollment of certain young adults in Medicaid; authorizing the department to coordinate with a community-based care lead agency in implementing the program; specifying requirements for outreach services provided by the program; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for certain young adults formerly eligible for foster care; providing for presumptive eligibility for Medicaid for certain young adults; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Cruz—

**SB 1528**—A bill to be entitled An act relating to vote-by-mail ballots; amending ss. 101.64, 101.65, 101.6921, and 101.6923, F.S.; requiring

the supervisor of elections to enclose a postage paid mailing envelope with each vote-by-mail ballot; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Appropriations.

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By Senator Book—

**SB 1530**—A bill to be entitled An act relating to victims of sexual offenses; amending s. 16.01, F.S.; authorizing the Attorney General to review the evidence in alleged cases of sexual battery or cyberstalking upon the written request of specified persons; authorizing the Attorney General to prosecute such cases; providing requirements for attorneys assigned to such cases; creating s. 154.012, F.S.; requiring counties to establish sexual assault response teams; providing for duties, membership, meetings, technical assistance, and an annual report; requiring teams to promote the use of sexual assault forensic examiners meeting certain requirements; amending s. 627.6131, F.S.; requiring health insurers to establish certain alternative methods of delivery of explanation of benefits in certain circumstances; amending s. 943.17, F.S.; requiring the Criminal Justice Standards and Training Commission, in consultation with the Florida Council Against Sexual Violence, to establish minimum standards for basic and advanced career development training programs for law enforcement officers that include a culturally responsive trauma-informed response to sexual assault; requiring every basic skills course for law enforcement officers to include certain training by a specified date; creating s. 943.1724, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate a culturally responsive trauma-informed response to sexual assault into a certain course curriculum; requiring each certified law enforcement officer to successfully complete a specified number of hours of training on sexual violence and interviewing and investigations of sexual assault victims within a specified timeframe; providing requirements for current law enforcement officers; providing an effective date.

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

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By Senator Book—

**SB 1532**—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; revising requirements for child support depositories in Title IV-D cases; requiring the depositories to create a case in the Clerk of Court Child Support Enforcement Collection System and set up appropriate payment accounts upon certain notice from the Department of Revenue; amending s. 61.1354, F.S.; revising provisions related to the sharing of information between consumer reporting agencies and the department; requiring consumer reports to be kept confidential and used only for specified purposes; amending s. 61.30, F.S.; prohibiting the treatment of incarceration as voluntary employment for purposes of establishing or modifying child support orders, with exceptions; providing that certain social security benefits are included in a parent’s gross income; authorizing certain social security benefits paid to be applied as a credit for purposes of monthly support obligations; providing requirements for such credit; providing procedures for a parent to seek application of such credit; amending s. 409.256, F.S.; revising the definition of the term “rendered”; amending s. 409.2563, F.S.; revising the definition of the term “rendered”; deleting a requirement that a certain order filed by the department be a certified copy of the order; amending s. 409.25656, F.S.; authorizing the department to deliver certain notices by secure electronic means under certain circumstances; amending s. 409.25658, F.S.; revising provisions related to the department’s joint efforts with the Department of Financial Services to use unclaimed property for past due child support; amending s. 409.2567, F.S.; authorizing the department to include confidential and exempt information in electronic mail communications with parents, caregivers, or other authorized persons under certain circumstances, with exceptions; amending s. 409.2576, F.S.; requiring service recipients to report certain information to the State Directory of New Hires; defining the term “service recipient”; providing reporting requirements for service recipients; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

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By Senator Book—

**SB 1534**—A bill to be entitled An act relating to sexual battery; amending s. 395.1021, F.S.; requiring certain licensed facilities to provide information regarding emergency contraception and its availability to victims of sexual assault, if requested; defining the term “emergency contraception”; amending s. 794.011, F.S.; revising the definitions of the terms “consent” and “sexual battery”; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rouson—

**SB 1536**—A bill to be entitled An act relating to insurance coverage parity for mental, nervous, and substance use disorders; amending s. 409.967, F.S.; requiring Medicaid managed care plans to submit an annual report to the Agency for Health Care Administration relating to parity between mental or nervous disorder and substance use disorder benefits and medical and surgical benefits; specifying required information in the report; amending s. 627.6675, F.S.; conforming a provision to changes made by the act; transferring, renumbering, and amending s. 627.668, F.S.; requiring certain entities transacting individual or group health insurance or providing prepaid health care to comply with specified federal provisions that prohibit the imposition of less favorable benefit limitations on mental or nervous disorder and substance use disorder benefits than on medical and surgical benefits; deleting provisions relating to optional coverage for mental and nervous disorders by such entities; revising the standard for defining substance use disorders; requiring such entities to submit an annual report relating to parity between mental or nervous disorder and substance use disorder benefits and medical and surgical benefits to the Office of Insurance Regulation; specifying required information in the report; requiring the office to implement and enforce certain federal laws in a specified manner; requiring the office to issue a specified annual report to the Legislature; specifying requirements for writing and publicly posting the report; repealing s. 627.669, F.S., relating to optional coverage required for substance abuse impaired persons; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

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By Senator Rodriguez—

**SB 1538**—A bill to be entitled An act relating to public K-12 educational institution resiliency; providing a short title; creating s. 1013.235, F.S.; providing legislative findings; authorizing the Department of Education to provide certain technical assistance to school districts; authorizing the Public Service Commission to approve specified pilot utility programs; prohibiting the commission from approving certain pilot programs; authorizing schools or other local governmental authorities acting on behalf of a school to contract with third parties for renewable energy source devices located on property owned or controlled by a school; authorizing third parties to sell energy generated from such devices; providing construction; providing a limitation; establishing the Resilient Schools Pilot Program within the department beginning with a specified school year; providing the purpose of the pilot program; providing that up to a specified number of school districts may be accepted into the pilot program; requiring the pilot program to collaborate with specified agencies; specifying the purposes of such collaboration; authorizing certain public K-12 educational institutions to directly solicit bids from and contract directly with electric utilities, solar contractors, and other third parties for the procurement of devices and services for specified purposes; requiring the department to provide a certain report by a specified date to the Governor and the Legislature; requiring the State Board of Education to adopt rules; providing for expiration of the pilot program; providing an effective date.

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

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By Senator Gibson—

**SB 1540**—A bill to be entitled An act relating to maternal health outcomes; amending s. 381.7353, F.S.; revising the Department of Health’s duties under the Closing the Gap grant program; amending s. 381.7355, F.S.; revising the requirements for Closing the Gap grant proposals; creating s. 383.2163, F.S.; requiring the department to establish telehealth minority maternity care pilot programs in Duval County and Orange County by a specified date; defining terms; providing program purposes; requiring the pilot programs to provide specified telehealth services to eligible pregnant women for a specified period; requiring pilot programs to train participating health care practitioners and perinatal professionals on specified topics; providing for funding for the pilot programs; requiring the department’s Division of Community Health Promotion and Office of Minority Health and Health Equity to apply for certain federal funding; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Burgess—

**SB 1542**—A bill to be entitled An act relating to electronic dissemination of commercial recordings and audiovisual works; amending s. 501.155, F.S.; revising the definition of the term “electronic dissemination”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

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By Senator Pizzo—

**SM 1544**—A memorial to the Congress of the United States and the President of the United States commending Congress for granting trade promotion authority to the executive branch, urging the executive branch to negotiate a comprehensive and mutually beneficial free trade agreement between the United States and the United Kingdom, and urging Congress to ratify such agreement.

—was referred to the Committees on Commerce and Tourism; and Rules.

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By Senator Pizzo—

**SB 1546**—A bill to be entitled An act relating to reapplication for revoked health care practitioner licenses; amending s. 456.072, F.S.; requiring, rather than authorizing, health care practitioner boards under the Department of Health to establish rules for reapplication for licensure by health care practitioners who have had their licenses permanently revoked; requiring the boards to grant such applicants opportunities at reasonable intervals to demonstrate certain competencies; requiring the board to grant an applicant such initial opportunity within a specified timeframe, if requested; specifying conditions for reapplication the boards may impose on such applicants; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

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By Senator Pizzo—

**SB 1548**—A bill to be entitled An act relating to evictions during a declared state of emergency; creating s. 48.205, F.S.; prohibiting specified service of process during an emergency declaration period; providing immunity from liability for certain persons for failing to take certain actions during an emergency declaration period; defining the term “emergency declaration period”; creating s. 83.684, F.S.; tolling specified time periods for certain evictions under certain circumstances; requiring a court to stay eviction proceedings during an emergency declaration period; defining the term “emergency declaration period”; providing an effective date.

—was referred to the Committees on Judiciary; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

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By Senator Rodriguez—

**SB 1550**—A bill to be entitled An act relating to public financing of potentially at-risk structures; amending s. 161.551, F.S.; providing and revising definitions; providing that coastal building zones are areas at risk due to sea level rise and coastal structures within those areas are potentially at-risk structures; requiring state-financed constructors to include certain flood mitigation strategies in sea level impact projection studies; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

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By Senator Pizzo—

**SB 1552**—A bill to be entitled An act relating to Medicaid coverage for adult dental services; amending s. 409.905, F.S.; requiring the reimbursement of certain adult dental services by the Agency for Health Care Administration under the Medicaid program; prohibiting reimbursement for such services if provided in a mobile dental unit; providing exceptions; amending s. 409.906, F.S.; conforming provisions to changes made by the act; amending s. 409.973, F.S.; requiring that the minimum benefits provided under the Medicaid prepaid dental health program cover certain adult dental services; amending ss. 393.0661, 409.815, 409.908, and 409.968, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Pizzo—

**SB 1554**—A bill to be entitled An act relating to health education; amending s. 1003.42, F.S.; requiring health education instruction for certain students to include age-appropriate water safety instruction; providing requirements for such instruction; providing an effective date.

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

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By Senator Gibson—

**SB 1556**—A bill to be entitled An act relating to maternal health care services; creating s. 383.52, F.S.; defining terms; requiring the Department of Health to develop and implement the Prevention of Maternal Mortality Grant Program by a specified date; providing eligibility criteria; requiring the department to conduct certain outreach and technical assistance to eligible entities; requiring the department to give special consideration to certain eligible entities; requiring the department to provide certain technical assistance to grant recipients; requiring the department to submit a report to the Governor and Legislature by a specified date; requiring the department to adopt rules; creating s. 383.53, F.S.; requiring the department to award grants to certain training programs; providing for an application; providing reporting requirements for grant recipients and the department; requiring the department, in consultation with the Office of Program Policy Analysis and Government Accountability (OPPAGA), to conduct a certain study and submit a report to the Governor and Legislature by a specified date; requiring the department to adopt rules; creating s. 383.54, F.S.; defining terms; requiring the department to award grants to certain eligible entities by a specified date; requiring that grant funds be used for specified activities; providing limitations on the award of such grants; providing requirements for such grants and grant applications; authorizing the department to coordinate with other state agencies to ensure that grant recipients have access to reliable broadband technology; requiring the department to provide certain technical assistance to eligible entities and grant recipients; requiring the department, in coordination with certain stakeholders, to develop a strategic plan to research and evaluate certain models; providing reporting requirements for grant recipients and the department; requiring the department to adopt rules; creating s. 383.55, F.S.; defining the terms

“department” and “eligible entity”; requiring the department to develop and implement the Investments in Digital Tools to Promote Equity in Maternal Health Outcomes Program by a specified date; providing eligibility criteria; providing for an application; providing limitations on the award of such grants; requiring the department to provide certain technical assistance to eligible entities; providing reporting requirements for grant recipients and the department; requiring the department, in consultation with OPPAGA, to conduct a certain study and submit a report to the Governor and Legislature by a specified date; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Cruz—

**SB 1558**—A bill to be entitled An act relating to offenses against members of the press; amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include evidencing prejudice based on employment as a member of the press; defining the term “member of the press”; providing an effective date.

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

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By Senator Ausley—

**SB 1560**—A bill to be entitled An act relating to broadband Internet service; amending s. 364.0135, F.S.; revising legislative findings; defining terms; revising the duties of the Florida Office of Broadband within the Department of Economic Opportunity; requiring local technology planning teams or partnerships to work with rural communities for specified purposes; requiring the office to develop geographic information system maps in collaboration with specified entities and consistent with certain federal reporting standards by a specified date; specifying required contents of the maps; requiring the department to annually update such maps and establish a mechanism to receive and verify governmental and public input related to broadband Internet service; authorizing the department to work collaboratively with specified entities in developing the mechanism; requiring the office to develop a broadband infrastructure asset map by a specified date; specifying required contents of the map; establishing the Broadband Deployment Task Force within the office for a specified purpose; requiring the department to provide administrative and technical assistance to the task force; providing for the membership and duties of the task force; requiring the task force to submit annual progress reports to the Governor and the Legislature by a specified date; providing that certain information provided to the department from broadband service providers retains its exemption from public disclosure; creating s. 364.0136, F.S.; defining terms; requiring the office to establish a process to identify eligible households to receive federal Emergency Broadband Benefit Program funds under certain circumstances; providing for direct subsidy payments; providing for household participation in the program; requiring the office to provide certain information to potentially eligible households; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Gruters—

**SB 1562**—A bill to be entitled An act relating to motorboat engine cutoff switches; providing a short title; amending s. 327.02, F.S.; defining terms; amending s. 327.50, F.S.; requiring the use of an engine cutoff switch when operating certain motorboats that are making way; providing applicability; providing penalties; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.73, F.S.; conforming provisions to changes made by the act; reenacting s. 327.54(1)(c), F.S., relating to liveries and safety regulations, to incorporate the amendment made to s. 327.50, F.S., in a reference thereto; reenacting s. 327.731(1), F.S., relating to mandatory education for violators, to incorporate the amendment made to s. 327.73, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Criminal Justice; and Rules.

By Senator Gainer—

**SB 1564**—A bill to be entitled An act relating to the required publication of local board meeting minutes; amending chapter 9820 (1923), Laws of Florida; removing a provision requiring the City of Leesburg City Commission to publish minutes in a newspaper published in the city; amending chapter 23342 (1945), Laws of Florida; removing a provision requiring the Holmes County Board of County Commissioners and the Board of Public Instruction to publish minutes in a newspaper of general circulation; repealing chapters 22229 (1943), 22375 (1943), 26296 (1949), 26299 (1949), 27578 (1951), 27967 (1951), 29600 (1953), 30785 (1955), 31354 (1955), 57-2060, 65-1381, 65-1563, 69-1157, 69-1366, 70-780, 71-608, and 78-530, Laws of Florida, relating to the publication of minutes of a county school board or a board of county commissioners in a newspaper of general circulation in Calhoun, Liberty, Wakulla, Washington, Gulf, Clay, Franklin, Holmes, Okeechobee, Leesburg, and Dixie Counties; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

By Senator Bradley—

**SB 1566**—A bill to be entitled An act relating to tampering with or fabricating physical evidence; amending s. 918.13, F.S.; providing enhanced criminal penalties for tampering with or fabricating physical evidence in certain criminal proceedings and investigations; providing an effective date.

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

By Senator Rodriguez—

**SB 1568**—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department's targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0061, F.S., as amended by s. 41 of chapter 2020-150, Laws of Florida; revising provisions related to administrative fines for violations relating to onsite sewage treatment and disposal systems and septic tank contracting; creating s. 381.00635, F.S.; transferring provisions from s. 381.0067, F.S., relating to corrective orders for private and certain public water systems; amending s. 381.0064, F.S., as amended by s. 42 of chapter 2020-150, Laws of Florida; conforming provisions to changes made by the act; amending s. 381.0067, F.S.; conforming provisions to changes made by the act; amending s. 381.0101, F.S., as amended by s. 44 of chapter 2020-150, Laws of Florida; revising the definition of the term "primary environmental health program"; revising certification requirements for persons performing certain environmental health and sanitary evaluations; conforming provisions to changes made by the act; making technical changes; amending s. 381.986, F.S.; authorizing the department to select samples of marijuana from medical marijuana treatment center facilities for certain testing; authorizing the department to select samples of marijuana delivery devices from dispensing facilities to determine whether they are safe for use; requiring medical marijuana treatment centers to recall marijuana, instead of just edibles, under certain circumstances; providing an exemption from criminal provisions for department employees who acquire, possess, test, transport, and lawfully dispose of marijuana and marijuana delivery devices under certain circumstances; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provi-

sions related to approved midwifery programs; amending s. 467.011, F.S.; revising provisions relating to licensure of midwives; amending s. 467.0125, F.S.; revising provisions relating to licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms "doctoral degree from an American Psychological Association accredited program" and "doctoral degree in psychology"; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensing and provisional licensing, respectively; amending s. 491.005, F.S.; revising licensing requirements for clinical social workers, marriage and family therapists, and mental health counselors; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rodriguez—

**SB 1570**—A bill to be entitled An act relating to quasi-public entities; creating s. 20.059, F.S.; providing definitions; requiring the Governor to specify affiliated departments for certain quasi-public entities by a certain date; providing requirements for the affiliated departments; providing for the repeal of a quasi-public entity on a certain date unless reviewed and saved from repeal through reenactment by the Legislature; providing requirements for a law creating a quasi-public entity; requiring a quasi-public entity to contract with an independent entity selected from a certain list to conduct a cost-benefit analysis; requiring the completion of a cost-benefit analysis at certain intervals; requiring a cost-benefit analysis to include certain information; requiring a quasi-public entity to submit a cost-benefit analysis and an annual report that includes certain information to the Governor, the Legislature, and its affiliated department by a certain date; requiring a quasi-public entity to maintain a website that includes certain information; prohibiting an employee of a quasi-public entity from receiving an annual salary in excess of a certain amount; prohibiting a person who is employed by more than one quasi-public entity from receiving a cumulative annual salary in excess of a certain amount; prohibiting a quasi-public entity from using public funds to retain a lobbyist; authorizing certain employees of a quasi-public entity to register as a lobbyist and represent the quasi-public entity; prohibiting a quasi-public entity from creating an entity separate from itself; providing for the future repeal of certain existing entities; requiring that meetings of the quasi-public entity's governing body be video recorded; prohibiting an executive director or similar officer of a quasi-public entity from certain involvement with the entity's governing body; amending s. 215.985, F.S.; requiring a quasi-public entity to post and update certain information on the secure contract tracking system established and maintained by the Chief Financial Officer; requiring a quasi-public entity to redact certain information; providing that the Chief Financial Officer, the Department of Financial Services, and officers, employees, and contractors thereof are not responsible for redacting, and are not liable for the failure to redact, certain information posted on the secure contract tracking system by a quasi-public entity; providing that the posting of certain information does not supersede the duty of a quasi-public entity to respond to certain requests or subpoenas; providing that certain actions by the Chief Financial Officer do not supersede the duty of a quasi-public entity to provide certain records upon request; revising and providing definitions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

**SR 1572**—Not introduced.

By Senator Brandes—

**SB 1574**—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.021, F.S.; revising applicability; amending s. 627.351, F.S.; revising the method for determining the amounts of potential surcharges to be levied against policyholders

under certain circumstances; requiring the corporation to levy an annual legal expenses surcharge; revising conditions for eligibility for coverage with the corporation to require a certain minimum premium; specifying a limit for agent commission rates; revising the application of annual rate increase limits to certain policies issued by the corporation; requiring a property owner to provide proof of current homestead exemption to remain eligible for coverage subject to certain limitations on rate increases; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation's depopulation, take-out, or keep-out programs; providing thresholds for eligibility for coverage by the corporation for risks offered coverage from qualified surplus lines insurers; authorizing information from underwriting files and confidential claims files to be released by the corporation to specified entities considering writing or underwriting risks insured by the corporation under certain circumstances; specifying that only the corporation's transfer of a policy file to an insurer, as opposed to the transfer of any file, changes the file's public record status; making technical changes; amending s. 627.3517, F.S.; making technical changes; amending s. 627.3518, F.S., and reenacting subsections (6) and (7), relating to the Citizens Property Insurance Corporation policyholder eligibility clearinghouse program, to incorporate the amendments made to s. 627.351, F.S., in references thereto; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Rouson—

**SB 1576**—A bill to be entitled An act relating to required notice to homeowners in mortgage foreclosure proceedings; creating s. 702.13, F.S.; requiring foreclosing mortgagees, or a foreclosing mortgagee's attorney, to provide certain notice to mortgagors in actions involving residential real property; providing requirements and a form for such notice; providing that failure to comply with the requirement does not have specified effects; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Jones—

**SB 1578**—A bill to be entitled An act relating to the term of imprisonment served by inmates; amending s. 921.002, F.S.; conforming provisions to changes made by the act; amending s. 944.275, F.S.; providing for additional incentive gain-time awards for inmates for certain actions; requiring periodic reviews of the records of certain inmates to determine eligibility for specified gain-time awards; reducing the minimum amount of time that must be served by certain inmates; providing an effective date.

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

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By Senator Jones—

**SB 1580**—A bill to be entitled An act relating to licenses to carry concealed weapons or firearms; amending s. 790.06, F.S.; reducing the term and fee of a license to carry a concealed weapon or firearm; specifying that experience with a firearm through military service in the United States Armed Forces meets the requirement of demonstrating competence with a firearm; requiring the retention of fingerprints in specified systems; revising the required notice by the department to licensees before the expiration date of their licenses to include electronic notice; requiring renewing licensees to submit a full set of fingerprints and the personal identifying information required by federal law; requiring a licensee, upon each renewal, to provide proof of completion of a firearms training or safety course or class meeting specified require-

ments; requiring instructors to maintain certain records; providing an effective date.

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

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By Senator Rouson—

**SB 1582**—A bill to be entitled An act relating to the Task Force on the Monitoring of Children in Out-of-Home Care; creating s. 39.4092, F.S.; creating the Task Force on the Monitoring of Children in Out-of-Home Care for specified purposes; providing for membership; authorizing the task force to conduct meetings through teleconferences; prohibiting members from being reimbursed for per diem or travel expenses; requiring monthly reports to the secretary of the Department of Children and Families; requiring the task force to annually submit certain recommendations to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Gruters—

**SB 1584**—A bill to be entitled An act relating to taxation of real property platform transactions; amending s. 201.02, F.S.; defining the term "real property platform"; providing a methodology to be used in determining documentary stamp taxes due if a real property platform purchases and sells residential property within a specified timeframe; providing an effective date.

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

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By Senator Cruz—

**SB 1586**—A bill to be entitled An act relating to the Family and Medical Leave Insurance Benefits Fund; creating s. 444.015, F.S.; creating the Family and Medical Leave Insurance Benefits Fund under the Department of Financial Services; providing the purpose of the trust fund; providing for future review and termination of the trust fund; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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**SR 1588**—Not introduced.

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By Senator Ausley—

**SB 1590**—A bill to be entitled An act relating to the composition of the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.2278, F.S.; removing a certain regional corridor terminus from the program; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senators Burgess and Diaz—

**SB 1592**—A bill to be entitled An act relating to broadband Internet infrastructure; providing a short title; amending s. 212.08, F.S.; exempting the purchase, lease, or sale of certain equipment used by a provider of communications services or a provider of Internet access services in this state from the sales and use tax; defining terms; creating s. 364.0137, F.S.; providing legislative findings; defining terms; requiring municipal electric utilities to ensure that their broadband provider rates and fees meet certain requirements, make certain records available to broadband providers, and establish just and reason-



able terms and conditions for broadband provider attachments; prohibiting municipal electric utilities from prohibiting a broadband provider from using certain techniques and equipment if used in accordance with certain safety standards; requiring any required pole replacement by a municipal electric utility to be completed within a specified timeframe; prohibiting municipal electric utilities from requiring a broadband provider to comply with attachment specifications that exceed specified established safety levels; providing construction; authorizing municipal electric utilities or broadband providers to negotiate agreements or renegotiate existing agreements and to petition the court after a specified timeframe if unable to reach an agreement; requiring the court to make a determination within a specified timeframe; specifying that such determination applies retroactively; authorizing municipal electric utilities and broadband providers to seek any available remedies; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

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By Senator Cruz—

**SB 1594**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting personal identifying and location information of certain current or former inspectors of the Department of Agriculture and Consumer Services, and personal identifying and location information of spouses and children of such personnel, from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Accountability; and Rules.

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By Senator Cruz—

**SB 1596**—A bill to be entitled An act relating to employment practices for family and medical leave; creating ch. 444, F.S., entitled the “Florida Family and Medical Leave Act”; providing a short title; providing legislative findings and intent; defining terms; requiring an employer to allow certain employees to take family and medical leave to bond with a minor child upon the child’s birth, adoption, or foster care placement; requiring an employee to take certain actions in order to receive family and medical leave; prohibiting an employer from taking adverse action against an employee who requests or obtains family and medical leave; specifying limitations and duties related to an employer’s administration of family and medical leave; requiring that family and medical leave be taken concurrently with any leave taken under federal family and medical leave law; requiring an employer to provide notice to employees of certain rights relating to family and medical leave; prescribing notice requirements; requiring the Department of Economic Opportunity to create a model notice that specifies an employee’s rights related to family and medical leave and family and medical leave insurance benefits; specifying circumstances under which an employer is deemed in compliance with notice requirements; providing a civil penalty for an employer’s failure to comply with the notice requirements; requiring the executive director of the department to conduct an investigation upon receiving a written complaint from an employee; establishing rebuttable presumptions that an employer has violated certain provisions of ch. 444, F.S., under specified circumstances; authorizing the executive director to take certain actions in the event of specified violations; authorizing an employee to file a civil action against an employer for a violation; providing a timeframe for filing such action; authorizing the award of specified compensation, damages, and fees; providing a civil penalty; prohibiting an employee from taking certain actions in bad faith; providing a criminal penalty; entitling an employee to an intermittent or reduced leave schedule if certain conditions are met; requiring the department to establish a family and medical leave insurance benefits program by a specified date; specifying duties of the department related to the program; providing that certain information is confidential; providing exceptions; providing for the amount and duration of family and medical leave insurance benefits that are payable under the program; requiring the department to establish a system for appealing a denial of family and medical leave insurance benefits; requiring the department to take action to ensure the confidentiality of certain information on appeal; authorizing an aggrieved party to file a civil action for a denial of family and medical

leave insurance benefits; specifying when a covered individual is disqualified from family and medical leave insurance benefits; providing liability for the payment of benefits to the department under certain circumstances; requiring the Department of Financial Services to collect payroll contributions beginning on a specified date; providing requirements relating to such contributions; authorizing a self-employed person to elect coverage for family and medical leave insurance benefits; providing when a self-employed person may withdraw from coverage; requiring the Department of Economic Opportunity to provide certain notice if the Internal Revenue Service determines family and medical leave insurance benefits are subject to federal income tax; requiring the department to submit an annual report to the Legislature containing specified information; requiring the department to conduct a public education campaign relating to family and medical leave and insurance benefits; authorizing the department to adopt rules; providing construction; amending s. 760.10, F.S.; revising the Florida Civil Rights Act of 1992 to prohibit specified employment practices on the basis of pregnancy, childbirth, or a medical condition related to pregnancy or childbirth; providing construction; reenacting and amending s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Gruters—

**SB 1598**—A bill to be entitled An act relating to consumer protection; amending s. 501.0051, F.S.; prohibiting consumer reporting agencies from charging to reissue or provide a new unique personal identifier to a consumer for the removal of a security freeze; amending s. 624.307, F.S.; revising a requirement for persons licensed or authorized by the Department of Financial Services or the Office of Insurance Regulation to respond to the department’s Division of Consumer Services regarding consumer complaints; amending s. 624.501, F.S.; deleting a fee for adjusting firm licenses; amending s. 626.015, F.S.; defining the term “claims adjusting”; amending s. 626.112, F.S.; deleting an obsolete provision; prohibiting unlicensed activity by an adjusting firm; providing an exemption; providing an exemption from licensure for branch firms that meet certain criteria; providing an administrative penalty for failing to apply for certain licensure; providing a criminal penalty for aiding or abetting unlicensed activity; amending s. 626.602, F.S.; authorizing the department to disapprove the use of insurance agency names containing the words “Medicare” or “Medicaid”; providing an exception for certain insurance agencies for a certain period; providing for expiration of certain licenses on a certain date; amending s. 626.621, F.S.; adding grounds on which the department may take certain actions against a license, appointment, or application of certain insurance representatives; amending s. 626.7315, F.S.; conforming a cross-reference; amending ss. 626.782 and 626.783, F.S.; revising the definitions of the terms “industrial class insurer” and “ordinary-combination class insurer,” respectively, to conform to changes made by the act; amending s. 626.7845, F.S.; conforming a cross-reference; repealing s. 626.796, F.S., relating to the representation of multiple insurers in the same industrial debit territory; amending s. 626.8305, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; revising the timeframes in which an insured or a claimant may cancel a public adjuster’s contract to adjust a claim without penalty or obligation; requiring that public adjuster’s contracts include a specified disclosure; specifying requirements for written estimates of loss provided by public adjusters to claimants or insureds; prohibiting certain contractors from soliciting insureds to file insurance claims under certain circumstances; amending s. 626.916, F.S.; revising disclosure requirements for certain classes of insurance before being eligible for export under the Surplus Lines Law; amending s. 626.9541, F.S.; adding certain acts or practices to the definition of sliding; amending s. 626.9741, F.S.; requiring an insurer to include certain additional information when providing an applicant or insured with certain credit report or score information; amending s. 626.9953, F.S.; correcting a cross-reference; amending ss. 626.9957 and 627.062, F.S.; conforming cross-references; amending s. 627.502, F.S.; prohibiting life insurers from writing new policies of industrial life insurance beginning on a certain date; making technical changes; amending s. 627.70131, F.S.; providing that a communication made to or by an insurer’s representative, rather than to or by an insurer’s

agent, constitutes communication to or by the insurer; revising the timeframe for insurers to begin certain investigations; requiring an insurer-assigned licensed adjuster to provide the policyholder with certain information in certain investigations; requiring insurers to maintain certain records and provide certain lists upon request; requiring insurers to include specified notices when providing preliminary or partial damage estimates or claim payments; providing applicability; conforming provisions to changes made by the act; creating s. 627.7031, F.S.; prohibiting foreign venue clauses in property insurance policies; providing applicability; amending s. 627.7142, F.S.; revising information contained in the Homeowner Claims Bill of Rights; conforming provisions to changes made by the act; amending s. 631.57, F.S.; deleting a deductible on the obligation of the Florida Insurance Guaranty Association, Incorporated, as to certain covered claims; amending s. 631.904, F.S.; revising the definition of the term “covered claim”; deleting a requirement that a policy be in force on the date of the final order of liquidation; providing effective dates.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Cruz—

**SB 1600**—A bill to be entitled An act relating to public construction contracts; creating s. 255.104, F.S.; defining terms; requiring a contractor who responds to a solicitation for a vertical construction project, as part of the bid, to certify certain information regarding the usage of apprentice or on-the-job training labor for the project; requiring the contractor to submit the certification before the awarding body enters into the contract; specifying the minimum percentage of apprentice labor required on the vertical construction project; requiring the contractor to submit a written notification of its inability to meet the labor requirement to the awarding body for its determination of whether a good faith effort existed; requiring applicable contracts to include a provision regarding compliance with the act; requiring the Department of Management Services to develop a form that the contractor must submit to document compliance with the requirements; requiring the contractor to submit the form to the awarding body on a monthly basis; providing penalties for noncompliance; requiring the department to adopt a rule to determine the amount of the penalty for noncompliance; specifying authorized uses for any collected penalties; providing the awarding body with remedies for noncompliance by the contractor; requiring awarding bodies to submit reports to the department detailing contracts entered into under the act; providing applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Stewart—

**SB 1602**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for the personal identifying and location information of current and former county attorneys and assistant county attorneys and the names and personal identifying and location information of the spouses and children of such attorneys; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Farmer—

**SJR 1604**—A joint resolution proposing an amendment to Section 4 of Article III of the State Constitution to authorize each house of the Legislature to establish rules of procedure to allow remote proceedings in the event of certain states of emergency.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Rodriguez—

**SB 1606**—A bill to be entitled An act relating to victims of communism; amending s. 683.01, F.S.; establishing November 7 as the Victims of Communism legal holiday; requiring the Legislature to annually observe a moment of silence in observance of the victims of communism; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Bean—

**SB 1608**—A bill to be entitled An act relating to protecting consumers against pandemic-related fraud; creating s. 817.418, F.S.; defining the term “personal protective equipment”; prohibiting a person from knowingly and willfully making a materially false or misleading statement or disseminating false or misleading information, with the intent to defraud, relating to personal protective equipment under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; creating s. 817.504, F.S.; prohibiting a person from knowingly and willfully making a materially false or misleading statement or disseminating false or misleading information, with the intent to defraud, regarding the availability of or access to certain vaccines under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; amending s. 921.0022, F.S.; ranking offenses created by the act on levels 7 and 8 of the offense severity ranking chart; providing an effective date.

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

By Senator Jones—

**SB 1610**—A bill to be entitled An act relating to school administrator and instructional personnel salaries; amending s. 1011.62, F.S.; revising the teacher salary increase allocation to include additional specified instructional personnel; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; revising definitions; amending s. 1012.22, F.S.; deleting definitions of the terms “grandfathered salary schedule” and “performance salary schedule”; authorizing, rather than requiring, district school boards to provide salary adjustments related to performance for certain personnel; conforming provisions and cross-references to changes made by the act; amending ss. 24.121, 1006.09, and 1012.28, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rodriguez—

**SB 1612**—A bill to be entitled An act relating to prescription drug coverage; creating s. 627.42394, F.S.; requiring individual and group health insurers to provide notice of prescription drug formulary changes to current and prospective insureds and the insureds’ treating physicians; specifying the timeframe and manner in which such notice must be provided; specifying requirements for a notice of medical necessity submitted by the treating physician; authorizing insurers to provide certain means for submitting the notice of medical necessity; requiring the Financial Services Commission to adopt a certain form by rule by a specified date; specifying a coverage requirement and restrictions on coverage modification by insurers receiving such notice; providing construction and applicability; requiring insurers to maintain a record of formulary changes; requiring insurers to annually submit a specified report to the Office of Insurance Regulation; requiring the office to annually compile certain data, prepare a report and make the report publicly accessible on its website, and submit the report to the Governor and the Legislature; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for prescription drug formulary changes; amending s. 641.31, F.S.; providing an ex-

ception; requiring health maintenance organizations to provide notice of prescription drug formulary changes to current and prospective subscribers and the subscribers' treating physicians; specifying the timeframe and manner in which such notice must be provided; specifying requirements for a notice of medical necessity submitted by the treating physician; authorizing health maintenance organizations to provide certain means for submitting the notice of medical necessity; requiring the commission to adopt a certain form by rule by a specified date; specifying a coverage requirement and restrictions on coverage modification by health maintenance organizations receiving such notice; providing construction and applicability; requiring health maintenance organizations to maintain a record of formulary changes; requiring health maintenance organizations to annually submit a specified report to the office; requiring the office to annually compile certain data, prepare a report and make the report publicly accessible on its website, and submit the report to the Governor and the Legislature; providing applicability; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Rodriguez—

**SB 1614**—A bill to be entitled An act relating to neighborhood pod learning programs; providing a short title; amending s. 1002.01, F.S.; defining the term “neighborhood pod learning program”; creating s. 1002.46, F.S.; authorizing the parents of children from at least two unrelated families to establish and operate a neighborhood pod learning program; defining terms; requiring parents who establish a program to notify district school superintendents; specifying the requirements of such notice; clarifying that such programs are not school district programs; providing that a parent participating in operating a program is not required to hold a Florida teaching certificate; requiring school district superintendents to accept notices and register programs; prohibiting a district from requiring additional information or verification from a program parent unless a program student chooses to participate in a school district program or service; prohibiting a school district superintendent from assigning a grade level to a program student or include other specified information in a database unless the student chooses to participate in a school district program or service; requiring program parents to file a written notice of termination upon completion of the program; providing construction; requiring an agency or political subdivision of the state to demonstrate clear and convincing evidence that any enforcement action would not interfere in specified manners with operating a program; providing that such programs are a permitted use in all residential zones; providing that a program does not violate the Florida Fire Prevention Code under certain circumstances; clarifying that a program is not a child care facility, family day care home, or large family child care home; prohibiting discrimination against a parent or student for participation in a program; providing that a program does not increase the regulatory authority of the state; providing for severability; amending ss. 1002.395 and 1002.421, F.S.; conforming cross-references; providing an effective date.

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

By Senator Brodeur—

**SB 1616**—A bill to be entitled An act relating to agency contracts for commodities and contractual services; amending s. 287.042, F.S.; providing that the Department of Management Services may enter into an agreement authorizing an agency to make purchases under certain contracts if the Secretary of Management Services makes a certain determination; amending s. 287.056, F.S.; providing that an agency must issue a request for quote to certain approved vendors when it issues a request for quote for commodities or contractual services; providing for the disqualification of certain firms or individuals from state term contract eligibility; amending s. 287.057, F.S.; revising the timeframe during which an agency must electronically post a description of certain services in certain circumstances; requiring an agency to report certain actions to the department in a specified manner and form; requiring an agency to submit a report concerning contract performance before certain contract renewals or amendments are executed; providing that a designated contract manager serves as a liaison be-

tween the contractor and the agency; prohibiting certain individuals from serving as a contract manager; providing the responsibilities of a contract manager; requiring the Chief Financial Officer to evaluate certain training at certain intervals; requiring that certain contract managers complete training and certification within a specified timeframe; requiring the department to establish and disseminate certain training and certification requirements; requiring the department to evaluate certain training at certain intervals; requiring certain contract managers to be certified Project Management Professionals; authorizing a contract administrator to also serve as a contract manager in certain circumstances; providing for specified teams to make certain evaluations and conduct certain negotiations; requiring a Project Management Professional to provide guidance based on certain qualifications; providing qualification requirements for contract negotiator certification; providing for a continuing oversight team in certain circumstances; providing requirements for continuing oversight team members and meetings; requiring a continuing oversight team to provide notice of certain changes in contract scope to certain entities; amending s. 287.136, F.S.; requiring each agency inspector general to complete certain audits of executed contracts at certain intervals; requiring the audits be submitted to certain persons; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Pizzo—

**SB 1618**—A bill to be entitled An act relating to the HIV Prevention Justice Act; providing a short title; amending s. 381.0041, F.S.; reducing the degree of criminal penalty for certain persons who are infected with human immunodeficiency virus (HIV) and who donate blood, plasma, organs, skin, or other human tissue for use in another person; providing an exception; amending s. 384.23, F.S.; defining the terms “sexual conduct” and “substantial risk of transmission”; amending s. 384.24, F.S.; revising prohibitions relating to the intentional transmission of certain diseases through sexual conduct; providing exceptions; defining the term “behavioral recommendations”; providing that a person's failure to comply with behavioral recommendations does not de facto establish intent to transmit a disease; amending s. 384.34, F.S.; revising penalties to conform to changes made by the act; amending s. 775.0877, F.S.; revising requirements for HIV testing in cases involving criminal transmission of HIV; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; amending s. 960.003, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

By Senator Brandes—

**SB 1620**—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; defining the term “low-speed autonomous delivery vehicle”; amending s. 316.2122, F.S.; authorizing the operation of a low-speed autonomous delivery vehicle on certain streets and roads; providing construction; authorizing the operation of a low-speed autonomous delivery vehicle on streets or roads with a posted speed limit of up to 45 miles per hour under specified conditions; providing requirements for low-speed autonomous delivery vehicles; amending s. 316.215, F.S.; providing that certain fully autonomous vehicles are not subject to certain provisions of law or regulations; amending ss. 316.306 and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Rules.

By Senator Bean—

**SB 1622**—A bill to be entitled An act relating to hope operators; amending s. 218.39, F.S.; providing that a hope operator that has not been notified that a financial audit for a fiscal year will be performed by the Auditor General must retain an independent certified public ac-

countant to complete, within 9 months after the end of its fiscal year, an annual financial audit of its accounts, which must be paid from its public funds; requiring an auditor to discuss comments that will be included in the audit report with such hope operator's board chair or the chair's designee; requiring that the auditor notify each member of the hope operator board of specified information; requiring hope operators to file an officer's written statement of explanation or rebuttal concerning an auditor's findings within a certain timeframe; authorizing the Legislative Auditing Committee to require the appearance of the chair of the hope operator or the chair's designee if the committee determines that the written statement is insufficient; requiring each hope operator to file a copy of its audit report with specified entities; amending s. 1002.333, F.S.; revising the definition of the term "persistently low-performing school"; authorizing, instead of requiring, a school of hope designated as a local education agency to report students in accordance with procedures and timelines adopted by the Department of Education; requiring hope operators, rather than schools of hope, to provide school districts with quarterly financial statement summary sheets; revising the manner in which underused, vacant, or surplus facilities owned or operated by school districts are identified; increasing the number of years for which certain funds may be carried forward; amending s. 1012.32, F.S.; providing an alternate screening method for specified persons employed by certain schools of hope or serving on certain school of hope governing boards; amending s. 1013.62, F.S.; expanding eligibility to receive capital outlay funds to schools of hope operated by a hope operator; providing an effective date.

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

By Senator Albritton—

**SB 1624**—A bill to be entitled An act relating to special district accountability; creating s. 189.0695, F.S.; defining the term "performance audit"; requiring certain independent special districts to contract with an independent entity to conduct performance audits; providing an exception; specifying the frequency of such audits; requiring the Office of Program Policy Analysis and Government Accountability to conduct performance audits of certain classifications of independent special districts; providing criteria for contracting for such audits; requiring the performance audits to be reported by a time certain; amending s. 218.32, F.S.; requiring additional information to be reported by special districts in the annual report; amending s. 218.39, F.S.; requiring that certain data be included in financial audits of special districts; requiring certain community redevelopment agencies to file separate audited financial statements; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

By Senator Albritton—

**SB 1626**—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; defining terms; amending s. 120.54, F.S.; applying certain provisions applicable to all rules other than emergency rules to repromulgated rules; requiring a notice of proposed rule to include certain information; requiring such notices to be published within a specified timeframe; requiring that material proposed to be incorporated by reference be made available in a specified manner; providing for, and in certain instances, requiring agencies to publish a notice of correction; requiring an agency to provide a copy of a regulatory alternative to the Administrative Procedures Committee; requiring the committee, under certain circumstances, to notify the Department of State that the date for an agency to adopt a rule has expired; requiring the department to publish a notice of withdrawal under certain circumstances; requiring notice of renewal in the Florida Administrative Register; requiring a note in the history note for certain emergency rules; requiring emergency rules to be published in the Florida Administrative Code; authorizing agencies to supersede emergency rules with another emergency rule; authorizing an agency to make technical changes to an emergency rule within a specified timeframe; requiring technical changes to be published in the Florida Administrative Register; requiring an agency to file a copy of a certain petition with the committee; amending s. 120.541, F.S.; requiring an agency to provide a copy of any proposal for a lower cost regulatory

alternative to the committee within a certain timeframe; creating s. 120.5435, F.S.; providing legislative intent; requiring agency review of rules and repromulgation of rules that do not require substantive changes within a specified timeframe; requiring an agency to publish a notice of repromulgation in the Florida Administrative Register and file a rule for promulgation with the department within a specified timeframe; requiring an agency to file a notice of repromulgation with the committee within a specified timeframe; providing a requirement for the notice of repromulgation; requiring the committee to certify if the agency responded to all materials and written inquiries; requiring withdrawal of a rule proposed for repromulgation if the rule is not filed within a specified timeframe; providing that a repromulgated rule is not subject to challenge as a proposed rule and that certain hearing requirements do not apply; requiring an agency to file a specified number of certified copies of a proposed repromulgated rule and any material incorporated by reference; providing that a rule is a repromulgated rule upon filing with the department; requiring the department to update certain information in the Florida Administrative Code; requiring the department to adopt rules by a certain date; amending s. 120.55, F.S.; requiring materials incorporated by reference to be filed and published in a specified manner; amending s. 120.74, F.S.; adding components to be included in an agency's annual regulatory plan; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

By Senator Jones—

**SB 1628**—A bill to be entitled An act relating to compensation for victims of excessive use of force by law enforcement officers; amending s. 960.03, F.S.; revising the definition of the term "crime" to include victims of a law enforcement officer's excessive use of force for purposes of the Florida Crimes Compensation Act; amending s. 960.065, F.S.; providing eligibility for compensation for a minor child of a nondeceased victim for specified purposes; providing that specified eligibility requirements apply to a victim of a law enforcement officer's excessive use of force; amending s. 960.13, F.S.; prohibiting a crime victim compensation award from being denied on certain grounds if the claimant is a victim of a law enforcement officer's excessive use of force; specifying that other evidence may be used to support such a claim if no police report was filed concerning the incident; providing an effective date.

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

By Senators Hutson and Baxley—

**SM 1630**—A memorial to the Congress of the United States, expressing the consensus of the Florida Legislature that proposals forthcoming at the federal level to restrict the right to keep and bear arms violate the Constitution of the United States and affirming the intent of the Florida Legislature to do everything in its power to protect the rights of Florida residents under the Second Amendment to the Constitution of the United States and under the Florida Constitution.

—was referred to the Committees on Judiciary; and Rules.

By Senator Ausley—

**SB 1632**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term "continuous service" for purposes of the Florida Retirement System; amending s. 121.091, F.S.; revising an exception to the employment after retirement limitations for retired law enforcement officers who are reemployed with a covered employer; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; and Appropriations.

By Senator Brodeur—

**SB 1634**—A bill to be entitled An act relating to public records; creating s. 597.0042, F.S.; providing a public records exemption for certain aquaculture records held by the Department of Agriculture and Consumer Services; providing that the records may be disclosed to other governmental entities under certain circumstances; providing for retroactive application of the exemption; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Accountability; and Rules.

By Senator Ausley—

**SB 1636**—A bill to be entitled An act relating to Florida Kidcare program eligibility; amending s. 409.811, F.S.; revising the definition of the term “family income”; amending s. 409.8132, F.S.; removing a requirement that the Agency for Health Care Administration establish certain penalties or waiting periods for reinstatement of coverage under certain circumstances; amending s. 409.814, F.S.; removing certain provisions relating to children who are not eligible to receive premium assistance under the program; revising a provision limiting eligibility for continuous coverage under the program to children of certain ages; requiring an applicant seeking coverage under the program to provide certain documentation if eligibility cannot be verified using reliable data sources; amending s. 624.91, F.S.; revising legislative intent regarding family income thresholds; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rodriguez—

**SB 1638**—A bill to be entitled An act relating to the Condominium Fraud Investigation Pilot Program; creating s. 718.13, F.S.; creating the pilot program within the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; providing a purpose for the pilot program; requiring the division to hire certain individuals for purposes of the pilot program; requiring complaints submitted to the department which allege condominium fraud or corruption in any of three specified counties to be reviewed by the division; providing powers to the division relating to the pilot program; requiring the division to refer certain cases for prosecution; requiring that the pilot program be funded from the Division of Florida Condominiums, Timeshares, and Mobile Homes Trust Fund; providing for future expiration of the pilot program; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Cruz—

**SB 1640**—A bill to be entitled An act relating to online access to reemployment assistance program; amending s. 443.1113, F.S.; requiring the Department of Economic Opportunity to develop a mobile-optimized website to make the reemployment assistance program accessible to the public through mobile devices; providing requirements for the mobile-optimized website; providing a name for the mobile-optimized website implementation project; providing a timeline for the full operational status of the mobile-optimized website deployment; providing that the implementation of the mobile-optimized website is contingent upon legislative appropriation; providing governance structure for the project; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

By Senator Gruters—

**SJR 1642**—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to limit the terms of office for members of a district school board.

—was referred to the Committees on Education; Ethics and Elections; and Rules.

By Senator Jones—

**SB 1644**—A bill to be entitled An act relating to the measurement of student performance; amending s. 1012.34, F.S.; requiring the Commissioner of Education to annually provide learning growth data calculated in accordance with a certain formula to school districts by a specified date; providing an effective date.

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

By the Committee on Health Policy—

**SB 7000**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 464.0096, F.S., which provides an exemption from public record requirements for certain personal identifying information of nurses in the Nurse Licensure Compact and from public record and meeting requirements for certain meetings or portions of meetings and certain records held by the Interstate Commission of Nurse Licensure Compact Administrators; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Health Policy—

**SB 7002**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.83, F.S., which provides an exemption from public records requirements for certain trade secrets contained in records, reports, or information submitted to the Department of Health; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Transportation—

**SB 7004**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 339.55, F.S.; expanding an existing exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of a certain application process to include the financial information of the private entity applicant's guarantor; including a private entity applicant's guarantor in an exception to the exemption; amending the definition of the term “financial information” to include the financial information of the private entity applicant's guarantor; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Environment and Natural Resources—

**SB 7006**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 403.73, F.S., relating to an exemption from public records requirements for trade secrets contained in information obtained by the Department of Environmental

Protection; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Environment and Natural Resources—

**SB 7008**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 403.7046, F.S., which provides exemptions from public records requirements for trade secrets contained in information obtained by the Department of Environmental Protection; narrowing the exemption to the types or amounts of recovered materials or post-use polymers reported by a recovered materials dealer or pyrolysis facility; removing the scheduled repeals of the exemptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

**SB 7010**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 331.326, F.S., which provides an exemption from public records requirements for records of Space Florida regarding information relating to trade secrets; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Criminal Justice—

**SB 7012**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 943.053 and 985.04, F.S.; abrogating the scheduled repeals of public records exemptions relating to criminal history information of juveniles; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Banking and Insurance—

**SB 7014**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 624.4212, F.S.; adding the Office of Insurance Consumer Advocate to the list of entities to which the Office of Insurance Regulation may disclose confidential and exempt information; removing the scheduled repeal of an exemption from public records requirements for certain proprietary business information and information that is confidential and held by the Office of Insurance Regulation; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Governmental Oversight and Accountability—

**SB 7016**—A bill to be entitled An act relating to the Florida Retirement System Investment Plan; amending s. 121.091, F.S.; specifying conditions under which the State Board of Administration may not pay retirement benefits to a Florida Retirement System member; amending s. 121.4501, F.S.; authorizing the State Board of Administration to develop investment products to be offered in the investment plan; modifying procedures governing an investment plan member's designation of a beneficiary other than the member's spouse; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Governmental Oversight and Accountability—

**SB 7018**—A bill to be entitled An act relating to employer contributions to fund retiree benefits; amending ss. 112.363, 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy as of a specified date; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Commerce and Tourism—

**SB 7020**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 125.0104, F.S., which provides an exemption from public records requirements for trade secrets held by county tourism promotion agencies; removing the scheduled repeal of the exemption; amending s. 288.1226, F.S., which provides an exemption from public records requirements for the identity of a person who responds to a marketing or advertising research project conducted by the Florida Tourism Industry Marketing Corporation and for certain trade secrets; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7022**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 365.174, F.S., which provides an exemption from public records requirements for proprietary confidential business information submitted by a voice communications services provider to the E911 Board, the Division of Telecommunications within the Department of Management Services, or the Department of Revenue; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7024**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 815.04, F.S.; abrogating the scheduled repeal of a public records exemption for data, programs, or supporting documentation that is a trade secret held by an agency and which resides or exists internal or external to a computer, a computer system, a computer network, or an electronic device; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7026**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 548.062, F.S., relating to an exemption from public records requirements for proprietary confidential business information obtained through an audit of a promoter's books and records or provided by a promoter to the Florida State Boxing Commission; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7028**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., re-

lating to an exemption from public records requirements for certain data processing software obtained by an agency under a licensing agreement that prohibits its disclosure and which software is a trade secret and agency-produced data processing software that is sensitive; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7030**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 499.931, F.S., which relates to an exemption from public records requirements for trade secrets contained in certain information submitted to the Department of Business and Professional Regulation as required by specified provisions relating to medical gas; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7032**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 499.0121, F.S., which provides an exemption from public records requirements for trade secrets contained in certain prescription drug purchase lists submitted to the Department of Business and Professional Regulation; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Regulated Industries—

**SB 7034**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 499.051, F.S., which relates to an exemption from public records requirements for trade secrets contained within complaints or pursuant to an investigation of such complaints obtained by the Department of Business and Professional Regulation, which are submitted by permittees relating to the manufacture, repackaging, or distribution of a drug or for a permit or product registration or for the renewal of such permit or product registration; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Criminal Justice; and Senator Wright—

**CS for SB 44**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; expanding the authorized uses of drones by law enforcement agencies, by a state agency or political subdivision, or by certified fire department personnel for specified purposes; reenacting s. 330.41(4)(c), F.S., relating to unmanned aircraft systems, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

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By the Committee on Regulated Industries; and Senator Hutson—

**CS for SB 46**—A bill to be entitled An act relating to craft distilleries; amending s. 565.02, F.S.; defining the term “destination entertainment venue”; authorizing craft distilleries to be licensed as specified vendors under certain circumstances; providing requirements for such licenses; providing requirements for craft distilleries for such licenses; prohibit-

ing a licensee from taking certain actions; requiring certain alcoholic beverages to be obtained through a licensed distributor; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; prohibiting a distillery from operating as a craft distillery until certain requirements are met; authorizing persons to have common ownership in craft distilleries under certain circumstances; defining the term “common ownership”; requiring a minimum percentage of a craft distillery’s total finished branded products to be distilled in this state and contain one or more Florida agricultural products after a specified date; revising the requirements and prohibitions on the sale of branded products to consumers by a licensed craft distillery; revising the circumstances for which a craft distillery must report certain information about the production of distilled spirits to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; revising prohibitions on the shipment of certain products by a craft distillery; revising prohibitions on the transfer of a craft distillery license or ownership interest in such license; revising prohibitions relating to affiliated ownership of craft distilleries; authorizing a craft distillery to transfer specified distilled spirits from certain locations to its souvenir gift shop and tasting room; making technical changes; amending s. 565.17, F.S.; authorizing craft distilleries to conduct spirituous beverage tastings under certain circumstances; requiring the division to issue permits to craft distilleries to conduct tastings and sales at certain locations; specifying requirements for distilleries for such permits; providing an effective date.

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By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Hutson—

**CS for CS for SB 46**—A bill to be entitled An act relating to craft distilleries; amending s. 565.02, F.S.; defining the term “destination entertainment venue”; authorizing craft distilleries to be licensed as specified vendors under certain circumstances; providing requirements for such licenses; providing requirements for craft distilleries for such licenses; prohibiting a licensee from taking certain actions; requiring certain alcoholic beverages to be obtained through a licensed distributor; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; prohibiting a distillery from operating as a craft distillery until certain requirements are met; authorizing persons to have common ownership in craft distilleries under certain circumstances; defining the term “common ownership”; requiring a minimum percentage of a craft distillery’s total finished branded products to be distilled in this state and contain one or more Florida agricultural products after a specified date; revising the requirements and prohibitions on the sale of branded products to consumers by a licensed craft distillery; revising the circumstances for which a craft distillery must report certain information about the production of distilled spirits to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; revising prohibitions on the shipment of certain products by a craft distillery; revising prohibitions on the transfer of a craft distillery license or ownership interest in such license; revising prohibitions relating to affiliated ownership of craft distilleries; authorizing a craft distillery to transfer specified distilled spirits from certain locations to its souvenir gift shop and tasting room; making technical changes; requiring the keeping of records for alcoholic beverages received from specified persons; amending s. 565.17, F.S.; authorizing craft distilleries to conduct spirituous beverage tastings under certain circumstances; requiring the division to issue permits to craft distilleries to conduct tastings and sales at certain locations; specifying requirements for distilleries for such permits; providing an effective date.

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By the Committee on Education; and Senators Diaz, Brandes, Garcia, Baxley, and Perry—

**CS for SB 48**—A bill to be entitled An act relating to educational scholarship programs; amending s. 11.45, F.S.; requiring the Auditor General to conduct certain audits at least every 3 years instead of annually; conforming provisions to changes made by the act; amending s. 211.0251, F.S.; conforming provisions to changes made by the act; deleting a provision limiting a certain tax credit to no more than 50 percent of the tax due on the return the credit is taken; amending s. 212.099, F.S.; revising the definition of the term “eligible contribution”; deleting the definition of the term “eligible nonprofit scholarship-funding organization”; conforming provisions to changes made by the

act; requiring a dealer to identify on the dealer's return the amount of an eligible contribution; requiring the Department of Revenue to ensure that certain receipts are deposited in a specified fund; amending ss. 212.1831 and 212.1832, F.S.; conforming provisions to changes made by the act; amending s. 213.053, F.S.; deleting authorization for the Department of Revenue to provide specified information to certain entities; deleting definitions; amending ss. 220.1105, 220.13, 220.186, 220.1875, 561.1211, 624.51055, and 1002.20, F.S.; conforming provisions to changes made by the act; amending s. 1002.23, F.S.; correcting a reference to the Florida Virtual School; conforming a provision to changes made by the act; amending s. 1002.31, F.S.; adding certain students to those whom district school boards must provide preferential treatment in the controlled open enrollment process; creating s. 1002.381, F.S.; establishing the McKay-Gardiner Scholarship Program; providing the purpose of the program; requiring certain written materials to describe a scholarship under the program as a "McKay-Gardiner Scholarship"; defining terms; specifying eligibility requirements; prohibiting a student from participating in the program under certain circumstances; providing criteria for authorized uses of program funds; prohibiting providers of any services receiving payments pursuant to the program from sharing, refunding, or rebating any program funds with parents of program students; prohibiting specified persons from billing certain entities for specified services; providing that program funding for specified children constitutes their full funding under part V of ch. 1002, F.S.; providing the terms of a program scholarship; requiring the Commissioner of Education to close scholarship accounts and for specified funds to revert to the state under specified circumstances; requiring the commissioner to notify parents and organizations when a program scholarship account is closed and funds revert to the state; providing school district obligations relating to notifying parents, individualized education plans, and matrices of service; specifying obligations for eligible private schools; authorizing the commissioner to determine that a private school is ineligible to participate in the scholarship program if the private school fails to meet certain requirements; providing Department of Education obligations relating to the program; providing commissioner authority and obligations relating to suspending or revoking program participation; providing parent and student responsibilities for program participation; providing that a participant who fails to comply with program responsibilities forfeits a program scholarship; requiring charitable organizations seeking to participate in the program to submit an application for initial approval or renewal to the Office of Independent Education and Parental Choice by a specified date; providing requirements for such applications; requiring the office to review applications in consultation with the Department of Revenue and the Chief Financial Officer; requiring the commissioner to recommend approval or disapproval of applications to the State Board of Education within a certain timeframe; requiring the state board to consider applications and recommendations at its next scheduled meeting; requiring the state board to provide a written explanation to organizations whose applications are disapproved; requiring the state board to provide written notice to affected students and parents if the state board disapproves an organization's renewal application; allowing students affected by such disapproval to remain eligible for the program for a specified timeframe; requiring such students to apply to and be accepted by a different organization for upcoming school years; requiring remaining funds held by a disapproved organization to be transferred to other eligible organizations; requiring the state board to adopt specified rules; exempting specified entities from the initial or renewal application process; providing nonprofit scholarship-funding organization obligations relating to establishing program scholarships; providing eligibility for transition-to-work programs; providing requirements for such programs and for private schools and job coaches participating in such programs; providing student obligations relating to participating in such programs; providing business obligations relating to participating in such programs; specifying requirements for scholarship funding and payment; specifying the initial maximum number of eligible FTE; providing for the annual increase of the maximum number of eligible FTE; requiring nonprofit scholarship-funding organizations to report specified information to the department at the time of each Florida Education Finance Program student membership survey; requiring the department to transfer certain funds to organizations in a specified manner; clarifying that accrued interest in student accounts is in addition to, and not part of, awarded funds; authorizing organizations to develop systems for payment of benefits by funds transfer; prohibiting organizations that develop such systems from reducing scholarship awards through certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his

or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; providing criteria for such audits; requiring the Auditor General to provide the commissioner with a copy of such audits within a specified timeframe; requiring the Auditor General to notify the department of any organization that fails to comply with a request for information; requiring certain departments and agencies to work with organizations to provide access to specified lists; providing that the state is not liable for the award or use of program funds; clarifying that the act does not expand regulatory authority of the state over specified entities; requiring the State Board of Education to adopt rules; repealing ss. 1002.385 and 1002.39, F.S., relating to the Gardiner Scholarship and the John M. McKay Scholarships for Students with Disabilities Program, respectively; amending s. 1002.394, F.S.; providing and revising definitions; conforming provisions to changes made by the act; specifying and revising eligibility requirements; deleting a provision requiring the department to notify the school district of the parent's intent upon receipt of the parent's request; revising the priority order for awarding the scholarships to eligible students; providing and revising terms for state Family Empowerment Scholarship payments to organizations; providing circumstances under which a student's account must be closed and remaining funds reverted to the state; requiring the commissioner to notify parents when an account is closed and funds revert to the state; requiring funds to be used to meet individual educational needs of eligible students; specifying the purposes for which such funds may be used; prohibiting a provider receiving such funds from sharing, refunding, or rebating the funds with a participating parent or student; providing eligibility for a scholarship to transport a student; requiring a principal or his or her designee to provide copies of certain reports to a parent; requiring a principal or his or her designee to investigate incidents in a specified manner; providing and revising department obligations relating to participating students; requiring the department to issue a project grant award to a state university, to which certain private schools must report student scores on certain tests; requiring the department to verify eligible expenditures before distributing funds; providing and revising obligations for eligible private schools; providing and revising parent and student obligations for initial and continued participation in the program; providing and revising nonprofit scholarship-funding organization obligations relating to participating in the program; expanding eligibility to specified students who received certain scholarships in a specified school year; clarifying that such scholarships do not count toward the maximum number of eligible students; requiring nonprofit scholarship-funding organizations to report specified information to the department at the time of each Florida Education Finance Program student membership survey; providing the manner in which funds will be allocated by certain dates; requiring the department to release scholarship funds once an application has been approved for the program; clarifying that accrued interest is in addition to, and not part of, awarded funds; authorizing organizations to develop a system for payment of benefits by funds transfer; prohibiting scholarship awards from being reduced by certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; providing criteria for such audits; requiring the Auditor General to provide the commissioner with a copy of such audits within a specified timeframe; requiring the Auditor General to notify the department of any organization that fails to comply with a request for information; providing application requirements for charitable organizations seeking to participate in the Family Empowerment Scholarship program; requiring the office to review applications in consultation with the Department of Revenue and the Chief Financial Officer; requiring the commissioner to recommend approval or disapproval of applications to the State Board of Education within a certain timeframe; requiring the state board to consider applications and recommendations at its next scheduled meeting; requiring the state board to provide a written explanation to organizations whose applications are disapproved; requiring the state board to provide written notice to affected students and parents if the state board disapproves an organization's renewal application; allowing students affected by such disapproval to remain eligible for the program for a specified timeframe; requiring such students to apply to and be accepted by a different organization for upcoming school years; requiring remaining funds held by a disapproved organization to be transferred to the student's account established at the eligible organization accepting the student; providing that an organization is a renewing organization if it maintains continuous approval and participation in the program; requiring the state board to adopt rules; exempting specified entities from the initial or renewal application process; de-



leting an obsolete implementation schedule; amending s. 1002.395, F.S.; renaming the Florida Tax Credit Scholarship Program the Florida K-12 Education Funding Tax Credit Program; revising the purpose of the program; revising and deleting terms; deleting provisions made obsolete by the act; authorizing a taxpayer to elect to make eligible contributions to the Department of Revenue or Division of Alcoholic Beverages and Tobacco; specifying the manner in which a taxpayer may elect to make eligible contributions; requiring all eligible contributions received by the department and the division to be deposited into a specified fund; amending s. 1002.40, F.S.; renaming the Hope Scholarship Program the K-12 Education Funding Tax Credit Program; deleting provisions made obsolete by the act; revising and deleting terms; authorizing eligible contributions to be used for K-12 education funding; requiring an eligible contribution to be accompanied by a contribution election form provided by the Department of Revenue; requiring the Department of Revenue to develop the form in collaboration with the Department of Education; providing the information to be included in the form; requiring the Department of Revenue to deposit all receipts of eligible contributions into a specified fund; requiring the Department of Revenue to adopt rules; amending s. 1002.411, F.S.; conforming a provision to changes made by the act; amending s. 1002.421, F.S.; providing that private virtual schools meet the requirement to maintain a physical location in this state if such virtual schools maintain at least one administrative office in a specified manner; requiring certain private schools to provide reports from a specified public accountant; providing requirements for such reports; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending ss. 1009.98, 1009.981, and 1011.61, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; deleting a provision requiring that certain funds not be included in the calculated amount for certain scholarship awards; providing an effective date.

By the Committee on Finance and Tax; and Senators Gruters, Perry, Hooper, Torres, Taddeo, Burgess, Ausley, Albritton, and Harrell—

**CS for SB 50**—A bill to be entitled An act relating to the sales and use tax; amending s. 212.02, F.S.; expanding the definition of the term “retail sale” to include sales facilitated through a marketplace; conforming a provision to changes made by the act; amending s. 212.05, F.S.; conforming a provision to changes made by the act; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of mail order sales with provisions relating to the taxation of remote sales; defining the terms “remote sale” and “substantial number of remote sales”; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; authorizing the Department of Revenue to adopt rules for collecting use taxes from unregistered persons; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for marketplace sellers; requiring marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the examination and audit authority of the department; providing that a marketplace seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.05965, F.S.; requiring marketplace providers to collect and remit certain additional fees at the time of sale; authorizing marketplace providers and marketplace sellers to contractually agree for marketplace sellers to collect applicable taxes and fees; specifying requirements for marketplace sellers who collect such taxes and fees; providing for liability of sellers who fail to collect or remit such taxes and fees; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; amending s. 212.12, F.S.; deleting the authority of the department’s executive director to negotiate a collection allowance with certain dealers; conforming provisions to changes made by the act; amending s. 212.18, F.S.; conforming a provision to changes made by the act; amending s. 212.20, F.S.; providing applicability of requirements for refund of taxes adjudicated unconstitutionally collected to taxes levied or collected pursuant to marketplace provisions; amending s. 213.27, F.S.; conforming provisions to changes made by the act; providing applicability; providing relief to certain persons for liability for tax, penalty, and interest due on certain remote sales and owed on certain purchases that

occurred before the effective date of the act; providing construction; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing for severability; providing effective dates.

By the Committee on Education; and Senator Rodrigues—

**CS for SB 52**—A bill to be entitled An act relating to postsecondary education; amending s. 1009.25, F.S.; clarifying fee exemptions for the Department of Children and Families; creating s. 1009.30, F.S.; providing legislative findings; establishing the Dual Enrollment Scholarship Program; providing for the administration of the program; providing for the reimbursement of tuition and costs to eligible postsecondary institutions; requiring students participating in dual enrollment programs to meet specified minimum eligibility requirements in order for institutions to receive reimbursements; requiring participating institutions to annually report specified information to the Department of Education by certain dates; providing a reimbursement schedule for tuition and instructional materials costs; requiring the Department of Education to reimburse institutions by specified dates; providing that reimbursement for dual enrollment courses is contingent upon appropriations; providing for the prorating of reimbursements under certain circumstances; requiring the State Board of Education to adopt rules; creating s. 1012.978, F.S.; authorizing university boards of trustees to implement a bonus scheme for state university system employees based on awards for work performance or employee recruitment and retention; requiring a board of trustees to submit the bonus scheme to the Board of Governors; requiring the Board of Governors to approve such bonus scheme before its implementation; providing an effective date.

By the Committee on Banking and Insurance; and Senators Burgess and Rouson—

**CS for SB 54**—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; conforming a provision to changes made by the act; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.27, F.S.; defining the term “garage liability insurance”; revising garage liability insurance requirements for motor vehicle dealer applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising minimum coverage requirements for proof of financial responsibility for specified motor vehicles; defining the term “for-hire passenger transportation vehicle”; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; revising the vehicles that are excluded from the definition of the term “motor vehicle”; providing security requirements for certain excluded vehicles; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; amending s. 324.023, F.S.; conforming cross-references; making technical changes;

amending s. 324.031, F.S.; specifying a method of proving financial responsibility; revising the amount of a certificate of deposit required to elect a certain method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending ss. 324.051, 324.071, and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for motor vehicle liability insurance policies relating to coverage, and exclusion from coverage, for certain drivers and vehicles; defining terms; conforming provisions to changes made by the act; making technical changes; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term "clinic"; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term "third-party benefit"; amending s. 409.910, F.S.; revising the definition of the term "medical coverage"; amending s. 456.057, F.S.; conforming a provision to changes made by the act; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; defining the term "upcoded"; amending s. 624.155, F.S.; providing an exception to the circumstances under which a person who is damaged may bring a civil action against an insurer; adding a cause of action against insurers in certain circumstances; providing that a person is not entitled to judgments under multiple bad faith remedies; creating s. 624.156, F.S.; providing that the section applies to bad faith failure to settle actions against any insurer brought by a third party for a loss arising out of the ownership, maintenance, or use of a motor vehicle under specified circumstances; providing that insurers have a duty of good faith; defining the term "bad faith failure to settle"; specifying best practice standards for insurers upon receiving notice of a claim or a demand for settlement; specifying certain requirements for insurer communications to an insured in handling third-party claims; specifying requirements for the insurer when a loss involves multiple claimants under certain conditions; specifying conditions precedent for claimants filing third-party bad faith failure to settle actions; specifying requirements for information that must be included in a demand for settlement; requiring a demand for settlement to release the insured from liability under certain conditions; requiring the demand for settlement be served upon the insurer at the address designated with the Department of Financial Services; prohibiting claimants from placing conditions on acceptance of a demand for settlement other than electing the right to examine the insured under oath regarding certain information; authorizing claimants to examine insureds under oath under certain conditions; authorizing the claimant to request the insured bring relevant documents to the examination under oath; prohibiting the claimant from examining the insured under oath regarding liability; requiring the claimant, insurer, and insured to cooperate in scheduling the examination under oath; specifying the timeframe within which the examination must take place; authorizing the claimant to withdraw the demand for settlement if the insured refuses to submit to an examination under oath; authorizing an insurer to accept a demand for settlement if the insured refuses to submit to an examination under oath; absolving an insurer of a duty to defend and of liability under certain circumstances; specifying the timeframe within which a claimant may withdraw a demand for settlement; providing that insurers may not be held liable in a third-party bad faith failure to settle action if they tender policy limits within a certain timeframe; specifying that insurers that accept demands for settlement are entitled to releases of their insureds; providing an exception; requiring claimants to prove in any third-party bad faith failure to settle action by a preponderance of the evidence that the insurer violated its duty of good faith and in bad faith failed to settle; specifying factors for the trier of fact to consider in determining whether an insurer violated its duty of good faith and in bad faith failed to settle; requiring the trier of fact to be informed of an excess judgment; prohibiting disclosure of certain judgment information to the trier of fact; limiting damages in third-party bad faith failure to settle actions; providing that judgment creditors must be subrogated to the rights of the insured under certain circumstances; prohibiting multiple bad faith remedies; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; amending s. 626.989, F.S.; revising the definition of the term "fraudulent insurance act";

amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0651, F.S.; specifying requirements for initial rate filings for motor vehicle liability policies submitted to the Office of Insurance Regulation beginning on a specified date; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising coverages that are subject to a stacking prohibition; amending s. 627.4137, F.S.; requiring that insurers disclose certain information at the request of a claimant's attorney; authorizing a claimant to file an action under certain circumstances; providing for the award of reasonable attorney fees and costs under certain circumstances; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee's coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to cover reasonable expenses for certain medical services provided by specified providers and facilities and to provide a death benefit; specifying the minimum medical expense and death benefit limits; specifying coverage options an insurer is required or authorized to offer; requiring construction relating to limits on certain other coverages; providing insurers, upon receiving certain notice of an accident, to hold a specified reserve for certain purposes for a certain timeframe; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; specifying that an insurer providing medical payments coverage benefits may not seek a lien on a certain recovery and may not bring a certain cause of action; authorizing insurers to include policy provisions allowing for subrogation, under certain circumstances, for medical payments benefits paid; providing construction; specifying a requirement for an insured for repayment of medical payments benefits under certain circumstances; prohibiting insurers from including policy provisions allowing for subrogation for death benefits paid; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term "minimum security requirements"; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 627.7295, F.S.; revising the definitions of the terms "policy" and "binder"; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; conforming provisions to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; amending s. 627.749, F.S.; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

By the Committees on Judiciary; and Banking and Insurance; and Senators Burgess and Rouson—

**CS for CS for SB 54**—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and

627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; conforming a provision to changes made by the act; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.27, F.S.; defining the term "garage liability insurance"; revising garage liability insurance requirements for motor vehicle dealer applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms "motor vehicle" and "proof of financial responsibility"; revising minimum coverage requirements for proof of financial responsibility for specified motor vehicles; defining the term "for-hire passenger transportation vehicle"; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer's duty to defend certain claims; providing alternative minimum liability insurance coverage requirements for certain motor vehicle owners or operators; revising the vehicles that are excluded from the definition of the term "motor vehicle"; providing security requirements for certain excluded vehicles; specifying circumstances when motorcycles are subject to financial responsibility requirements; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; amending s. 324.023, F.S.; conforming cross-references; making technical changes; amending s. 324.031, F.S.; specifying a method of proving financial responsibility; revising the amount of a certificate of deposit required to elect a certain method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending s. 324.051, F.S.; specifying that motor vehicles include motorcycles for purposes of the section; making technical changes; amending ss. 324.071 and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for motor vehicle liability insurance policies relating to coverage, and exclusion from coverage, for certain drivers and vehicles; defining terms; conforming provisions to changes made by the act; making technical changes; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term "clinic"; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term "third-party benefit"; amending s. 409.910, F.S.; revising the definition of the term "medical coverage"; amending s. 456.057, F.S.; conforming a provision to changes made by the act; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; defining the term "upcoded"; amending s. 559.920, F.S.; prohibiting certain practices by motor vehicle repair shops or motor vehicle glass repair facilities with respect to the replacement or repair of motor vehicle windshields; amending s. 624.155, F.S.; providing an exception to the circumstances under which a person who is damaged may bring a civil action against an insurer; adding a cause of action against insurers in certain circumstances; providing that a person is not entitled to judgments under multiple bad faith remedies; creating s. 624.156, F.S.; providing that the section applies to bad faith failure to settle actions against any insurer brought

by a third party for a loss arising out of the ownership, maintenance, or use of a motor vehicle under specified circumstances; providing that insurers have a duty of good faith; defining the term "bad faith failure to settle"; specifying best practice standards for insurers upon receiving notice of a claim or a demand for settlement; specifying certain requirements for insurer communications to an insured in handling third-party claims; specifying requirements for the insurer when a loss involves multiple claimants under certain conditions; specifying conditions precedent for claimants filing third-party bad faith failure to settle actions; specifying requirements for information that must be included in a demand for settlement; requiring a demand for settlement to release the insured from liability under certain conditions; requiring the demand for settlement be served upon the insurer at the address designated with the Department of Financial Services; prohibiting claimants from placing conditions on acceptance of a demand for settlement other than electing the right to examine the insured under oath regarding certain information; authorizing claimants to examine insureds under oath under certain conditions; authorizing the claimant to request the insured bring relevant documents to the examination under oath; prohibiting the claimant from examining the insured under oath regarding liability; providing an exception; requiring the claimant, insurer, and insured to cooperate in scheduling the examination under oath; specifying the timeframe within which the examination must take place; authorizing the claimant to withdraw the demand for settlement if the insured refuses to submit to an examination under oath; authorizing an insurer to accept a demand for settlement if the insured refuses to submit to an examination under oath; absolving an insurer of a duty to defend and of liability under certain circumstances; specifying the timeframe within which a claimant may withdraw a demand for settlement; providing that insurers may not be held liable in certain third-party bad faith failure to settle actions if they tender policy limits within a certain timeframe; providing that insurers may not be held liable in third-party bad faith failure to settle actions involving multiple claimants if such insurers file an interpleader action within a certain timeframe; specifying that certain provisions providing that insurers may not be held liable for a bad faith failure to settle action do not affect certain other duties of such insurers; specifying that insurers that accept demands for settlement are entitled to releases of their insureds; providing an exception; requiring claimants to prove in any third-party bad faith failure to settle action by a preponderance of the evidence that the insurer violated its duty of good faith and in bad faith failed to settle; specifying factors for the trier of fact to consider in determining whether an insurer violated its duty of good faith and in bad faith failed to settle; requiring the trier of fact to be informed of an excess judgment; prohibiting disclosure of certain judgment information to the trier of fact; limiting damages in third-party bad faith failure to settle actions; providing that judgment creditors must be subrogated to the rights of the insured under certain circumstances; prohibiting multiple bad faith remedies; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; amending s. 626.989, F.S.; revising the definition of the term "fraudulent insurance act"; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0651, F.S.; specifying requirements for initial rate filings for motor vehicle liability policies submitted to the Office of Insurance Regulation beginning on a specified date; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising coverages that are subject to a stacking prohibition; amending s. 627.4137, F.S.; requiring that insurers disclose certain information at the request of a claimant's attorney; authorizing a claimant to file an action under certain circumstances; providing for the award of reasonable attorney fees and costs under certain circumstances; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee's coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to cover reasonable expenses for certain medical services provided by specified providers and facilities and to provide a death benefit; specifying the minimum medical expense and death benefit limits; specifying coverage options an insurer is required or authorized to offer; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving certain notice of an accident, to hold a specified reserve for

certain purposes for a certain timeframe; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; specifying that an insurer providing medical payments coverage benefits may not seek a lien on a certain recovery and may not bring a certain cause of action; authorizing insurers to include policy provisions allowing for subrogation, under certain circumstances, for medical payments benefits paid; providing construction; specifying a requirement for an insured for repayment of medical payments benefits under certain circumstances; prohibiting insurers from including policy provisions allowing for subrogation for death benefits paid; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; specifying that insurers must make certain coverages available under certain circumstances; requiring insurers to make certain notices to certain persons; specifying that insurers need not verify the veracity of certain representations made by an applicant or insured; prohibiting insurers from denying or excluding certain coverages in certain circumstances; conforming provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term “minimum security requirements”; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 627.7288, F.S.; providing that insurers must offer policies providing certain coverages for windshield loss without a deductible; providing that insurers may offer certain deductibles for windshield loss for an appropriate premium discount or credit; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; conforming provisions to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; amending s. 627.749, F.S.; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

By the Committee on Community Affairs; and Senator Bradley—

**CS for SB 60**—A bill to be entitled An act relating to county and municipal code enforcement; amending s. 125.69, F.S.; prohibiting code inspectors designated by boards of county commissioners from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the board before an investigation occurs; providing applicability; providing construction; amending s. 162.06, F.S.; prohibiting code inspectors from initiating enforcement proceedings for potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing applicability; amending s. 162.13, F.S.; providing construction; amending s. 162.21, F.S.; prohibiting code enforcement officers from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing applicability; providing construction; amending s. 166.0415, F.S.; prohibiting code inspectors designated by governing

bodies of municipalities from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the governing body before an investigation occurs; providing applicability; providing construction; providing an effective date.

By the Committee on Community Affairs; and Senator Bradley—

**CS for SB 62**—A bill to be entitled An act relating to regional planning councils; amending s. 186.007, F.S.; revising a requirement for the Executive Office of the Governor to review and consider certain reports, data, and analyses relating to the revision of the state comprehensive plan; eliminating the advisory role of regional planning councils in state comprehensive plan preparation and revision; repealing ss. 186.501, 186.502, 186.503, 186.504, 186.505, 186.506, 186.507, 186.508, 186.509, 186.511, 186.512, and 186.513, F.S., relating to the Florida Regional Planning Council Act, including a short title, legislative findings, definitions, the creation and membership of regional planning councils, the powers and duties of regional planning councils, the powers and duties of the Executive Office of the Governor relating to the act, strategic regional policy plans, strategic regional policy plan adoption, a dispute resolution process, the evaluation of strategic regional policy plans, the designation of regional planning councils, and reports; repealing s. 186.515, F.S., relating to the creation of regional planning councils under ch. 163, F.S.; amending s. 215.559, F.S.; requiring the Division of Emergency Management to give funding priority to certain projects in regional planning council regions, as such regions existed on January 1, 2021, that meet specified criteria; amending s. 252.385, F.S.; revising the requirements for the statewide emergency shelter plan to include the general location and square footage of special needs shelters by regional planning council region, as such regions existed on January 1, 2021; requiring state funds to be maximized and targeted to regional planning council regions, as such regions existed on January 1, 2021; amending s. 320.08058, F.S.; revising the distribution of annual use fees collected for the Tampa Bay Estuary license plate; amending s. 369.307, F.S.; requiring the St. Johns River Water Management District, rather than the East Central Florida Regional Planning Council, to adopt policies to protect the Wekiva River Protection Area; revising requirements for such policies; amending s. 369.324, F.S.; requiring the St. Johns River Water Management District, rather than the East Central Florida Regional Planning Council, to provide staff support to the Wekiva River Basin Commission; requiring the district to serve as a clearinghouse of baseline or specialized studies; amending s. 380.05, F.S.; authorizing local governments to recommend areas of critical state concern to the state land planning agency; amending s. 403.7225, F.S.; requiring counties to make arrangements with the Department of Environmental Protection, rather than their regional planning councils, to perform hazardous waste management assessments; amending s. 403.723, F.S.; requiring the department, rather than regional planning councils, to designate sites for construction of regional hazardous waste storage or treatment facilities; amending s. 1013.372, F.S.; providing that if a regional planning council region, as such region existed on January 1, 2021, does not have a hurricane evacuation shelter deficit, educational facilities within the region are not required to incorporate the public shelter criteria; requiring the statewide emergency shelter plan to identify the general location and square footage of existing and needed shelters by regional planning council region, as such regions existed on January 1, 2021; amending s. 1013.385, F.S.; authorizing counties, rather than regional planning councils, to determine whether there is sufficient shelter capacity in a school district; amending s. 1013.74, F.S.; requiring public hurricane evacuation shelters in certain regional planning council regions, as such regions existed on January 1, 2021, to be constructed in accordance with public shelter standards; amending ss. 68.082, 120.52, 120.525, 120.65, 163.3164, 163.3177, 163.3178, 163.3184, 163.3245, 163.568, 164.1031, 186.003, 186.006, 186.008, 186.803, 187.201, 218.32, 258.501, 260.0142, 288.0656, 288.975, 335.188, 338.2278, 339.155, 339.175, 339.63, 339.64, 341.041, 343.54, 369.303, 373.309, 377.703, 378.411, 380.031, 380.045, 380.055, 380.06, 380.061, 380.07, 380.507, 403.0752, 403.503, 403.50663, 403.507, 403.518, 403.522, 403.526, 403.5272, 403.5363, 403.5365, 403.537, 403.704, 403.7226, 403.9403, 403.941, 403.9422, 403.973, 408.033, 420.609, 427.012, 501.171, and 1013.30, F.S.; conforming provisions and cross-references to changes made by the act; amending ss. 339.285, 373.415, and 403.5115, F.S.; conforming cross-references; reenacting ss. 57.105(5), 57.111(3)(f), and 216.241(3), F.S.,

relating to attorney fees, civil actions and administrative proceedings initiated by state agencies, and initiation or commencement of new programs, respectively, to incorporate the amendment made to s. 120.52, F.S., in references thereto; reenacting s. 380.0552(6), F.S., relating to the Florida Keys Area and its protection and designation as an area of critical state concern, to incorporate the amendment made to s. 380.045, F.S., in a reference thereto; authorizing local governments to enter into agreements to create regional planning entities; providing an effective date.

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By the Committee on Environment and Natural Resources; and Senator Albritton—

**CS for SB 64**—A bill to be entitled An act relating to reclaimed water; amending s. 403.064, F.S.; requiring certain domestic wastewater utilities to submit to the Department of Environmental Protection by a specified date a plan for eliminating nonbeneficial surface water discharge within a specified timeframe; providing requirements for the plan; requiring the department to approve plans that meet certain requirements; requiring the department to make a determination regarding a plan within a specified timeframe; requiring the utilities to implement approved plans by specified dates; providing for administrative and civil penalties; requiring certain utilities to submit updated annual plans until certain conditions are met; requiring domestic wastewater utilities applying for permits for new or expanded surface water discharges to prepare a specified plan for eliminating nonbeneficial discharges as part of its permit application; requiring the department to submit an annual report to the Legislature by a specified date; providing applicability; providing construction; authorizing the department to convene and lead one or more technical advisory groups; providing that potable reuse is an alternative water supply and that projects relating to such reuse are eligible for alternative water supply funding; requiring the department and the water management districts to develop and execute, by a specified date, a memorandum of agreement for the coordinated review of specified permits; providing that potable reuse projects are eligible for certain expedited permitting and priority funding; providing construction; creating s. 403.892, F.S.; defining terms; requiring counties, municipalities, and special districts to authorize graywater technologies under certain circumstances and to provide incentives for the implementation of such technologies; providing requirements for the use of graywater technologies; providing that the installation of residential graywater systems meets certain public utility water conservation measure requirements; providing for the applicability of specified reclaimed water aquifer storage and recovery well requirements; providing a declaration of important state interest; providing an effective date.

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By the Committee on Criminal Justice; and Senator Garcia—

**CS for SB 68**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting personal identifying and location information of current and former staff and domestic violence advocates of domestic violence centers certified by the Department of Children and Families under ch. 39, F.S., and personal identifying and location information of spouses and children of such personnel, from public records requirements; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

**CS for SB 70**—A bill to be entitled An act relating to domestic violence centers; creating s. 39.9057, F.S.; prohibiting the unlawful disclosure of certain information about domestic violence centers; providing criminal penalties; providing an effective date.

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

**CS for SB 76**—A bill to be entitled An act relating to residential property insurance; amending s. 627.428, F.S.; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only

under certain circumstances; amending s. 627.7011, F.S.; providing that certain provisions relating to homeowners' policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by including roof surface reimbursement schedules; providing requirements for roof surface reimbursement schedules; prohibiting application of a roof surface reimbursement schedule under certain circumstances; amending s. 627.70132, F.S.; revising property insurance coverages for which a notice of claim must be given to the insurer within a specified timeframe; revising the timeframe for providing notices of property insurance claims; revising the definitions of the terms "supplemental claim" and "reopened claim"; amending s. 627.7015, F.S.; conforming a provision to changes made by the act; creating s. 627.70152, F.S.; providing applicability; defining terms; requiring notice of intent to initiate litigation; specifying requirements for such notice; specifying an assignee's pre-suit obligations; specifying the timeframe within which a notice of intent to initiate litigation must be served; requiring dismissal of certain actions under specified circumstances; specifying the admissibility of certain evidence; providing construction; authorizing an insurer to request to inspect, photograph, or evaluate certain property; specifying requirements for such inspections, photographs, and evaluations; authorizing motions to abate suits under property insurance policies; specifying conditions for abatement; providing for an award of attorney fees for certain claims under specified circumstances; providing for an award of attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; amending s. 627.7152, F.S.; deleting definitions; deleting a requirement for a notice of intent to initiate litigation; deleting requirements for such notice; deleting a requirement for a written response to the notice of intent to initiate litigation; deleting requirements for such response; deleting a provision related to an award of reasonable attorney fees and costs for certain claims arising under an assignment agreement; deleting a provision related to an award of reasonable attorney fees and costs following a voluntary dismissal under certain circumstances; deleting a requirement for the court to stay proceedings under certain circumstances; providing an effective date.

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By the Committee on Judiciary; and Senator Rodrigues—

**CS for SB 78**—A bill to be entitled An act relating to dues and uniform assessments; amending s. 447.301, F.S.; requiring that a public employee who desires to join an employee organization sign a membership authorization form; requiring that the form include a specified acknowledgement; requiring an employee organization to revoke an employee's membership upon receipt of the employee's request for revocation; requiring certain employees to provide specified notice to his or her employer to revoke certain deductions; providing that a revocation form may not require an employee to state a reason for the revocation; amending s. 447.303, F.S.; providing that certain deductions commence upon the employer's receipt and confirmation of the employee's signed deduction authorization form; specifying the time period that an employee's authorization to deduct dues and uniform assessments remains in effect; reenacting s. 110.114(3), F.S., relating to employee wage deductions, to incorporate the amendment made to s. 447.303, F.S., in a reference thereto; providing an effective date.

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By the Committee on Children, Families, and Elder Affairs; and Senators Brodeur and Albritton—

**CS for SB 80**—A bill to be entitled An act relating to child welfare; creating s. 39.00146, F.S.; defining terms; requiring the case record of every child under the supervision or in the custody of the Department of Children and Families, the department's agents, or providers contracting with the department to include a case record face sheet; specifying information required to be included in the case record face sheet; requiring the department, the department's agents, and providers contracting with the department to update the case record face sheet monthly; requiring the department to adopt rules; amending s. 39.401, F.S.; requiring the department to determine out-of-home placement based on priority of placements and other factors; amending s. 39.402, F.S.; requiring the department to make reasonable efforts to place a child in out-of-home care based on priority of placements; providing exceptions and other criteria; creating s. 39.4021, F.S.; providing legislative findings; establishing certain placement priorities for out-of-

home placements; requiring the department or lead agency to place sibling groups together when possible if in the best interest of each child after considering specified factors; providing construction; creating s. 39.4022, F.S.; providing legislative intent; defining terms; requiring that multidisciplinary teams be established for certain purposes; providing goals for such teams; providing for membership of multidisciplinary team staffings; authorizing the department or lead agency to invite other participants to attend a team staffing under certain circumstances; providing requirements for multidisciplinary team staffings; requiring that team staffings be held when specified decisions regarding a child must be made; requiring team staffing participants to gather and consider data and information on the child before formulating a decision; providing for the use of an evidence-based assessment instrument or tool; requiring multidisciplinary teams to conduct supplemental assessments for certain children; requiring team participants to gather certain information related to the child for such supplemental assessments; requiring that a consensus decision reached by the team becomes the official position and that specified parties are bound by such consensus decision; providing procedures for when the team does not reach a consensus decision; requiring that the lead agency determine a suitable placement if the team cannot come to a consensus decision; requiring the formation of a team within specified timeframes; requiring the facilitator to file a report with the court within a specified timeframe if the team does not reach a consensus decision; providing requirements for the report; authorizing specified parties to discuss confidential information during a team staffing in the presence of participating individuals; providing that information collected by any agency or entity that participates in a staffing which is confidential and exempt upon collection remains confidential and exempt when discussed in staffings; requiring individuals who participate in a staffing to maintain the confidentiality of all information shared; providing construction; requiring the department to adopt rules; creating s. 39.4023, F.S.; providing legislative findings and intent; defining terms; providing for the creation of transition plans for specified changes in placement; providing conditions under which a child may be removed from a caregiver's home; requiring community-based care lead agencies to provide services to prevent a change in placement; requiring the department and a community-based care lead agency to convene a multidisciplinary team staffing to develop a transition plan under certain circumstances; requiring the department or community-based care lead agency to provide written notice of a planned placement change; providing requirements for the notice; requiring additional considerations for placement changes for infants and young children; providing findings; providing for determinations to be made to minimize changes in school placements; specifying factors that must be considered when selecting a new school for a child; requiring children who enter out-of-home care or undergo changes in placement to remain with familiar child care providers or early education programs, if possible; providing requirements for transition plans for transitions between K-12 schools; requiring the department, in collaboration with the Quality Parenting Initiative, to develop a form for a specified purpose; specifying requirements for the form; requiring the department and community-based care lead agencies to document multidisciplinary team staffings and placement transition decisions in the Florida Safe Families Network and include such information in the social study report for judicial review; requiring the department to adopt rules; creating s. 39.4024, F.S.; providing legislative findings; defining terms; requiring the department or lead agency to make reasonable efforts to place siblings in the same foster, kinship, adoptive, or guardianship home when certain conditions are met; requiring the department or lead agency and multidisciplinary team to take certain actions when siblings are not placed together; specifying that the department and court are not required to make a placement or change in placement to develop certain sibling relationships; requiring the department or the lead agency to convene a multidisciplinary team staffing to determine and assess sibling relationships when a child is removed from a home; providing for the placement of sibling groups in certain circumstances; specifying factors for the multidisciplinary team to consider when determining placement or change of placement for children in sibling groups who do not have an existing relationship with siblings; requiring that a child's transition to a new home be carried out gradually when it is determined that the child would benefit from being placed with siblings; requiring the department, in collaboration with the Quality Parenting Initiative, to develop standard protocols for the department and lead agency for use in making specified decisions about child placement; providing considerations for maintaining contact between siblings when separated; providing duties for caregivers; authorizing the court to limit and re-

strict communication and visitation upon a finding of clear and convincing evidence that such communication or visitation is harmful to the child; requiring the department and community-based care lead agencies to periodically reassess certain sibling placements in certain instances; requiring the department to provide certain services to prevent disruption in a placement when a child does not adjust to such placement; requiring that a multidisciplinary team staffing is convened when one child does not adjust to placement as a sibling group under certain conditions; requiring the team to review such placement and choose a plan least detrimental to each child; requiring that a multidisciplinary team be convened in certain circumstances where the department or child subsequently identify a sibling; requiring the department to provide children with specified information relating to their siblings; requiring the department to make reasonable efforts to ascertain such information if it is not known; providing that a child has a right to continued communication with a sibling when the child's sibling is also in out-of-home care and such sibling leaves out-of-home care for any reason; requiring the department and lead agencies to document in writing decisions to separate siblings in case files and the Florida Safe Families Network; specifying requirements for such documentation; requiring the department to adopt rules; amending s. 39.522, F.S.; deleting and relocating criteria for the court to consider when determining whether a legal change of custody is in the best interest of the child; defining the term "change in physical custody"; providing a rebuttable presumption that the best interest of a child is to remain in a current placement; providing applicability for such presumption; establishing the manner in which to rebut the presumption; requiring the department or lead agency to notify a caregiver within a specified timeframe of the intent to move a child; requiring the caregiver to provide written notice of objection to such move within a specified time frame; requiring the court to conduct an initial status hearing within a specified timeframe upon receiving specified written notice from a caregiver; prohibiting the department or lead agency from moving a child upon receiving specified written notice from a caregiver; providing for the appointment of an attorney for a child; providing for the appointment of an expert; providing deadlines for an evidentiary hearing; amending s. 39.523, F.S.; requiring the department or lead agency to coordinate a multidisciplinary team staffing for specified purposes; requiring, rather than authorizing, the department to create rules; amending s. 39.806, F.S.; conforming a cross-reference; providing an effective date.

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By the Committee on Judiciary; and Senators Brodeur, Baxley, Albritton, and Perry—

**CS for SB 88**—A bill to be entitled An act relating to farming operations; amending s. 823.14, F.S.; revising legislative findings; defining the term "agritourism activity"; revising the definition of the term "farm operation"; prohibiting farms from being held liable for certain claims for tort liability except under certain circumstances; providing a burden of proof; prohibiting nuisance actions from being filed against farm operations unless specified conditions are met; providing requirements for and limitations on damages; providing that plaintiffs who bring nuisance actions against farm operations are liable for certain costs and expenses under certain conditions; amending ss. 193.4517, 316.5501, 633.202, and 812.015, F.S.; conforming cross-references; reenacting ss. 163.3162(2)(b), 163.3163(3)(b), 403.9337(4), and 570.86(4), F.S., relating to agricultural lands and practices, applications for development permits and disclosure and acknowledgment of contiguous sustainable agricultural land, Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, and definitions relating to agritourism, respectively, to incorporate the amendments made by this act to s. 823.14, F.S., in references thereto; providing an effective date.

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By the Committees on Environment and Natural Resources; and Judiciary; and Senators Brodeur, Baxley, Albritton, and Perry—

**CS for CS for SB 88**—A bill to be entitled An act relating to farming operations; amending s. 823.14, F.S.; revising legislative findings; defining the term "agritourism activity"; revising definitions; prohibiting farms from being held liable for certain claims for tort liability except under certain circumstances; providing a burden of proof; prohibiting nuisance actions from being filed against farm operations unless specified conditions are met; providing requirements for and limitations on damages; providing that plaintiffs who bring nuisance actions against farm operations are liable for certain costs and expenses under certain



conditions; amending ss. 193.4517, 316.5501, 633.202, and 812.015, F.S.; conforming cross-references; reenacting ss. 163.3162(2)(b), 163.3163(3)(b), 403.9337(4), and 570.86(4), F.S., relating to agricultural lands and practices, applications for development permits and disclosure and acknowledgment of contiguous sustainable agricultural land, Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, and definitions relating to agritourism, respectively, to incorporate the amendments made by this act to s. 823.14, F.S., in references thereto; providing an effective date.

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

**CS for SB 90**—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.62, F.S.; limiting the duration of requests for vote-by-mail ballots to all elections through the end of the calendar year of the next regularly scheduled general election; amending s. 101.68, F.S.; authorizing the canvassing of vote-by-mail ballots upon the completion of the public preelection testing of automatic tabulating equipment; providing for construction and applicability; providing an effective date.

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By the Committee on Regulated Industries; and Senator Bradley—

**CS for SB 148**—A bill to be entitled An act relating to the Beverage Law; amending s. 561.20, F.S.; authorizing certain food service establishments to sell or deliver certain alcoholic beverages for off-premises consumption under certain circumstances; creating s. 561.575, F.S.; providing requirements for such establishments to sell alcoholic beverages for off-premises consumption; requiring that such alcoholic beverages be transported in a specified manner; providing construction; amending s. 316.1936, F.S.; specifying that certain alcoholic beverages sold by such establishments are not open containers for the purposes of the prohibition on possessing open containers of alcoholic beverages in vehicles; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Diaz—

**CS for SR 150**—A resolution denouncing democratic socialism in favor of the true American values of individual liberty and democracy.

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By the Committee on Criminal Justice; and Senators Perry and Gruters—

**CS for SB 166**—A bill to be entitled An act relating to public records; amending s. 943.0582, F.S.; providing an exemption from public records requirements for a nonjudicial record of the arrest of a minor who has successfully completed a diversion program; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

**CS for SB 168**—A bill to be entitled An act relating to the Hurricane Loss Mitigation Program; amending s. 215.559, F.S.; deleting construction relating to Citizens Property Insurance Corporation coverage rates; delaying the future repeal of the Hurricane Loss Mitigation Program; providing an effective date.

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By the Committee on Health Policy; and Senators Hooper and Gruters—

**CS for SB 170**—A bill to be entitled An act relating to podiatric medicine; amending s. 461.007, F.S.; authorizing the Board of Podiatric Medicine to require a specified number of continuing education hours related to the safe and effective prescribing of controlled substances; creating s. 461.0155, F.S.; providing for governance of podiatric physicians who are supervising medical assistants; amending s. 624.27, F.S.; revising the definition of the term “health care provider” to include podiatric physicians; providing an effective date.

By the Committee on Transportation; and Senator Berman—

**CS for SB 184**—A bill to be entitled An act relating to the Purple Alert; amending s. 252.35, F.S.; requiring the Division of Emergency Management to identify and maintain an inventory of certain digitally displayed automatic changeable facing signs; amending s. 937.0201, F.S.; redefining the term “missing endangered person”; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, the Department of the Lottery, and local law enforcement agencies, to establish and implement the Purple Alert; specifying minimum requirements for the Purple Alert; authorizing local law enforcement agencies to broadcast information concerning certain missing adults; requiring the local law enforcement agency having jurisdiction to notify media and alert subscribers if a Purple Alert is determined to be necessary and appropriate; authorizing the local law enforcement agency having jurisdiction to request that a case be opened with the Department of Law Enforcement’s Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles in the activation of dynamic message signs on state highways and the immediate distribution of certain critical information under certain circumstances; requiring the Purple Alert process to include certain procedures and an information and education strategy; authorizing the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the Purple Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages when performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a Purple Alert involving a missing adult under certain circumstances; amending s. 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Criminal Justice; and Senators Berman, Cruz, and Polsky—

**CS for SB 194**—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include prejudice based on the gender or gender identity of any person; specifying that the reclassification occurs if the crime was based in whole or in part on the race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, advanced age, gender, or gender identity of any person; defining the term “gender identity”; amending s. 775.0863, F.S.; replacing the term “mental or physical disability” with the term “disability”; defining the term “disability”; specifying that the reclassification of a certain crime occurs if the crime was based in whole or in part on a disability of any person; amending s. 877.19, F.S.; expanding the data the Governor is required to collect and disseminate to include incidents of criminal acts that evidence prejudice based on gender, gender identity, or disability; providing an effective date.

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By the Committee on Education; and Senators Berman, Stewart, and Book—

**CS for SB 200**—A bill to be entitled An act relating to student retention; authorizing a parent to request that his or her student be retained in a grade level for a specified school year; requiring such a request to be submitted in a specified manner; requiring school district superintendents to grant such requests if they are timely received; authorizing school district superintendents to grant requests that are not timely received; requiring a retained student to remain in the grade in which he or she was retained until the student qualifies for promotion at the end of the school year; requiring school districts to report certain data to the Department of Education by a specified date; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Brandes and Rodrigues—

**CS for SB 220**—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.098, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president of a state university or a Florida College System institution held by a state university or a Florida College System institution; specifying when the personal identifying information of applicants who are in the final group of applicants is no longer confidential and exempt; providing an exemption from public meeting requirements for any portion of a meeting held for the purpose of identifying or vetting applicants for president of a state university or a Florida College System institution, including any portion of a meeting which would disclose certain personal identifying information of such applicants; requiring that a recording be made of any portion of a closed meeting which would disclose personal identifying information of such applicants; providing that no portion of a closed meeting may be held off the record; providing that the recording of any closed portion of a meeting is exempt from public records requirements; specifying that certain meetings are not exempt from public meeting requirements; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Cruz and Stewart—

**CS for SB 222**—A bill to be entitled An act relating to abandoned cemeteries; creating the Task Force on Abandoned African-American Cemeteries; specifying the purpose of the task force; requiring the Department of State to provide administrative and staff support; specifying the composition of the task force; providing meeting requirements; prescribing duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; requiring the department to partner with specified entities to undertake an investigation of the former Zion Cemetery site; specifying custody of certain historical resources, records, archives, artifacts, research, and medical records; requiring the department to contract with the University of South Florida and Florida Agricultural and Mechanical University for the identification and location of eligible next of kin; requiring the universities to provide certain information regarding descendants to the department by a specified date; directing the Division of Historical Resources of the department to ensure the listing of certain cemeteries in the Florida Master Site File; requiring the division to seek placement of historical markers at certain abandoned cemeteries, subject to certain limitations; authorizing certain persons and organizations to assist the division in researching the history of such cemeteries; specifying that costs associated with the creation and placement of such historical markers be borne by the division; requiring the department to create, place, and maintain memorials at certain sites; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Bradley and Burgess—

**CS for SB 228**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; authorizing an employer of a notary public to require the use of a particular technology and provider in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.215, F.S.; clarifying application of online electronic witnessing standards when a witness is not in the physical presence of the principal; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to maintain audio-video communication recordings of online notarizations; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; clarifying that an online notary public is entitled to select his or her remote online notarization service provider; authorizing an employer of an online notary public to require the

use of a particular remote online notarization service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; clarifying limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list of self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senators Bradley and Burgess—

**CS for CS for SB 228**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; clarifying that a notary public is entitled to select particular technology in performing a notarial act with respect to an electronic record; authorizing a notary public's contract or employer to require the use of a particular technology in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; creating s. 117.231, F.S.; authorizing notaries public to remotely swear in witnesses using audio-video communication technology; authorizing notaries public to remotely swear in new attorneys admitted to The Florida Bar using audio-video communication technology; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to retain audio-video communication recordings of online notarizations; authorizing a RON service provider to delegate this duty to a secure repository under certain conditions; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; clarifying that an online notary public is entitled to select his or her remote online notarization service provider; authorizing a notary public's contract or employer to require the use of a particular remote online notarization service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; clarifying limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list containing certain information on self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

**CS for SB 232**—A bill to be entitled An act relating to criminal justice; creating s. 900.06, F.S.; defining terms and specifying covered offenses; requiring that a custodial interrogation conducted at a place of detention in connection with covered offenses be electronically recorded in its entirety; requiring law enforcement officers who do not comply with the electronic recording requirement or who conduct custodial interrogations at a location other than a place of detention to prepare specified reports; providing exceptions to the electronic recording requirement; requiring a court to consider a law enforcement officer's failure to comply with the electronic recording requirement in determining the admissibility of a statement, unless an exception applies; requiring a court, upon the request of a defendant, to give certain cautionary instructions to a jury under certain circumstances; providing



immunity from civil liability to law enforcement agencies that enforce certain rules; providing that a cause of action is not created against a law enforcement officer; amending s. 921.1402, F.S.; revising the circumstances under which a juvenile offender is not entitled to a review of his or her sentence after a specified timeframe; creating s. 921.14021, F.S.; providing legislative intent; providing for retroactive application of a specified provision relating to a review of sentence for juvenile offenders convicted of murder; providing for immediate review of certain sentences; creating s. 921.1403, F.S.; providing legislative intent for retroactive application; defining the term "young adult offender"; precluding eligibility for a sentence review for young adult offenders who previously committed, or conspired to commit, murder; providing timeframes within which young adult offenders who commit specified crimes are entitled to a review of their sentences; providing applicability; requiring the Department of Corrections to notify young adult offenders in writing of their eligibility for a sentence review within certain timeframes; requiring a young adult offender seeking a sentence review or a subsequent sentence review to submit an application to the original sentencing court and request a hearing; providing for legal representation of eligible young adult offenders; providing for one subsequent review hearing for a young adult offender after a certain timeframe if he or she is not resentenced at the initial sentence review hearing; requiring the original sentencing court to hold a sentence review hearing upon receiving an application from an eligible young adult offender; requiring the court to consider certain factors in determining whether to modify a young adult offender's sentence; authorizing a court to modify the sentence of certain young adult offenders if the court makes certain determinations; requiring the court to issue a written order stating certain information in specified circumstances; creating s. 945.0911, F.S.; providing legislative findings; establishing the conditional medical release program within the department; establishing a panel to consider specified matters; defining terms; providing for program eligibility; authorizing an inmate to be released on conditional medical release before serving 85 percent of his or her term of imprisonment; requiring any inmate who meets certain criteria to be considered for conditional medical release; providing that an inmate does not have a right to release or to a certain medical evaluation; requiring the department to identify eligible inmates; requiring the department to refer certain inmates to the panel for consideration; providing for victim notification under certain circumstances; requiring the panel to conduct a hearing within specified timeframes; specifying requirements for the hearing; providing conditions for release; requiring that inmates who are approved for conditional medical release be released from the department within a reasonable amount of time; providing a review process for an inmate who is denied conditional medical release; providing that an inmate is considered a medical releasee upon release from the department into the community; requiring medical releasees to comply with specified conditions; providing that medical releasees are considered to be in the custody, supervision, and control of the department; providing that the department does not have a duty to provide medical care to a medical releasee; providing that a medical releasee is eligible to earn or lose gain-time; prohibiting a medical releasee or his or her community-based housing from being counted in the prison system population and the prison capacity figures, respectively; providing for the revocation of a medical releasee's conditional medical release; authorizing a medical releasee to be returned to the department's custody if his or her medical or physical condition improves; authorizing the department to order a medical releasee to be returned for a revocation hearing or to remain in the community pending such hearing; authorizing the department to issue a warrant for the arrest of a medical releasee under certain circumstances; authorizing a medical releasee to admit to the allegation that his or her medical or physical condition improved or to proceed to a revocation hearing; requiring such hearing to be conducted by the panel; requiring certain evidence to be reviewed and a recommendation to be made before such hearing; requiring a majority of the panel members to agree that revocation of medical release is appropriate; requiring a medical releasee to be recommitted to the department to serve the balance of his or her sentence if a conditional medical release is revoked; providing that gain-time is not forfeited for revocation based on improvement in the medical releasee's condition; providing a review process for a medical releasee who has his or her release revoked; authorizing a medical releasee to be recommitted if he or she violates any conditions of the release; authorizing certain persons to issue a warrant for the arrest of a medical releasee if certain conditions are met; authorizing a law enforcement or probation officer to arrest a medical releasee without a warrant under certain circumstances; requiring that a medical releasee be detained

without bond if a violation is based on certain circumstances; authorizing a medical releasee to admit to the alleged violation or to proceed to a revocation hearing; requiring such hearing to be conducted by the panel; requiring a majority of the panel members to agree that revocation of medical release is appropriate; requiring specified medical releasees to be recommitted to the department upon the revocation of the conditional medical release; authorizing the forfeiture of gain-time if the revocation is based on certain violations; providing a review process for a medical releasee who has his or her release revoked; requiring that a medical releasee be given specified information in certain instances; requiring the panel to provide a written statement as to evidence relied on and reasons for revocation under certain circumstances; requiring a medical releasee whose conditional medical release is revoked and who is recommitted to the department to comply with the 85 percent requirement upon recommitment; requiring the department to notify certain persons within a specified timeframe of an inmate's diagnosis of a terminal medical condition; requiring the department to allow a visit between an inmate and certain persons within 7 days of a diagnosis of a terminal medical condition; requiring the department to initiate the conditional medical release review process immediately upon an inmate's diagnosis of a terminal medical condition; requiring an inmate to consent to release of information under certain circumstances; providing that members of the panel have sovereign immunity related to specified decisions; providing rulemaking authority; creating s. 945.0912, F.S.; providing legislative findings; establishing the conditional aging inmate release program within the department; establishing a panel to consider specified matters; providing for program eligibility; providing that an inmate may be released on conditional aging inmate release before serving 85 percent of his or her term of imprisonment; prohibiting certain inmates from being considered for conditional aging inmate release; requiring that an inmate who meets certain criteria be considered for conditional aging inmate release; providing that an inmate does not have a right to release; requiring the department to identify eligible inmates; requiring the department to refer certain inmates to the panel for consideration; providing victim notification requirements under certain circumstances; requiring the panel to conduct a hearing within specified timeframes; specifying requirements for the hearing; requiring that inmates who are approved for conditional aging inmate release be released from the department within a reasonable amount of time; providing a review process for an inmate who is denied conditional aging inmate release; providing that an inmate is considered an aging releasee upon release from the department into the community; providing conditions for release; providing that aging releasees are considered to be in the custody, supervision, and control of the department; providing that the department does not have a duty to provide medical care to an aging releasee; providing that an aging releasee is eligible to earn or lose gain-time; prohibiting an aging releasee or his or her community-based housing from being counted in the prison system population and the prison capacity figures, respectively; providing for the revocation of conditional aging inmate release; authorizing the department to issue a warrant for the arrest of an aging releasee under certain circumstances; authorizing a law enforcement or probation officer to arrest an aging releasee without a warrant under certain circumstances; requiring that an aging releasee be detained without bond if a violation is based on certain circumstances; requiring the department to order an aging releasee subject to revocation to be returned to department custody for a revocation hearing; authorizing an aging releasee to admit to his or her alleged violation or to proceed to a revocation hearing; requiring such hearing to be conducted by the panel; requiring a majority of the panel to agree that revocation is appropriate; authorizing the forfeiture of gain-time if the revocation is based on certain violations; requiring an aging releasee whose conditional aging inmate release is revoked and who is recommitted to the department to comply with the 85 percent requirement upon recommitment; providing a review process for an aging releasee who has his or her release revoked; requiring an aging releasee to be given specified information in certain instances; requiring the panel to provide a written statement as to evidence relied on and reasons for revocation under certain circumstances; providing that members of the panel have sovereign immunity related to specified decisions; providing rulemaking authority; repealing s. 947.149, F.S., relating to conditional medical release; amending ss. 316.1935, 775.084, 775.087, 784.07, 790.235, 794.0115, 893.135, 921.0024, 944.605, 944.70, 947.13, and 947.141, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senators Book and Bradley—

**CS for SB 234**—A bill to be entitled An act relating to registration of sexual predators and sexual offenders; amending s. 775.21, F.S.; specifying how days are calculated for the purposes of determining permanent residence, temporary residence, and transient residence; authorizing reporting of certain registration information through the Department of Law Enforcement’s online system; authorizing reporting of certain registration information through an authorized alternate method provided by the Department of Highway Safety and Motor Vehicles; requiring the reporting of certain vehicle information; clarifying a requirement relating to the timing of reporting of international travel or a change of residence to another state or jurisdiction; specifying that failure to report intended travel is punishable under certain provisions; amending s. 943.0435, F.S.; redefining the term “sexual offender” to clarify a provision related to release from sanction; authorizing reporting of certain registration information through the Department of Law Enforcement’s online system; authorizing reporting of certain registration information through an authorized alternate method provided by the Department of Highway Safety and Motor Vehicles; requiring the reporting of certain additional vehicle information; clarifying a requirement relating to the timing of reporting of international travel or a change of residence to another state or jurisdiction; specifying that failure to report intended travel is punishable under certain provisions; creating a process for a person to petition for relief from registration if the person’s requirement to register is based solely upon a requirement to register in another state for an offense that is not similar to an offense requiring registration in this state and whose registration in that other state is held confidential, not for public release, and for criminal justice purposes only; reenacting ss. 943.0435(1)(f), 944.606(1)(d), 944.609(4), 985.481(1)(d), and 985.4815(1)(f), F.S., relating to sexual offenders required to register with the Department of Law Enforcement and penalties; sexual offenders and notification upon release; career offenders and notification upon release; sexual offenders adjudicated delinquent and notification upon release; and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 61.13(9)(c), 68.07(3)(i), 98.0751(2)(b), 322.141(3), 394.9125(2), 397.487(10)(b), 435.07(4)(b), 775.0862(2), 775.13(4), 775.21(5)(d) and (10)(d), 775.24(2), 775.261(3)(b), 900.05(2)(cc), 903.046(2)(m), 903.133, 907.043(4)(b), 943.0436(2), 943.0584(2), 944.607(4)(a) and (10)(c), 948.06(4), 948.063, 948.31, 985.4815(9) and (10)(c), and 1012.467(2)(g), F.S., relating to support of children, parenting and time-sharing, and powers of court; change of name; restoration of voting rights and termination of ineligibility subsequent to a felony conviction; color or markings of certain licenses or identification cards; state attorneys and the authority to refer a person for civil commitment; voluntary certification of recovery residences; exemptions from disqualification; sexual offenses against students by authority figures and reclassification; registration of convicted felons, exemptions, and penalties; the Florida Sexual Predators Act; the duty of the court to uphold laws governing sexual predators and sexual offenders; the Florida Career Offender Registration Act; criminal justice data collection; the purpose of and criteria for bail determination; bail on appeal and it being prohibited for certain felony convictions; pretrial release and citizens’ right to know; the duty of the court to uphold laws governing sexual predators and sexual offenders; criminal history records ineligible for court-ordered expunction or court-ordered sealing; notification to the department of information on sexual offenders; violation of probation or community control, revocation, modification, continuance, and failure to pay restitution or cost of supervision; violations of probation or community control by designated sexual offenders and sexual predators; evaluation and treatment of sexual predators and offenders on probation or community control; notification to the department of information on juvenile sexual offenders; and noninstructional contractors who are permitted access to school grounds when students are present and background screening requirements, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 68.07(6), 320.02(4), 322.19(1) and (2), 775.25, 794.056(1), 938.085, 938.10(1), 944.607(4)(a) and (9), and 985.04(6)(b), F.S., relating to change of name; registration required, application for registration, and forms; change of address or name; prosecutions for acts or omissions; the Rape Crisis Program Trust Fund; additional cost to fund rape crisis centers; additional court cost imposed in cases of certain crimes; notification to Department of Law Enforcement of information on sexual offenders; and oaths, re-

ords, and confidential information, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

By the Committee on Education; and Senator Rodrigues—

**CS for SB 264**—A bill to be entitled An act relating to higher education; amending s. 1001.03, F.S.; defining terms; requiring the State Board of Education to require each Florida College System institution to conduct an annual assessment related to intellectual freedom and viewpoint diversity; providing criteria relating to such assessment; requiring the State Board of Education to annually publish such assessments by a specified date; authorizing the State Board of Education to adopt rules; prohibiting the State Board of Education from shielding Florida College System institution students from certain speech; amending s. 1001.706, F.S.; defining terms; requiring the Board of Governors to require each state university to conduct an annual assessment related to intellectual freedom and viewpoint diversity; providing criteria relating to such assessment; requiring the Board of Governors to annually publish such assessments by a specified date; prohibiting the Board of Governors from shielding state university students from certain speech; amending s. 1004.097, F.S.; defining the term “shield”; allowing students at public postsecondary institutions to record certain audio and video in classrooms, subject to certain federal and state provisions; prohibiting Florida College System institutions or state universities from shielding students from expressive activities; providing an effective date.

By the Committee on Health Policy; and Senator Baxley—

**CS for SB 272**—A bill to be entitled An act relating to the Rare Disease Advisory Council; creating s. 381.99, F.S.; creating the advisory council adjunct to the Department of Health; specifying the purpose of the advisory council; providing for staff and administrative support; defining the term “rare disease”; specifying application of state law governing the establishment of advisory councils; prescribing the composition of the advisory council; providing for initial appointments to the advisory council by a specified date; providing organizational and other meeting requirements for the advisory council; prescribing duties and responsibilities of the advisory council; providing an effective date.

By the Committee on Regulated Industries; and Senator Perry—

**CS for SB 286**—A bill to be entitled An act relating to fire sprinklers; amending s. 633.102, F.S.; revising the definition of the term “Contractor V”; authorizing certain fire protection system contractors to design certain systems; revising the definition of the term “fire protection system”; providing an effective date.

By the Committee on Criminal Justice; and Senator Rouson—

**CS for SB 288**—A bill to be entitled An act relating to victims of reform school abuse; providing a short title; defining the term “victim of Florida reform school abuse”; requiring a person seeking certification under the act to apply to the Department of State by a certain date; prohibiting the estate of a decedent or the personal representative of a decedent from submitting an application on behalf of the decedent; requiring that the application include certain information and documentation; requiring the department to examine the application, notify the applicant of any errors or omissions, and request any additional information within a certain timeframe; specifying the timeframe that the applicant has to revise and complete the application after such notification; requiring the department to review and process a completed application within a certain timeframe; prohibiting the department from denying an application for specified reasons and under certain circumstances; requiring the department to notify the applicant of its determination within a certain timeframe; requiring the department to certify an applicant as a victim of Florida reform school abuse if the department determines that the application meets the requirements of the act; requiring the department to submit a list of all certified victims to the Legislature by a specified date; providing exceptions from specified requirements for crime victim compensation eligibility for applications submitted under the act; providing an effective date.

By the Committee on Health Policy; and Senator Rodriguez—

**CS for SB 348**—A bill to be entitled An act relating to Medicaid; amending s. 409.908, F.S.; revising the types of emergency transportation vehicle services provided to Medicare-eligible persons for which Medicaid shall pay deductibles and coinsurance; specifying that such payments must be made according to certain procedure codes; providing an effective date.

By the Committee on Health Policy; and Senator Rodriguez—

**CS for SB 352**—A bill to be entitled An act relating to massage therapy; renaming ch. 480, F.S., as “Massage Therapy Practice”; amending s. 480.031, F.S.; revising a short title; amending s. 480.032, F.S.; revising the purpose of ch. 480, F.S.; reordering and amending s. 480.033, F.S.; revising and defining terms; amending ss. 477.013, 477.0135, 477.0265, 480.034, 480.035, 480.041, 480.043, 480.046, 480.0465, 480.047, 480.052, 480.0535, 627.6407, 627.6619, 627.736, 641.31, and 823.05, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

By the Committee on Judiciary; and Senator Harrell—

**CS for SB 354**—A bill to be entitled An act relating to restitution; amending s. 775.089, F.S.; providing for the purposes of restitution in a criminal proceeding; specifying the standards for valuation of a restitution order; authorizing a court to consider hearsay evidence regarding valuation of a restitution award; amending s. 985.437, F.S.; providing for the purposes of restitution in a delinquency proceeding; specifying the standards for valuation of a restitution order; authorizing a court to consider hearsay evidence regarding valuation of a restitution award; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

**CS for SB 362**—A bill to be entitled An act relating to pediatric cardiac care; amending s. 395.1055, F.S.; revising requirements for members of the pediatric cardiac technical advisory panel; specifying that time spent as an alternate member does not count toward panel member term limits; revising the frequency with which the panel must meet; requiring the panel’s chair and vice chair, in consultation with the Agency for Health Care Administration, to develop panel meeting agendas; requiring a certain annual report composed and submitted by the panel to be signed by the panel’s chair and vice chair; extending sovereign immunity to apply to all individuals who are members of a site visit review team; requiring pediatric cardiac programs to include certain cases in the program’s required surgical volume; authorizing site visit teams to conduct virtual site inspections during a declared state of emergency; authorizing the panel to alter certain requirements for virtual site inspections; providing that pediatric cardiac surgical centers that are deemed by the panel to be noncompliant with certain standards must come into compliance with those standards within a specified timeframe; authorizing the panel to make a certain recommendation to the Secretary of Health Care Administration if a center does not come into compliance within such timeframe; authorizing the Secretary for Health Care Administration to accept or modify the panel’s recommendations and requiring enforcement of the agency’s standards accordingly; requiring certain data submitted by the Surgeon General to the Secretary of Health Care Administration to follow specified guidelines and suggestions; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Bradley—

**CS for SB 378**—A bill to be entitled An act relating to payment for construction services; amending s. 218.735, F.S.; increasing the interest rate for certain payments for purchases of construction services; amending s. 255.071, F.S.; specifying that a person, firm, or corporation who fails to make certain payments relating to public projects commits a misapplication of construction funds and is subject to criminal penalties; amending s. 255.073, F.S.; increasing the interest rate for overdue payments for the purchase of construction services; amending s. 489.129, F.S.; expanding the list of actions for which a licensee may be disciplined by the Construction Industry Licensing Board; requiring the

board to suspend certain licenses for a minimum period of time under certain circumstances; providing construction; amending s. 713.345, F.S.; specifying that a contractor, subcontractor, sub-subcontractor, or other person licensed under ch. 489, F.S., is subject to certain discipline if convicted of misapplication of construction funds; amending s. 713.346, F.S.; specifying that a person, firm, or corporation who fails to make certain payments relating to construction contracts commits a misapplication of construction funds and is subject to criminal penalties; amending s. 715.12, F.S.; increasing the interest rate for certain payments due under the Construction Contract Prompt Payment Law; conforming a provision to changes made by the act; reenacting s. 218.76(2)(b), F.S., relating to improper payment requests or invoices, to incorporate the amendment made by this act to s. 218.735, F.S., in a reference thereto; reenacting s. 255.075, F.S., relating to mandatory interest, to incorporate the amendment made by this act to s. 255.073, F.S., in a reference thereto; providing applicability; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Rodriguez—

**CS for SB 400**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; prohibiting an agency that receives a request to inspect or copy a record from responding to such request by filing an action for declaratory relief against the requester; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

**CS for SB 406**—A bill to be entitled An act relating to the Big Cypress Basin; amending s. 373.0693, F.S.; revising the membership of the Big Cypress Basin governing board; requiring the South Florida Water Management District to revise the boundaries of the Big Cypress Basin based on a specified study at a specified time; removing obsolete language; amending s. 373.503, F.S.; requiring the South Florida Water Management District to ensure that the distribution of basin ad valorem taxes collected within the Big Cypress Basin be used for projects and flood control operations and maintenance within the counties in which they were collected; reenacting s. 373.0697, F.S., relating to basin taxes, to incorporate the amendment made to s. 373.503, F.S., in a reference thereto; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Burgess, Hooper, Bean, Harrell, Perry, Rodriguez, Gruters, Torres, Stewart, and Gibson—

**CS for SB 416**—A bill to be entitled An act relating to the POW-MIA Vietnam Veterans Bracelet Memorial; creating s. 265.008, F.S.; providing legislative intent; establishing the POW-MIA Vietnam Veterans Bracelet Memorial; providing for the funding and administration of the memorial; directing the Department of Management Services to designate space for the memorial’s construction and placement by a specified date; requiring the department to consider recommendations of, and coordinate with, specified entities regarding the memorial’s placement and design; providing an effective date.

By the Committee on Health Policy; and Senator Burgess—

**CS for SB 494**—A bill to be entitled An act relating to administration of vaccines; amending s. 465.189, F.S.; revising the specified vaccines that certain pharmacists and registered interns under certain supervision may administer to adults; specifying that certain epinephrine administered by pharmacists must be weight-based doses; providing an effective date.

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

**CS for SB 512**—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain information received by the Office of Financial Regulation pursuant to an application for a de novo banking charter; defining the term “personal identifying information”; providing for fu-

ture legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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By the Committee on Regulated Industries; and Senator Diaz—

**CS for SB 522**—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit taxes for certain transactions; reordering and amending s. 509.013, F.S.; defining the terms “advertising platform” and “merchant business tax receipt”; amending s. 509.032, F.S.; conforming a cross-reference; preempting the regulation of vacation rentals to the state; providing exceptions; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring licenses issued by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to be displayed conspicuously to the public inside the licensed establishment; requiring the operator of certain vacation rentals to also display its vacation rental license number and applicable merchant business tax receipt or tax account numbers; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and verify such information; requiring the division to maintain certain information in a readily accessible electronic format; requiring advertising platforms to quarterly provide the division with certain information regarding vacation rentals in this state listed on the platforms; requiring advertising platforms to remove an advertisement or listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; requiring advertising platforms to adopt an anti-discrimination policy and to inform their users of the policy’s provisions; amending s. 775.21, F.S.; revising the definition of the term “temporary residence”; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references to changes made by the act; providing applicability; authorizing the department to adopt emergency rules; providing requirements and an expiration for such rules; providing for the expiration of such rulemaking authority; providing effective dates.

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By the Committee on Regulated Industries; and Senator Baxley—

**CS for SB 574**—A bill to be entitled An act relating to fees; amending s. 471.011, F.S.; authorizing the Board of Professional Engineers to establish fees relating to professional structural engineer licensing; amending s. 471.015, F.S.; requiring applicants to pay a specified fee in order to be eligible to receive a professional structural engineer license; providing a contingent effective date.

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By the Committee on Commerce and Tourism; and Senator Perry—

**CS for SB 598**—A bill to be entitled An act relating to a back-to-school sales tax holiday; providing exemptions from the sales and use tax on the retail sale of certain clothing, wallets, bags, school supplies, personal computers, and personal computer-related accessories during a specified timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing certain dealers to opt out of participating in the tax holiday, subject to certain requirements; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Burgess—

**CS for SB 602**—A bill to be entitled An act relating to business organizations; amending s. 605.0410, F.S.; revising requirements relating to inspecting certain records of limited liability companies; amending s. 607.1301, F.S.; revising the definition of the term “accrued interest”; amending s. 607.1302, F.S.; revising the circumstances under which shareholders are entitled to appraisal rights and certain pay-

ments; revising limitations relating to such rights and payments; revising applicability; amending s. 607.1303, F.S.; revising the circumstances in which certain shareholders may assert specified appraisal rights; amending s. 607.1321, F.S.; revising requirements for shareholders who wish to assert appraisal rights relating to specified corporate actions; amending s. 607.1322, F.S.; making a technical change; amending s. 607.1326, F.S.; entitling corporations to prepay a shareholder if the shareholder makes a demand for payment; specifying when interest is applicable to such prepayments; making technical changes; amending s. 607.1330, F.S.; revising requirements for proceedings relating to unsettled demands for payment; revising the eligibility requirements for shareholders entitled to the fair value of shares during court proceedings; making technical and conforming changes; amending s. 607.1405, F.S.; revising the requirements for eligible entities to use the name of a dissolved corporation; amending s. 617.0725, F.S.; providing applicability; amending ss. 617.0825 and 617.1703, F.S.; revising applicability; providing an effective date.

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By the Committee on Criminal Justice; and Senator Rodriguez—

**CS for SB 614**—A bill to be entitled An act relating to assault or battery on hospital personnel; amending s. 784.07, F.S.; defining the term “hospital personnel”; providing enhanced criminal penalties for persons who knowingly commit assault or battery upon hospital personnel; providing an effective date.

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By the Committee on Judiciary; and Senator Perry—

**CS for SB 622**—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment; prohibiting a person from requiring a claimant to furnish a certain waiver in exchange for or to induce certain payments; providing that specified provisions in certain waivers are unenforceable; providing an exception; requiring service of documents to be made in a specified manner; amending s. 337.18, F.S.; providing that certain waivers apply to certain contracts; requiring service of documents to be made in a specified manner; amending s. 713.01, F.S.; revising definitions; amending s. 713.09, F.S.; authorizing a lienor to record one claim of lien for multiple direct contracts; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; revising information to be included in a notice of commencement; revising the process for notarizing a notice of commencement; amending s. 713.132, F.S.; revising requirements for a notice of termination; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; making technical changes; amending s. 713.20, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; amending s. 713.235, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.29, F.S.; authorizing attorney fees in actions to enforce a lien that has been transferred to security; providing an effective date.

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By the Committee on Regulated Industries; and Senators Baxley, Hutson, and Rodriguez—

**CS for SB 630**—A bill to be entitled An act relating to community associations; amending s. 627.714, F.S.; prohibiting insurance policies from providing specified rights of subrogation under certain circumstances; amending s. 718.103, F.S.; revising the definition of the terms “multicondominium,” “operation,” and “operation of the condominium”; amending s. 718.111, F.S.; requiring that certain records be maintained for a specified time; prohibiting an association from requiring certain actions relating to the inspection of records; revising requirements relating to the posting of digital copies of certain documents by certain condominium associations; amending s. 718.112, F.S.; authorizing a condominium association to extinguish discriminatory restrictions; re-

vising the calculation used in determining a board member's term limit; providing requirements for certain notices; revising the fees that an association may charge for transfers; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.113, F.S.; revising legislative findings; defining the terms "natural gas fuel" and "natural gas fuel vehicle"; revising requirements for electric vehicle charging stations; providing requirements for natural gas fuel stations on property governed by condominium associations; amending s. 718.117, F.S.; conforming provisions to changes made by the act; amending s. 718.121, F.S.; providing that labor and materials associated with the installation of a natural gas fuel station may not serve as the basis for filing a lien against an association but may serve as the basis for filing a lien against a unit owner; requiring that notices of intent to record a claim of lien specify certain dates; amending s. 718.1255, F.S.; authorizing parties to initiate presuit mediation under certain circumstances; specifying the circumstances under which arbitration is binding on the parties; providing requirements for presuit mediation; making technical changes; amending s. 718.1265, F.S.; revising the emergency powers of condominium associations; prohibiting condominium associations from taking certain actions during a declared state of emergency; amending s. 718.202, F.S.; revising the allowable uses of certain escrow funds withdrawn by developers; defining the term "actual costs"; amending s. 718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions relating to condominium associations; revising requirements for certain fines; amending s. 718.405, F.S.; providing clarifying language relating to certain multicondominium declarations; providing applicability; amending s. 718.501, F.S.; conforming provisions to changes made by the act; amending s. 718.5014, F.S.; revising a requirement regarding the location of the principal office of the Office of the Condominium Ombudsman; amending s. 719.103, F.S.; revising the definition of the term "unit" to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions relating to the inspection of records; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; revising the procedure to challenge a board member recall; authorizing cooperative associations to extinguish discriminatory restrictions; amending s. 719.128, F.S.; revising emergency powers for cooperative associations; prohibiting cooperative associations from taking certain actions during a declared state of emergency; amending s. 720.301, F.S.; revising the definition of the term "governing documents"; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; revising the types of records that are not accessible to members or parcel owners; revising the circumstances under which a specified statement must be included in an association's financial report; revising requirements for such statement; revising the circumstances under which an association is deemed to have provided for reserve accounts; revising the procedure to challenge a board member recall; amending s. 720.305, F.S.; providing requirements for certain fines levied by a board of administration; amending s. 720.306, F.S.; revising requirements for providing certain notices; providing limitations on associations when a parcel owner attempts to rent or lease his or her parcel; defining the term "affiliated entity"; amending the procedure for election disputes; amending s. 720.307, F.S.; revising the circumstances under which members other than the developer are entitled to elect members to the board of directors of the homeowners' association; amending s. 720.311, F.S.; revising the dispute resolution requirements for election disputes and recall disputes; amending s. 720.3075, F.S.; authorizing homeowners' associations to extinguish discriminatory restrictions; amending s. 720.316, F.S.; revising emergency powers of homeowners' associations; prohibiting homeowners' associations from taking certain actions during a declared state of emergency; providing an effective date.

By the Committee on Criminal Justice; and Senator Powell—

**CS for SB 638**—A bill to be entitled An act relating to direct filing of an information; amending s. 985.265, F.S.; prohibiting a child who has been transferred to adult court for criminal prosecution pursuant to direct file from being held in a jail or other facility used for the detention of adults before a specified hearing to determine if the child should be prosecuted as an adult; providing an exception; amending s. 985.557, F.S.; deleting references to the state attorney's discretion to direct file a juvenile; revising discretionary direct file criteria; requiring a court to

advise a child and his or her parent or guardian of the child's right to a certain due process evidentiary hearing upon a state attorney filing an information transferring a child to adult court; authorizing the child or the child's parent or guardian to request an evidentiary hearing; requiring the judge to conduct the hearing within a certain timeframe; requiring a judge to consider specified information and factors; authorizing a judge to consider certain reports; providing for continued jurisdiction with regard to the child; providing an exception; requiring the adult court to render an order that includes certain findings; authorizing review of the order; reenacting s. 985.556(3), F.S., relating to involuntary mandatory waivers, to incorporate the amendment made to s. 985.557, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary; and Senator Brandes—

**CS for SB 686**—A bill to be entitled An act relating to offers of judgment; amending s. 768.79, F.S.; authorizing parties to serve offers of judgment that make certain stipulations relating to attorney fees and costs; authorizing certain offerings of judgment relating to jointly owned property to require both individuals to either accept or reject the offer; providing requirements relating to grounds for challenging the validity of offers; defining the term "judgment obtained" as it relates to certain offers of judgment; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Rodriguez—

**CS for SB 700**—A bill to be entitled An act relating to telehealth; amending s. 409.908, F.S.; requiring the Agency for Health Care Administration to reimburse the use of telehealth services under certain circumstances and subject to certain limitations; requiring providers to include certain documentation in patient records and notes; authorizing certain out-of-state providers to receive reimbursement for telehealth services; providing an exception; amending s. 456.47, F.S.; revising the definition of the term "telehealth"; authorizing telehealth providers to prescribe specified controlled substances through telehealth under certain circumstances; authorizing nonphysician health care practitioners to satisfy a certain supervision requirement through telehealth; amending ss. 458.347 and 459.022, F.S.; revising the definition of the term "supervision"; amending s. 465.003, F.S.; revising the definition of the term "pharmacy"; revising construction of the term "not present and on duty"; amending s. 465.014, F.S.; authorizing registered pharmacy technicians to compound and dispense medicinal drugs under certain circumstances; providing an exception to certain supervision limitations; amending s. 465.015, F.S.; providing applicability; exempting certain registered pharmacy technicians from specified prohibitions; creating s. 465.0198, F.S.; defining the term "supervising pharmacy"; providing for the permitting of remote-site pharmacies; requiring a licensed or consultant pharmacist to serve as the prescription department manager of a remote site; requiring remote-site pharmacies to notify the Department of Health of a change in the pharmacy's prescription department manager within a specified timeframe; providing requirements for remote-site pharmacies; providing that remote-site pharmacies are not considered pharmacy locations for purposes of network access in managed care programs; authorizing remote-site pharmacies to store, hold, and dispense medicinal drugs; prohibiting remote-site pharmacies from performing centralized prescription filling; requiring prescription department managers to visit remote sites, based on a certain schedule, to perform specified tasks; authorizing registered pharmacists to serve as prescription department managers for up to three remote-site pharmacies under certain circumstances; amending s. 465.022, F.S.; exempting registered pharmacists serving as prescription department managers for remote-site pharmacies from certain practice limitations; amending s. 465.0265, F.S.; providing applicability; amending s. 465.1893, F.S.; providing additional long-acting medications pharmacists may administer under certain circumstances; revising requirements for a continuing education course such pharmacists must complete; amending s. 468.1225, F.S.; revising minimum procedures and equipment requirements for fitting and selling hearing aids; amending s. 468.1265, F.S.; revising a prohibition on the sale or distribution of hearing aids through the mail; amending s. 484.0501, F.S.; revising minimum procedures and equipment requirements for fitting and selling hearing aids; amending s. 484.054, F.S.; revising a prohibition on the sale or distribution of hearing aids through the mail; amending s. 893.05, F.S.; prohibiting telehealth providers from pre-

scribing specified controlled substances through telehealth; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

**CS for SB 734**—A bill to be entitled An act relating to tax exemptions; amending s. 201.25, F.S.; exempting federal loans made in response to a state of emergency from the excise tax imposed on documents; providing exemptions from the sales and use tax for specified disaster preparedness supplies during a specified timeframe; providing applicability for certain exemptions; defining the term “impact-resistant”; requiring purchasers of certain items to furnish a specified affidavit and information to the selling dealer; providing a criminal penalty for furnishing a false affidavit with certain intent; specifying locations where the exemptions do not apply; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing effective dates.

By the Committee on Criminal Justice; and Senator Gainer—

**CS for SB 776**—A bill to be entitled An act relating to racketeering; amending s. 895.02, F.S.; revising the definition of the term “racketeering activity” to include certain actions relating to the illegal sale, purchase, take, or possession of wild animal life, freshwater aquatic life, or marine life, and related crimes; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Book and Gainer—

**CS for SB 828**—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.455, F.S.; conforming a cross-reference; defining the terms “neglect or refuse to care for himself or herself” and “real and present threat of substantial harm”; amending s. 394.459, F.S.; requiring facilities to inform respondents with a serious mental illness of the essential elements of recovery and provide them assistance in accessing a continuum of care regimen; authorizing the Department of Children and Families to adopt certain rules; amending s. 394.4598, F.S.; conforming a cross-reference; amending s. 394.4599, F.S.; conforming provisions to changes made by the act; amending s. 394.461, F.S.; authorizing the state to establish that a transfer evaluation was performed by providing the court with a copy of the evaluation before the close of the state’s case in chief; prohibiting the court from considering substantive information in the transfer evaluation unless the evaluator testifies at the hearing; amending s. 394.4615, F.S.; conforming provisions to changes made by the act; amending s. 394.462, F.S.; conforming provisions to changes made by the act; amending s. 394.4625, F.S.; providing requirements relating to the voluntariness of admissions to a facility for examination and treatment; providing requirements for verifying the assent of a minor admitted to a facility; requiring the appointment of a public defender to review the voluntariness of a minor’s admission to a facility; requiring the filing of a petition for involuntary placement or release of a minor to his or her parent or legal guardian under certain circumstances; requiring minor patients’ assent to voluntary care to be verified in a specified manner before a transfer to voluntary status may occur; conforming provisions to changes made by the act; amending s. 394.463, F.S.; revising the requirements for when a person may be taken to a receiving facility for involuntary examination; requiring a facility to inform the department of certain persons who have been examined or committed under certain circumstances; conforming provisions to changes made by the act; providing criminal and civil penalties; amending s. 394.4655, F.S.; revising the requirements for involuntary outpatient treatment; amending s. 394.467, F.S.; revising the requirements for when a person may be ordered for involuntary inpatient placement; revising requirements for continuances of hearings; revising the conditions under which a court may waive the requirement for a patient to be present at an involuntary inpatient placement hearing; authorizing the court to permit all witnesses to attend and testify remotely at the hearing through certain means; requiring facilities to make certain clinical records available to a state attorney within a specified timeframe; specifying that such records remain confidential and may not be used for certain purposes; revising when the court may appoint a magistrate; requiring the court to allow certain testimony from individuals; revising the amount of time a court may require a patient to receive services; requiring facilities to discharge patients after the patient no longer meets the criteria for

involuntary treatment; prohibiting courts from ordering that individuals with developmental disabilities be involuntary placed in a state treatment facility; requiring such individuals to be referred to certain agencies for evaluation and services; authorizing facilities to hold such individuals under certain circumstances; conforming provisions to changes made by the act; revising the amount of time a court may require a patient to receive services; amending ss. 394.495 and 394.496, F.S.; conforming provisions to changes made by the act; amending s. 394.499, F.S.; making technical and conforming changes; amending s. 394.9085, F.S.; conforming cross-references; amending s. 397.305, F.S.; revising the purposes of ch. 397, F.S.; amending s. 397.311, F.S.; revising the definition of the terms “impaired” and “substance abuse impaired”; defining the terms “involuntary treatment services,” “neglect or refuse to care for himself or herself,” and “real and present threat of substantial harm”; amending s. 397.416, F.S.; conforming a cross-reference; amending s. 397.501, F.S.; requiring that respondents with serious substance use disorders be informed of the essential elements of recovery and provide them assistance with accessing a continuum of care regimen; authorizing the department to adopt certain rules; amending s. 397.675, F.S.; revising the criteria for involuntary admissions; amending s. 397.6751, F.S.; revising the responsibilities of a service provider; amending s. 397.681, F.S.; revising where involuntary treatment petitions for substance abuse impaired persons may be filed; revising what part of such proceedings a general or special magistrate may preside over; requiring that the state attorney represent the state as the real party of interest in an involuntary proceeding, subject to legislative appropriation; providing that the petitioner has the right to be heard; specifying that certain records obtained by a state attorney must remain confidential and may not be used for certain purposes; conforming provisions to changes made by the act; repealing s. 397.6811, F.S., relating to involuntary assessment and stabilization; repealing s. 397.6814, F.S., relating to petitions for involuntary assessment and stabilization; repealing s. 397.6815, F.S., relating to involuntary assessment and stabilization procedures; repealing s. 397.6818, F.S., relating to court determinations for petitions for involuntary assessment and stabilization; repealing s. 397.6819, F.S., relating to the responsibilities of licensed service providers with regard to involuntary assessment and stabilization; repealing s. 397.6821, F.S., relating to extensions of time for completion of involuntary assessment and stabilization; repealing s. 397.6822, F.S., relating to the disposition of individuals after involuntary assessments; amending s. 397.693, F.S.; revising the circumstances under which a person is eligible for court-ordered involuntary treatment; amending s. 397.695, F.S.; authorizing the court or clerk of the court to waive or prohibit any service of process fees for an indigent petitioner; amending s. 397.6951, F.S.; revising the requirements for the contents of a petition for involuntary treatment services; authorizing a petitioner to include with the petition a certificate or report of a qualified professional; requiring the certificate or report to contain certain information; requiring that certain additional information be included if an emergency exists; amending s. 397.6955, F.S.; requiring the clerk of the court to notify the state attorney’s office upon the receipt of a petition filed for involuntary treatment services; revising when the office of criminal conflict and civil regional counsel represents a person; revising when a hearing must be held on the petition; requiring law enforcement agencies to effect service for initial treatment hearings unless certain requirements are met; providing requirements for when a petitioner asserts that emergency circumstances exist or the court determines that an emergency exists; conforming provisions to changes made by the act; amending s. 397.6957, F.S.; expanding the exemption from the requirement that a respondent be present at a hearing on a petition for involuntary treatment services; authorizing the court to order drug tests and permit all witnesses to remotely attend and testify at the hearing through certain means; deleting a provision requiring the court to appoint a guardian advocate under certain circumstances; prohibiting a respondent from being involuntarily ordered into treatment unless certain requirements are met; providing requirements relating to involuntary assessment and stabilization orders; providing requirements relating to involuntary treatment hearings; requiring that the assessment of a respondent occur before a specified time unless certain requirements are met; requiring the service provider to discharge the respondent after a specified time unless certain requirements are met; requiring a qualified professional to provide copies of his or her report to the court and all relevant parties and counsel; providing requirements for the report; authorizing a court to order certain persons to take a respondent into custody and transport him or her to or from certain service providers and the court; revising the petitioner’s burden of proof in the hearing; authorizing the court to

initiate involuntary proceedings under certain circumstances; requiring that, if a treatment order is issued, it must include certain findings; amending s. 397.697, F.S.; requiring that an individual meet certain requirements to qualify for involuntary outpatient treatment; specifying that certain hearings may be set by the motion of a party or under the court's own authority; specifying that a service provider's authority is separate and distinct from the court's jurisdiction; amending s. 397.6971, F.S.; revising when an individual receiving involuntary treatment services may be determined eligible for discharge; conforming provisions to changes made by the act; amending s. 397.6975, F.S.; authorizing certain entities to file a petition for renewal of involuntary treatment; revising the timeframe during which the court is required to schedule a hearing; conforming provisions to changes made by the act; amending s. 397.6977, F.S.; conforming provisions to changes made by the act; repealing s. 397.6978, F.S., relating to the appointment of guardian advocates; amending ss. 409.972, 464.012, 744.2007, and 790.065, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Hooper—

**CS for SB 890**—A bill to be entitled An act relating to the use of electronic databases; amending s. 119.10, F.S.; increasing the maximum fine imposed on public officers who violate any provision of ch. 119, F.S.; amending s. 943.125, F.S.; requiring the law enforcement accreditation program to address access to and use of personal identification information contained in electronic databases; creating s. 943.1719, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate into the course curriculum required for initial certification of law enforcement officers instruction on the authorized access to and use of personal identification information contained in electronic databases; providing training requirements; creating s. 943.17191, F.S.; requiring the commission to adopt rules requiring that each law enforcement officer receive instruction on the authorized access to and use of personal identification information contained in electronic databases for continued employment or appointment as an officer; providing training requirements; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Bradley—

**CS for SB 920**—A bill to be entitled An act relating to liability of persons providing areas for public outdoor recreational purposes; amending s. 375.251, F.S.; expanding the applicability of the limitation of liability for persons who provide areas to the public for outdoor recreational purposes without charge; revising and defining terms; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Wright and Farmer—

**CS for SB 936**—A bill to be entitled An act relating to recovery of spaceflight assets; creating s. 331.502, F.S.; defining terms; providing that a spaceflight entity retains ownership of a spaceflight asset after launch or upon reentry; requiring a person who finds an item reasonably identifiable as a spaceflight asset to report the description and location of the asset to law enforcement; requiring a law enforcement agency to make reasonable efforts to identify and notify the owner of a spaceflight asset; authorizing the owner of a spaceflight asset to enter private property under specified circumstances; prohibiting a person from appropriating a spaceflight asset to his or her own use or refusing to surrender a spaceflight asset to law enforcement or the owner; providing criminal penalties; amending s. 331.501, F.S.; updating references to federal provisions; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs; and Senators Brodeur and Albritton—

**CS for SB 80**—A bill to be entitled An act relating to child welfare; creating s. 39.00146, F.S.; defining terms; requiring the case record of every child under the supervision or in the custody of the Department of Children and Families, the department's agents, or providers con-

tracting with the department to include a case record face sheet; specifying information required to be included in the case record face sheet; requiring the department, the department's agents, and providers contracting with the department to update the case record face sheet monthly; requiring the department to adopt rules; amending s. 39.401, F.S.; requiring the department to determine out-of-home placement based on priority of placements and other factors; amending s. 39.402, F.S.; requiring the department to make reasonable efforts to place a child in out-of-home care based on priority of placements; providing exceptions and other criteria; creating s. 39.4021, F.S.; providing legislative findings; establishing certain placement priorities for out-of-home placements; requiring the department or lead agency to place sibling groups together when possible if in the best interest of each child after considering specified factors; providing construction; creating s. 39.4022, F.S.; providing legislative intent; defining terms; requiring that multidisciplinary teams be established for certain purposes; providing goals for such teams; providing for membership of multidisciplinary team staffings; authorizing the department or lead agency to invite other participants to attend a team staffing under certain circumstances; providing requirements for multidisciplinary team staffings; requiring that team staffings be held when specified decisions regarding a child must be made; requiring team staffing participants to gather and consider data and information on the child before formulating a decision; providing for the use of an evidence-based assessment instrument or tool; requiring multidisciplinary teams to conduct supplemental assessments for certain children; requiring team participants to gather certain information related to the child for such supplemental assessments; requiring that a consensus decision reached by the team becomes the official position and that specified parties are bound by such consensus decision; providing procedures for when the team does not reach a consensus decision; requiring that the lead agency determine a suitable placement if the team cannot come to a consensus decision; requiring the formation of a team within specified timeframes; requiring the facilitator to file a report with the court within a specified timeframe if the team does not reach a consensus decision; providing requirements for the report; authorizing specified parties to discuss confidential information during a team staffing in the presence of participating individuals; providing that information collected by any agency or entity that participates in a staffing which is confidential and exempt upon collection remains confidential and exempt when discussed in staffings; requiring individuals who participate in a staffing to maintain the confidentiality of all information shared; providing construction; requiring the department to adopt rules; creating s. 39.4023, F.S.; providing legislative findings and intent; defining terms; providing for the creation of transition plans for specified changes in placement; providing conditions under which a child may be removed from a caregiver's home; requiring community-based care lead agencies to provide services to prevent a change in placement; requiring the department and a community-based care lead agency to convene a multidisciplinary team staffing to develop a transition plan under certain circumstances; requiring the department or community-based care lead agency to provide written notice of a planned placement change; providing requirements for the notice; requiring additional considerations for placement changes for infants and young children; providing findings; providing for determinations to be made to minimize changes in school placements; specifying factors that must be considered when selecting a new school for a child; requiring children who enter out-of-home care or undergo changes in placement to remain with familiar child care providers or early education programs, if possible; providing requirements for transition plans for transitions between K-12 schools; requiring the department, in collaboration with the Quality Parenting Initiative, to develop a form for a specified purpose; specifying requirements for the form; requiring the department and community-based care lead agencies to document multidisciplinary team staffings and placement transition decisions in the Florida Safe Families Network and include such information in the social study report for judicial review; requiring the department to adopt rules; creating s. 39.4024, F.S.; providing legislative findings; defining terms; requiring the department or lead agency to make reasonable efforts to place siblings in the same foster, kinship, adoptive, or guardianship home when certain conditions are met; requiring the department or lead agency and multidisciplinary team to take certain actions when siblings are not placed together; specifying that the department and court are not required to make a placement or change in placement to develop certain sibling relationships; requiring the department or the lead agency to convene a multidisciplinary team staffing to determine and assess sibling relationships when a child is removed from a home; providing for the



placement of sibling groups in certain circumstances; specifying factors for the multidisciplinary team to consider when determining placement or change of placement for children in sibling groups who do not have an existing relationship with siblings; requiring that a child's transition to a new home be carried out gradually when it is determined that the child would benefit from being placed with siblings; requiring the department, in collaboration with the Quality Parenting Initiative, to develop standard protocols for the department and lead agency for use in making specified decisions about child placement; providing considerations for maintaining contact between siblings when separated; providing duties for caregivers; authorizing the court to limit and restrict communication and visitation upon a finding of clear and convincing evidence that such communication or visitation is harmful to the child; requiring the department and community-based care lead agencies to periodically reassess certain sibling placements in certain instances; requiring the department to provide certain services to prevent disruption in a placement when a child does not adjust to such placement; requiring that a multidisciplinary team staffing is convened when one child does not adjust to placement as a sibling group under certain conditions; requiring the team to review such placement and choose a plan least detrimental to each child; requiring that a multidisciplinary team be convened in certain circumstances where the department or child subsequently identify a sibling; requiring the department to provide children with specified information relating to their siblings; requiring the department to make reasonable efforts to ascertain such information if it is not known; providing that a child has a right to continued communication with a sibling when the child's sibling is also in out-of-home care and such sibling leaves out-of-home care for any reason; requiring the department and lead agencies to document in writing decisions to separate siblings in case files and the Florida Safe Families Network; specifying requirements for such documentation; requiring the department to adopt rules; amending s. 39.522, F.S.; deleting and relocating criteria for the court to consider when determining whether a legal change of custody is in the best interest of the child; defining the term "change in physical custody"; providing a rebuttable presumption that the best interest of a child is to remain in a current placement; providing applicability for such presumption; establishing the manner in which to rebut the presumption; requiring the department or lead agency to notify a caregiver within a specified timeframe of the intent to move a child; requiring the caregiver to provide written notice of objection to such move within a specified time frame; requiring the court to conduct an initial status hearing within a specified timeframe upon receiving specified written notice from a caregiver; prohibiting the department or lead agency from moving a child upon receiving specified written notice from a caregiver; providing for the appointment of an attorney for a child; providing for the appointment of an expert; providing deadlines for an evidentiary hearing; amending s. 39.523, F.S.; requiring the department or lead agency to coordinate a multidisciplinary team staffing for specified purposes; requiring, rather than authorizing, the department to create rules; amending s. 39.806, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Criminal Justice; and Senators Berman, Cruz, and Polsky—

**CS for SB 194**—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include prejudice based on the gender or gender identity of any person; specifying that the reclassification occurs if the crime was based in whole or in part on the race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, advanced age, gender, or gender identity of any person; defining the term "gender identity"; amending s. 775.0863, F.S.; replacing the term "mental or physical disability" with the term "disability"; defining the term "disability"; specifying that the reclassification of a certain crime occurs if the crime was based in whole or in part on a disability of any person; amending s. 877.19, F.S.; expanding the data the Governor is required to collect and disseminate to include incidents of criminal acts that evidence prejudice based on gender, gender identity, or disability; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Health Policy; and Senator Rodriguez—

**CS for SB 352**—A bill to be entitled An act relating to massage therapy; renaming ch. 480, F.S., as "Massage Therapy Practice"; amending s. 480.031, F.S.; revising a short title; amending s. 480.032, F.S.; revising the purpose of ch. 480, F.S.; reordering and amending s. 480.033, F.S.; revising and defining terms; amending ss. 477.013, 477.0135, 477.0265, 480.034, 480.035, 480.041, 480.043, 480.046, 480.0465, 480.047, 480.052, 480.0535, 627.6407, 627.6619, 627.736, 641.31, and 823.05, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Appropriations.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Burgess, Hooper, Bean, Harrell, Perry, Rodriguez, Gruters, Torres, Stewart, and Gibson—

**CS for SB 416**—A bill to be entitled An act relating to the POW-MIA Vietnam Veterans Bracelet Memorial; creating s. 265.008, F.S.; providing legislative intent; establishing the POW-MIA Vietnam Veterans Bracelet Memorial; providing for the funding and administration of the memorial; directing the Department of Management Services to designate space for the memorial's construction and placement by a specified date; requiring the department to consider recommendations of, and coordinate with, specified entities regarding the memorial's placement and design; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Regulated Industries; and Senator Diaz—

**CS for SB 522**—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit taxes for certain transactions; reordering and amending s. 509.013, F.S.; defining the terms "advertising platform" and "merchant business tax receipt"; amending s. 509.032, F.S.; conforming a cross-reference; preempting the regulation of vacation rentals to the state; providing exceptions; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring licenses issued by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to be displayed conspicuously to the public inside the licensed establishment; requiring the operator of certain vacation rentals to also display its vacation rental license number and applicable merchant business tax receipt or tax account numbers; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and verify such information; requiring the division to maintain certain information in a readily accessible electronic format; requiring advertising platforms to quarterly provide the division with certain information regarding vacation rentals in this state listed on the platforms; requiring advertising platforms to remove an advertisement or listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; requiring advertising platforms to adopt an anti-discrimination policy and to inform their users of the policy's provisions; amending s. 775.21, F.S.; revising the definition of the term "temporary residence"; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references to changes made by the act; providing applicability; authorizing the department to adopt emergency rules; providing requirements and an expiration for such rules; providing for the expiration of such rulemaking authority; providing effective dates.

—was referred to the Committees on Appropriations; and Rules.



## REPORTS OF COMMITTEES

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 184

The Committee on Criminal Justice recommends the following pass: SB 210

The Committee on Education recommends the following pass: SB 146

The Committee on Environment and Natural Resources recommends the following pass: SB 94

The Committee on Finance and Tax recommends the following pass: SB 58; SB 510

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 84; CS for SB 166

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

The Committee on Environment and Natural Resources recommends the following pass: SB 514; SB 524; SB 588

**The bills were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Criminal Justice recommends the following pass: SB 246; SB 248; SB 274

**The bills were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

The Committee on Education recommends the following pass: SB 280

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 92

The Committee on Health Policy recommends the following pass: SB 122; SJR 340

**The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Commerce and Tourism recommends the following pass: SB 704; SB 778

**The bills were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.**

The Committee on Health Policy recommends the following pass: SB 768

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 260

**The bills contained in the foregoing reports were referred to the Committee on Children, Families, and Elder Affairs under the original reference.**

The Committee on Agriculture recommends the following pass: SB 374

The Committee on Judiciary recommends the following pass: SB 72

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 586

The Committee on Regulated Industries recommends the following pass: SB 346; SB 572; SB 616

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

The Committee on Criminal Justice recommends the following pass: SB 206

The Committee on Education recommends the following pass: SB 760

The Committee on Environment and Natural Resources recommends the following pass: SB 694

The Committee on Judiciary recommends the following pass: SB 270

The Committee on Regulated Industries recommends the following pass: SB 56; SB 1212

The Committee on Transportation recommends the following pass: SB 376; SB 422; SB 738

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 68

The Committee on Health Policy recommends the following pass: SB 388

The Committee on Judiciary recommends the following pass: SB 474; SB 498

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 590

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

The Committee on Agriculture recommends the following pass: SB 336

The Committee on Community Affairs recommends the following pass: SB 334

**The bills contained in the foregoing reports were referred to the Committee on Environment and Natural Resources under the original reference.**

The Committee on Commerce and Tourism recommends the following pass: SB 50

The Committee on Community Affairs recommends the following pass: SB 58; SB 132; SB 510

The Committee on Education recommends the following pass: SB 258

The Committee on Health Policy recommends the following pass: SB 866

The Committee on Regulated Industries recommends the following pass: SB 996

**The bills contained in the foregoing reports 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: SB 378

The Committee on Education recommends the following pass: SB 220

The Committee on Environment and Natural Resources recommends the following pass: SB 952

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 418

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

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The Committee on Education recommends the following pass: SB 538

The Committee on Judiciary recommends the following pass: SB 74

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

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The Committee on Agriculture recommends the following pass: SB 526

The Committee on Banking and Insurance recommends the following pass: SB 702; SB 728

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 368

The Committee on Criminal Justice recommends the following pass: SB 144

The Committee on Education recommends the following pass: SB 282

The Committee on Ethics and Elections recommends the following pass: SB 82

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 78

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

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The Committee on Health Policy recommends the following pass: SB 780

**The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.**

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The Committee on Environment and Natural Resources recommends the following pass: SB 964

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

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The Committee on Commerce and Tourism recommends the following pass: SB 374

The Committee on Criminal Justice recommends the following pass: CS for SB 70; SB 388

The Committee on Environment and Natural Resources recommends the following pass: CS for SB 776

The Committee on Governmental Oversight and Accountability recommends the following pass: SJR 204

The Committee on Health Policy recommends the following pass: SB 530

The Committee on Judiciary recommends the following pass: CS for SB 234

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 44

The Committee on Transportation recommends the following pass: SB 380; SB 578

**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 Children, Families, and Elder Affairs recommends the following pass: SB 252; SB 380

The Committee on Environment and Natural Resources recommends the following pass: SB 578

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

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The Committee on Rules recommends the following pass: SJR 204; SB 306; SB 308; SB 310; SB 312; CS for SB 416; SB 530

**The bills were placed on the Calendar.**

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The Committee on Finance and Tax recommends a committee substitute for the following: SB 50

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

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The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 406

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

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The Committee on Criminal Justice recommends committee substitutes for the following: SB 232; SB 638

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

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The Committee on Education recommends committee substitutes for the following: SB 48; SB 52; SB 200; SB 264

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

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The Committee on Health Policy recommends committee substitutes for the following: SB 272; SB 348; SB 700

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 288

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 222

**The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Sub-**

**committee on Transportation, Tourism, and Economic Development under the original reference.**

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The Committee on Judiciary recommends a committee substitute for the following: SB 686

The Committee on Regulated Industries recommends a committee substitute for the following: SB 286

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.**

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The Committee on Transportation recommends a committee substitute for the following: SB 184

**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 Health Policy recommends a committee substitute for the following: SB 352

The Committee on Regulated Industries recommends committee substitutes for the following: SB 46; SB 148; SB 522; SB 574

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.**

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 168

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 64

The Committee on Regulated Industries recommends a committee substitute for the following: SB 630

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 70

The Committee on Judiciary recommends a committee substitute for the following: SB 354

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 936

**The bills with committee substitute 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 Health Policy recommends a committee substitute for the following: SB 170

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 776

The Committee on Judiciary recommends a committee substitute for the following: SB 88

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Environment and Natural Resources under the original reference.**

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The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 598; SB 734

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 512

The Committee on Community Affairs recommends a committee substitute for the following: SB 60

The Committee on Criminal Justice recommends a committee substitute for the following: SB 166

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 90

The Committee on Judiciary recommends a committee substitute for the following: SB 622

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 416

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 614

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

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The Committee on Banking and Insurance recommends committee substitutes for the following: SB 54; SB 76

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 80; SB 828

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 228; SB 602

The Committee on Community Affairs recommends a committee substitute for the following: SB 62

The Committee on Criminal Justice recommends committee substitutes for the following: SB 194; SB 234

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 920

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SR 150; SB 400

The Committee on Health Policy recommends a committee substitute for the following: SB 362

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 44

**The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.**

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 46

The Committee on Criminal Justice recommends a committee substitute for the following: SB 68

The Committee on Environment and Natural Resources recommends a committee substitute for the following: CS for SB 88

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 220; SB 378

The Committee on Health Policy recommends a committee substitute for the following: SB 494

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 54; SB 78; CS for SB 228

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 890

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

**REPORTS OF SUBCOMMITTEES**

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 524; SB 588

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 274

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 122

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

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 48; CS for SB 52; CS for SB 264

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

**REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS**

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor:

*Office and Appointment*

*For Term Ending*

Governing Board of the Northwest Florida Water Management District		
Appointees:	Andrews, Angus "Gus" G., Jr.	03/01/2023
	Patronis, Nicholas Jimmy	03/01/2022
	Ralston, Kellie Rebello	03/01/2024

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

**MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS**

**VETOED BILLS 2020 REGULAR SESSION**

Secretary Laurel Lee  
 Florida Department of State  
 R.A. Gray Building  
 500 South Bronough Street  
 Tallahassee, Florida 32399

June 30, 2020

Dear Secretary Lee:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Committee Substitute for Committee Substitute for Senate Bill 410 (CS/CS/SB 410), enacted during the 122nd Session of the Legislature of Florida, during the Regular Session of 2020 and entitled:

An act relating to Growth Management...

The Legislature passed CS/CS/SB 410, which, in part, provides that a county charter provision or comprehensive plan policy adopted after January 1, 2020, may not impose a limitation on lands within a municipality unless the municipality adopts the same limitation. This broad provision preempts charter county powers and unnecessarily risks frustrating the will of the voters in charter counties.

For the reasons stated above, I withhold my approval of Senate Bill 410 and do hereby veto the same.

Sincerely,

*Ron DeSantis*  
 Governor

**The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.**

Secretary Laurel M. Lee  
 Florida Department of State  
 R.A. Gray Building, Room 316  
 500 South Bronough Street  
 Tallahassee, Florida 32399

September 8, 2020

Dear Secretary Lee:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8 of the Constitution of Florida, I do hereby veto and transmit my objection to Committee Substitute for Committee Substitute for Senate Bill 810, enacted during the 122nd Session of the Legislature of Florida, during Regular Session 2020 and entitled:

An act related to the use of tobacco products and nicotine products.

While originally conceived as a bill to raise the legal age to buy tobacco to 21, (which is superfluous given this is already mandated by federal law) CS/CS/CS/SB 810 effectively bans tobacco free vaping flavors used by hundreds of thousands of Floridians as a reduced-risk alternative to cigarettes, which are more dangerous.

This legislation would almost assuredly lead more people to resume smoking cigarettes, and it would drive others to the hazardous black market. The latter consequence is especially significant because the much-publicized cases of lung injury associated with vaping in recent years have been traced to illegal, or black market, vape cartridges containing THC, not to the types of legal vaping products that this bill would abolish.

Reducing the use of all nicotine-related products, including vaping, among our youth is an important goal, but this will not be achieved by eliminating legal products for adults and by devastating the small

businesses who provide these adults with reduced risk alternatives to cigarettes.

For these reasons, I hereby veto SB 810.

Sincerely,

*Ron DeSantis*  
Governor

**The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.**

Secretary Laurel Lee  
Florida Department of State  
R.A. Gray Building  
500 South Bronough Street  
Tallahassee, Florida 32399

June 27, 2020

Dear Secretary Lee:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to SB 1292, enacted during the 122nd Session of the Legislature of Florida, during the Regular Session of 2020 and entitled:

An act relating to Public Records/Nonjudicial Arrest Record of a Minor...

The Legislature passed Senate Bill 1292 - Public Records, which was linked to SB 700 - Juvenile Justice, which permits a minor to have a non-judicial arrest record expunged following the successful completion of a diversion program, for any offense. SB 1292 creates a public records exemption for the minor's sealed or expunged arrest records, according to SB 700. Since SB 700 or similar legislation relating to Juvenile Justice did not pass the Legislature, SB 1292 is a nullity and cannot take effect.

For the reasons stated above, in order to keep the Laws of Florida clean without fruitless provisions, I withhold my approval of SB 1292 and do hereby veto the same.

Sincerely,

*Ron DeSantis*  
Governor

**The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.**

## EXECUTIVE BUSINESS

The following Executive Orders were filed with the Secretary:

### SUSPENSION REPORTS

#### EXECUTIVE ORDER NUMBER 20-105 (Executive Order of Suspension)

**WHEREAS**, Article IV, Section 7(a) of Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

**WHEREAS**, Homer Bradley "Brad" Harvey is presently serving as Property Appraiser for Wakulla County, Florida, having been elected in November 2016; and

**WHEREAS**, on April 17, 2020, Homer Bradley "Brad" Harvey was arrested for felony charges of organized scheme to defraud more than \$50,000, in violation of section 817.034(4)(a)1 and organized scheme to defraud \$20,000 or more, but less than \$50,000, in violation of section 817.034(4)(a)2, Florida Statutes; and

**WHEREAS**, violation of section 817.034(4)(a)1, Florida Statutes, constitutes a felony of the first degree and violation of section 817.034(4)(a)2, Florida Statutes, constitute a felony of the second degree; and

**WHEREAS**, it is in the best interests of the residents of the Wakulla County, and the citizens of the State of Florida, that Homer Bradley "Brad" Harvey be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

**NOW, THEREFORE, I, RON DESANTIS**, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Homer Bradley "Brad" Harvey, and at all times material hereto was, Property Appraiser for Wakulla County, Florida.
- B. The office of Property Appraiser, Wakulla County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The attached Arrest Warrant allege that Homer Bradley "Brad" Harvey has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the attached Arrest Warrant which are incorporated as if fully set forth in this Executive Order.

**BEING FULLY ADVISED** in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

**Section 1.** Homer Bradley "Brad" Harvey is suspended from the public office, which he now holds, to wit: Property Appraiser for Wakulla County, Florida.

**Section 2.** Homer Bradley "Brad" Harvey is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capital, Tallahassee, Florida, this 17th day of April, 2020.

*Ron DeSantis*  
GOVERNOR

ATTEST:

*Laurel M. Lee*  
SECRETARY OF STATE

[Referred to the Senate Special Counsel on May 8, 2020.]

Mr. Homer Bradley "Brad" Harvey  
21 Quarry Springs Road  
Crawfordville, FL 32327  
**VIA PROCESS SERVER**

May 11, 2020

RE: Executive Order of Suspension, Executive Order 20-105

Dear Mr. Harvey:

The Florida Senate has received Executive Order 20-105 in which the Governor has suspended you from office as Property Appraiser for Wakulla County, Florida. Pursuant to Article IV, s7(b) of the Florida Constitution, The Florida Senate may remove you from office or reinstate you.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings be held in abeyance and not considered by the Senate until the pending charges

are dismissed or until final determination of the criminal charges is rendered, including the exhaustion of all appellate remedies. Given the pending criminal charges against you, the Senate’s consideration of your suspension is held in abeyance pursuant to Senate Rule 12.9(2).

**At the conclusion of the pending criminal matter, should you wish to have a hearing, it is your responsibility to submit your written request to the Office of the Senate Secretary.** Senate Special Counsel Christie Letarte has been appointed as the special master in this matter should a hearing be necessary. Until the criminal matter is resolved, please direct any questions to the Secretary of the Senate at the contact information below. **It is your responsibility to make sure the Senate has your correct contact information.**

If you choose to submit your written resignation to the Governor’s Office, please provide a copy of the resignation to the Office of the Senate Secretary. The Secretary will record your decision to resign in the official records of the Senate and this matter will be closed.

To learn more about the Senate’s process, or to access applicable statutes and rules, please visit the Senate website, [www.flsenate.gov](http://www.flsenate.gov), and navigate to the Executive Suspensions webpage, <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

If you have any questions concerning this notice, please contact the undersigned.

*Debbie Brown*  
Secretary

Mr. Homer Bradley “Brad” Harvey  
21 Quarry Springs Road  
Crawfordville, FL 32327

January 7, 2021

RE: Executive Order of Suspension, Executive Order 20-105

Dear Mr. Harvey:

The Florida Senate received Executive Order 20-105 in which the Governor suspended you from office as Property Appraiser, Wakulla County, Florida.

Your term of office having expired, there is no further action required by the Senate on this suspension, the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

*Debbie Brown*  
Secretary

**[Homer Bradley “Brad” Harvey’s term having expired prior to Senate action, this matter was closed.]**

**EXECUTIVE ORDER NUMBER 20-113**  
(Executive Order of Suspension)

**WHEREAS**, Article IV, Section 7(a) of Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

**WHEREAS**, Gina Singletary McDowell is presently serving as Supervisor of Elections for Liberty County, Florida, having been elected in August 2012 and subsequently took office in January 1, 2013; and

**WHEREAS**, on May 1, 2020, Gina Singletary McDowell was arrested for felony charges of organized scheme to defraud \$20,000 or more, but less than \$50,000, in violation of section 817.034(4)(a)2, Florida Statutes, and official misconduct (two counts) in violation of section 838.022(1)(a); and

**WHEREAS**, violation of section 817.034(4)(a)2, Florida Statutes, constitute a felony of the second degree and violation of section 838.022(1)(a), Florida Statutes, constitutes a felony of the third degree; and

**WHEREAS**, it is in the best interests of the residents of the Liberty County, and the citizens of the State of Florida, that Gina Singletary McDowell be immediately suspended from the public office, which she now holds, upon the grounds set forth in this executive order.

**NOW, THEREFORE, I, RON DESANTIS**, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Gina Singletary McDowell, and at all times material hereto was, Supervisor of Elections for Liberty County, Florida.
- B. The office of Supervisor of Elections, Liberty County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The attached Arrest Warrant allege that Gina Singletary has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the attached Arrest Warrant which are incorporated as if fully set forth in this Executive Order.

**BEING FULLY ADVISED** in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately :

Section 1. Gina Singletary McDowell is suspended from the public office, which she now holds, to wit: Supervisor of Elections for Liberty County, Florida.

Section 2. Gina Singletary McDowell is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capital, Tallahassee, Florida, this 1st day of May, 2020.

*Ron DeSantis*  
GOVERNOR

ATTEST:  
*Laurel M. Lee*  
SECRETARY OF STATE

**[Referred to the Senate Special Counsel on May 8, 2020.]**

Ms. Gina Singletary McDowell  
122998 Hoecake Road  
Bristol, FL 32321

May 11, 2020

**VIA PROCESS SERVER**

RE: Executive Order of Suspension, Executive Order 20-113

Dear Ms. McDowell:

The Florida Senate has received Executive Order 20-113 in which the Governor has suspended you from office as Supervisor of Elections for Liberty County, Florida. Pursuant to Article IV, s7(b) of the Florida Constitution, The Florida Senate may remove you from office or reinstate you.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings be held in abeyance and not considered by the Senate until the pending charges are dismissed or until final determination of the criminal charges is

rendered, including the exhaustion of all appellate remedies. Given the pending criminal charges against you, the Senate's consideration of your suspension is held in abeyance pursuant to Senate Rule 12.9(2).

**At the conclusion of the pending criminal matter, should you wish to have a hearing, it is your responsibility to submit your written request to the Office of the Senate Secretary.** Senate Special Counsel Christie Letarte has been appointed as the special master in this matter should a hearing be necessary. Until the criminal matter is resolved, please direct any questions to the Secretary of the Senate at the contact information below. **It is your responsibility to make sure the Senate has your correct contact information.**

If you choose to submit your written resignation to the Governor's Office, please provide a copy of the resignation to the Office of the Senate Secretary. The Secretary will record your decision to resign in the official records of the Senate and this matter will be closed.

To learn more about the Senate's process, or to access applicable statutes and rules, please visit the Senate website, [www.flsenate.gov](http://www.flsenate.gov), and navigate to the Executive Suspensions webpage, <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown  
Secretary

Ms. Gina Singletary McDowell  
122998 Hoecake Road  
Bristol, FL 32321

January 7, 2021

RE: Executive Order of Suspension, Executive Order 20-113

Dear Ms. McDowell:

The Florida Senate received Executive Order 20-113 in which the Governor suspended you from office as Supervisor of Elections, Liberty County, Florida.

Your term of office having expired, there is no further action required by the Senate on this suspension, the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown  
Secretary

**[Gina Singletary McDowell's term having expired prior to Senate action, this matter was closed.]**

**EXECUTIVE ORDER NUMBER 20-182**  
(Executive Order of Suspension)

**WHEREAS**, Article IV, Section 7(a) of Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

**WHEREAS**, Fred Wilbur Hawkins is presently serving as County Commissioner for Osceola County, Florida, District 5, having been elected in June 2008 and subsequently reelected for two additional terms; and

**WHEREAS**, on July 30, 2020, Fred Wilbur Hawkins was charged by Information for the felony charge of impersonating a law enforcement officer, in violation of section 843.08, Florida Statutes; and

**WHEREAS**, violation of section 843.08, Florida Statutes, constitute a felony in the third degree; and

**WHEREAS**, it is in the best interests of the residents of the Osceola County, and the citizens of the State of Florida, that Fred Wilbur Hawkins be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

**NOW, THEREFORE, I, RON DESANTIS**, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Fred Wilbur Hawkins is, and at all times material hereto was, County Commissioner, District 5, Osceola County, Florida.
- B. The office of County Commission, District 5, Osceola County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The Information alleges that Fred Wilbur Hawkins has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the Information which are incorporated as if fully set forth in this Executive Order.

**BEING FULLY ADVISED** in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

**Section 1.** Fred Wilbur Hawkins is suspended from the public office, which he now holds, to wit: County Commissioner, District 5, Osceola County, Florida.

**Section 2.** Fred Wilbur Hawkins is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capital, Tallahassee, Florida, this 31st day of July, 2020.

Ron DeSantis  
GOVERNOR

ATTEST:  
Laurel M. Lee  
SECRETARY OF STATE

**[Referred to the Senate Special Counsel on August 18, 2020.]**

Mr. Fred Wilbur Hawkins  
6427 Shoreline Drive  
St. Cloud, FL 34771

August 20, 2020

RE: Executive Order of Suspension, Executive Order 20-182

Dear Mr. Hawkins:

The Florida Senate has received Executive Order 20-182 in which the Governor has suspended you from office as a member of the Board of County Commissioners, Osceola County. Pursuant to Article IV, s. 7(b) of the Florida Constitution, the Florida Senate may either remove you from office or reinstate you to office.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings to be held in abeyance and not considered by the Senate until the pending charges are dismissed or until final determination of the criminal charges is rendered, including the exhaustion of all appellate remedies. Given the pending criminal charges against you, the Senate's consideration of your suspension is held in abeyance pursuant to Senate Rule 12.9(2).

**At the conclusion of the pending criminal matter, should you wish to have a hearing, it is your responsibility to submit your written request to the Office of the Senate Secretary.** Senate Special Counsel Christie Letarte has been appointed as the special

master in this matter should a hearing be necessary. Until the criminal matter is resolved, please direct any questions to the Secretary of the Senate at the contact information below. **It is your responsibility to make sure the Senate has your correct contact information.**

If you choose to submit your written resignation to the Governor's Office, please provide a copy of the resignation to the Office of the Senate Secretary. The Secretary will record your decision to resign in the official records of the Senate and this matter will be closed.

To learn more about the Senate's process, or to access applicable statutes and rules, please visit the Senate website, [www.flsenate.gov](http://www.flsenate.gov), and navigate to the Executive Suspensions webpage, <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown  
Secretary

Mr. Fred Wilbur Hawkins  
6427 Shoreline Drive  
St. Cloud, FL 34771

January 7, 2021

RE: Executive Order of Suspension, Executive Order 20-182

Dear Mr. Hawkins:

The Florida Senate received Executive Order 20-182 in which the Governor suspended you from office as County Commissioner, Osceola County, Florida.

Your term of office having expired, there is no further action required by the Senate on this suspension, the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown  
Secretary

**[Fred Wilbur Hawkins' term having expired prior to Senate action, this matter was closed.]**

**EXECUTIVE ORDER NUMBER 20-196**  
(Executive Order of Suspension)

**WHEREAS**, on July 7, 2020, I issued Confidential Executive Order 20-168, assigning the Honorable BRAD KING, State Attorney for the Fifth Judicial Circuit of Florida to the Fourth Judicial Circuit with respect to an investigation by Florida Department of Law Enforcement (FDLE) regarding allegations of official misconduct against Clay County Sheriff Darryl Daniels; and

**WHEREAS**, Article IV, Section 7(a) of Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

**WHEREAS**, Darryl Daniels is presently serving as Sheriff of Clay County, Florida, having been elected in November 2016 to serve a four-year term; and

**WHEREAS**, on August 13, 2020, Darryl Daniels was charged by Information for the felony charge of tampering with physical evidence, in violation of section 918.13, Florida Statutes, and three counts of misdemeanor charge of false report to law enforcement authorities, in violation of section 837.05(1)(a), Florida Statutes; and

**WHEREAS**, violation of section 918.13, Florida Statutes, constitutes a felony of the third degree and violation of section 837.05(1)(a), Florida Statutes, constitutes a misdemeanor of the first degree; and

**WHEREAS**, it is in the best interests of the residents of the Clay County, and the citizens of the State of Florida, that Darryl Daniels be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

**NOW, THEREFORE, I, RON DESANTIS**, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Darryl Daniels is, and at all times material hereto was, Sheriff, Clay County, Florida.
- B. The office of Sheriff, Clay County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The Information alleges that Darryl Daniels has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the Information which are incorporated as if fully set forth in this Executive Order.

**BEING FULLY ADVISED** in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Darryl Daniels is suspended from the public office, which he now holds, to wit: Sheriff, Clay County, Florida.

Section 2. Darryl Daniels is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.

Section 3. Executive Order 20-168, which assigned the State Attorney for the Fifth Judicial Circuit to the Fourth Judicial Circuit to represent the State of Florida relating to the Florida Department of Law Enforcement's investigation of Clay County Sheriff Darryl Daniels for allegations of official misconduct, pursuant to section 27.151(3), Florida Statutes, is no longer confidential.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at the Capital, Tallahassee, Florida, this 14th day of August, 2020.

Ron DeSantis  
GOVERNOR

ATTEST:  
Laurel M. Lee  
SECRETARY OF STATE

**[Referred to the Senate Special Counsel on August 18, 2020.]**

Mr. Darryl Daniels  
1431 Scenic Oaks Drive  
Orange Park, FL 32065

August 21, 2020

RE: Executive Order of Suspension, Executive Order 20-196

Dear Mr. Daniels:

The Florida Senate has received Executive Order 20-196 in which the Governor has suspended you from office as Sheriff, Clay County. Pursuant to Article IV, s. 7(b) of the Florida Constitution, the Florida Senate may either remove you from office or reinstate you to office.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings to be held in abeyance and not considered by the Senate until the pending charges are dismissed or until final determination of the criminal charges is rendered, including the exhaustion of all appellate remedies. Given the pending criminal charges against you, the Senate's consideration of your suspension is held in abeyance pursuant to Senate Rule 12.9(2).



**At the conclusion of the pending criminal matter, should you wish to have a hearing, it is your responsibility to submit your written request to the Office of the Senate Secretary.** Senate Special Counsel Christie Letarte has been appointed as the special master in this matter should a hearing be necessary. Until the criminal matter is resolved, please direct any questions to the Secretary of the Senate at the contact information below. **It is your responsibility to make sure the Senate has your correct contact information.**

If you choose to submit your written resignation to the Governor's Office, please provide a copy of the resignation to the Office of the Senate Secretary. The Secretary will record your decision to resign in the official records of the Senate and this matter will be closed.

To learn more about the Senate's process, or to access applicable statutes and rules, please visit the Senate website, [www.flsenate.gov](http://www.flsenate.gov), and navigate to the Executive Suspensions webpage, <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown  
Secretary

Mr. Darryl Daniels  
1431 Scenic Oaks Drive  
Orange Park, FL 32065

January 7, 2021

RE: Executive Order of Suspension, Executive Order 20-196

Dear Mr. Daniels:

The Florida Senate received Executive Order 20-196 in which the Governor suspended you from office as Sheriff, Clay County, Florida.

Your term of office having expired, there is no further action required by the Senate on this suspension, the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown  
Secretary

**[Darryl Daniels' term having expired prior to Senate action, this matter was closed.]**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy	
Appointees: Benson, William G., Plantation	10/31/2023
Blend, William, Orlando	10/31/2022
Lafser, Jason, Saint Johns	10/31/2023
Sparkman, Brent D., Tallahassee	10/31/2022
Barbers' Board	
Appointee: Henry, John, Confidential pursuant to s. 119.071(4), F.S.	10/31/2024
Florida Building Commission	
Appointees: Hershberger, Rodney, Sarasota	07/27/2023
John, David A., Tarpon Springs	02/03/2023
Marker, W. Grey, II, Fort Lauderdale	02/11/2021
Schock, James R., Confidential pursuant to s. 119.071(4), F.S.	01/12/2023

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Chiropractic Medicine	
Appointees: Ostman, Ellen D., Esquire, Tampa	10/31/2021
Saunders, Gretchen Y., Spring Hill	10/31/2023
Board of Clinical Laboratory Personnel	
Appointee: Powell, Sandra, Margate	10/31/2022
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling	
Appointees: Kraus, Tanya, Confidential pursuant to s. 119.071(4), F.S.	10/31/2022
Vicencio, Claudia Paola, Ph.D., Hollywood	10/31/2024
Florida Commission on Community Service	
Appointees: Brodeur, Christina, Confidential pursuant to s. 119.071(4), F.S.	09/14/2022
Cardoch, Lynette, Miami	09/14/2022
Karlinsky, Autumn, Weston	09/14/2021
Morrow, Amanda, Ponte Vedra	09/14/2023
Roberts, Wilson D., Confidential pursuant to s. 119.071(4), F.S.	09/14/2022
Schultz, Kerry Anne, Gulf Breeze	09/14/2021
Sullivan, Maria E., Ponte Vedra Beach	09/14/2023
Villamil, Christina Bonarrigo, Coral Gables	09/14/2021
Walker, Kelli L., Tallahassee	09/14/2021
Board of Trustees of Eastern Florida State College	
Appointee: Dearthoff, Robert "Bruce," Cocoa Beach	05/31/2022
Board of Trustees of Broward College	
Appointee: Zachariah, Zachariah "Reggie" P., Jr., Fort Lauderdale	05/31/2022
Board of Trustees of Gulf Coast State College	
Appointees: Bulger, Boyd, Port St. Joe	05/31/2023
Hall, Frank, Lynn Haven	05/31/2022
Skinner, Floyd, Panama City	05/31/2024
Board of Trustees of Miami-Dade College	
Appointee: Alonso, Roberto Jose, Miami Lakes	05/31/2022
Board of Trustees of Northwest Florida State College	
Appointees: Henderson, Fox Reynolds, Watersound	05/31/2022
Kelley, Lori K., Fort Walton Beach	05/31/2022
Litke, Donald P., Confidential pursuant to s. 119.071(4), F.S.	05/31/2023
Wright, Thomas B., Fort Walton Beach	05/31/2024
Board of Trustees of Pensacola State College	
Appointees: MacQueen, Julian, Gulf Breeze	05/31/2022
Tippett, Troy, Pensacola	05/31/2021
Board of Trustees of Polk State College	
Appointees: Littleton, Gregory A., Winter Haven	05/31/2023
Martinez, Teresa, Lakeland	05/31/2021
Board of Trustees of Seminole State College	
Appointee: O'Keefe, Daniel James, Longwood	05/31/2023
Board of Trustees of South Florida State College	
Appointees: Atchley, Terry, Wauchula	05/31/2022
Cullens, Tamela "Tami" C., Sebring	05/31/2022
Board of Trustees for the Florida School for the Deaf and the Blind	
Appointees: LeFors, June Ann, St. Augustine	11/19/2020
LeFors, June Ann, St. Augustine	11/19/2024

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Dentistry		Board of Professional Surveyors and Mappers	
Appointees: Bojaxhi, Christine, Neptune Beach	10/31/2022	Appointee: McLaughlin, Christopher Paul,	
Cherry, Bradley, Ponte Vedra Beach	10/31/2023	Dunedin	10/31/2024
McCawley, Thomas K., D.D.S., Fort		Big Cypress Basin Board of the South Florida Water	
Lauderdale	10/31/2022	Management District	
Mellado, Jose R., Bay Drive	10/31/2024	Appointees: Hill, Andrew, Naples	03/01/2023
Miro, Claudio L., Miami	10/31/2023	Rivera, Nanette A., Marco Island	03/01/2022
Florida Development Finance Corporation		Waters, Dan, Naples	03/01/2023
Appointee: Tanner, Paul C., Fort Lauderdale	05/02/2021		
Education Practices Commission		<b>Referred to the Committee on Ethics and Elections.</b>	
Appointees: Boyce, Teresa L., Melbourne	09/29/2024		
Butcher, Michael F., Confidential		<i>Office and Appointment</i>	<i>For Term Ending</i>
pursuant to s. 119.071(4), F.S.	08/17/2024	Secretary of the Department of the Lottery	
Gunter, Christopher G.,		Appointee: Davis, John F., Tallahassee	Pleasure of Governor
Confidential pursuant to s.			
119.071(4), F.S.	08/18/2020	<b>Referred to the Committees on Appropriations Subcommittee</b>	
Sloan, Orenthya, Confidential		<b>on Agriculture, Environment, and General Government; and</b>	
pursuant to s. 119.071(4), F.S.	08/17/2024	<b>Regulated Industries; and Ethics and Elections.</b>	
Commission on Ethics			<i>For Term Ending</i>
Appointee: Gilzean, Glenton, Jr., Ocoee	06/30/2022	<i>Office and Appointment</i>	
Florida Commission on Human Relations		Executive Director, Department of Economic	
Appointees: Cepero, Monica M., Sunrise	09/30/2023	Opportunity	
Farmer, Millicent W., Tallahassee	09/30/2021	Appointee: Eagle, Dane, Tallahassee	Pleasure of Governor
Hanson, Dawn B., Tallahassee	09/30/2022		
Hart, Larry D., Fort Myers	09/30/2021	<b>Referred to the Committees on Appropriations Subcommittee</b>	
McGhee, Darrick D., Sr.,		<b>on Transportation, Tourism, and Economic Development; and</b>	
Tallahassee	09/30/2022	<b>Commerce and Tourism; and Ethics and Elections.</b>	
Moye, Kenyetta, Tallahassee	09/30/2023		<i>For Term Ending</i>
Payne, Pamela, Jacksonville	09/30/2023		
Primiano, Angela C., Hollywood	09/30/2020		
Primiano, Angela C., Hollywood	09/30/2024		
Board of Medicine		<i>Office and Appointment</i>	
Appointees: Fonte, Barbara C., Miami	10/31/2021	Board of Governors of the State University System	
Pages, Luz Marina, M.D., Miami		Appointees: Edge, Aubrey Leland, Jacksonville	01/06/2027
Beach	10/31/2023	Haddock, Jr., Edward, Winter Park	01/06/2027
Pimentel, Eleanor, M.D., Miami	10/31/2023	Huizenga, H. Wayne, Jr., Boca	
Board of Nursing		Raton	01/06/2027
Appointee: Hansen, Margaret L., Parkland	10/31/2022	Jones, Kenneth, Tampa	01/06/2027
Board of Nursing Home Administrators		Board of Trustees, Florida A & M University	
Appointees: Biegasiewicz, Kimberly, Clermont	10/31/2023	Appointees: Cliatt, Otis, Dove Canyon	01/06/2025
DeBiasi, Philip, Fort Lauderdale	10/31/2021	Dubose, Michael, Alpharetta, GA	01/06/2023
Hennemyre, Jon, Parkland	10/31/2024	Harper, Kristin R., Lewis Center	01/06/2026
Board of Optometry		Reed, Craig, Carmel	01/06/2026
Appointees: Atkins, Mary Linville, Tallahassee	10/31/2021	Stone, II, Kenward, Savannah, GA	01/06/2025
Kepley, Stephen R., Vero Beach	10/31/2023	Washington, T. Nicole, Miami Beach	01/06/2025
Board of Pharmacy		Board of Trustees, University of Central Florida	
Appointees: Ghazvini, Parastou, Tallahassee	10/31/2024	Appointees: Conte, Joseph D., Winter Park	01/06/2025
Gift, Maja G., Tampa	10/31/2022	Mills, Harold F., Windermere	01/06/2026
Segovia, Dorinda, Hialeah	10/31/2023	Board of Trustees, Florida State University	
Board of Physical Therapy Practice		Appointees: Collins, Peter H., Tampa	01/06/2025
Appointee: Koenig, Andrew, Jacksonville	10/31/2024	Mateer, Craig C., Orlando	01/06/2026
Board of Psychology		Sargeant, Deborah A., Gulf Stream	01/06/2025
Appointees: Mackintosh, Randi Celia,		Board of Trustees, Florida Gulf Coast University	
Tallahassee	10/31/2022	Appointees: Fogg, Joseph G., III, Naples	01/06/2026
Silver, Dawn, Boca Raton	10/31/2023	Montgomery, Johnny Leo, Naples	01/06/2026
Weinstein, Seema, Tampa	10/31/2024	Roepstorff, Robbie B., Sanibel	01/06/2025
Florida Real Estate Appraisal Board		Board of Trustees, Florida International University	
Appointee: Wilson, Shawn, Lakeland	10/31/2022	Appointees: Boord, Leonard, Miami	01/06/2025
Florida Real Estate Commission		Colson, Dean C., Miami	01/06/2026
Appointees: Barbara, Richard, Coral Gables	10/31/2022	Prescott, Thomas Gene, Coral	
Blakiston, Patricia Fitzgerald,		Gables	01/06/2025
Jupiter	10/31/2023	Board of Trustees, New College of Florida	
Butler, Renee, Lakeland	10/31/2022	Appointees: Karp, Lance, Sarasota	01/06/2026
Schwartz, Randy James, Winter		Mackie, Sarah S., O.D., Palmetto	01/06/2025
Springs	10/31/2024	Ruiz, Mary, Bradenton	01/06/2026

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida Polytechnic University	
Appointees: Kigel, Beth Rochelle, Miami	07/15/2025
Powell, Fritzlaine, Oviedo	07/15/2024
Stanfield, Lynes D., Tallahassee	07/15/2025
Board of Trustees, University of Florida	
Appointees: Cole, Richard P., Esquire, Coral Gables	01/06/2025
Corr, Christopher T., Jacksonville	01/06/2026
Powers, Marsha D., Ponte Vedra Beach	01/06/2026
Board of Trustees, University of North Florida	
Appointees: Lazzara, Christopher, Atlantic Beach	01/01/2025
McElroy, Paul E., Jacksonville	01/06/2026
Board of Trustees, University of West Florida	
Appointee: Baker, Richard R., Pensacola	01/06/2026

**Referred to the Committees on Education; and Ethics and Elections.**

<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the Northwest Florida Water Management District	
Appointees: Andrews, Angus "Gus" G., Jr., DeFuniak Springs	03/01/2023
Patronis, Nicholas Jimmy, Panama City Beach	03/01/2022
Ralston, Kellie Rebello, Tallahassee	03/01/2024
Governing Board of the St. Johns River Water Management District	
Appointees: Bournique, Douglas C., Vero Beach	03/01/2024
Bradley, Rob, Fleming Island	03/01/2024
Oliver, John Cole, Esquire, Merritt Island	03/01/2022
Peterson, J. Christian, Jr., Winter Park	03/01/2023
Price, Janet, Fernandina Beach	03/01/2022
Governing Board of the South Florida Water Management District	
Appointee: Martinez, Carlos "Charlie" E., Miami	03/01/2024
Governing Board of the Southwest Florida Water Management District	
Appointees: Armstrong, Elijah D., III, Dunedin	03/01/2022
Barnett, Ashley B., Winter Haven	03/01/2023
Mitten, John Richard, Brooksville	03/01/2024
Williamson, Michelle D., Dover	03/01/2024
Governing Board of the Suwannee River Water Management District	
Appointees: Sessions, Larry C., Live Oak	03/01/2022
Smith, Harry, Lake City	03/01/2024
Thompson, Larry K., Bell	03/01/2024

**Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.**

<i>Office and Appointment</i>	<i>For Term Ending</i>
Director and Chief Judge, Division of Administrative Hearings	
Appointee: Antonacci, Peter, Esquire, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Admin Commission

**Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.**

**SUPREME COURT OF FLORIDA**

The following certificate was received:

No. SC20-1668

**IN RE: CERTIFICATION OF NEED**

**FOR ADDITIONAL JUDGES.**

December 3, 2020

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State's need for additional judges in fiscal year 2021/2022 and to certify our "findings and recommendations concerning such need" to the Florida Legislature.<sup>1</sup> Certification is "the sole mechanism established by our constitution for a systematic and uniform assessment of this need." *In re Certification of Need for Additional Judges*, 889 So. 2d 734, 735 (Fla. 2004).

*In re Certification of Need for Additional Judges*, 287 So. 3d 489 (Fla. 2019), last year's opinion, certified the need for two additional circuit court judgeships in the Ninth Judicial Circuit, one additional circuit court judgeship in the First Judicial Circuit, one additional circuit court judgeship in the Fourteenth Judicial Circuit, four additional county court judgeships in Hillsborough County, one additional county court judgeship in Orange County, and one additional county court judgeship in Lee County. In that opinion, we also decertified the need for two county court judgeships in Brevard County, one county court judgeship in Monroe County, and one county court judgeship in Collier County.

The Legislature authorized the ten additional trial court judgeships, as certified, in the Florida Statutes<sup>2</sup> and appropriated funding in the fiscal year 2020/2021 General Appropriations Act<sup>3</sup> for them, as well as for complementary staff support positions. The Governor approved the statutory changes<sup>4</sup> but vetoed the funding due to statewide budget concerns stemming from the Coronavirus Disease 2019 (COVID-19) pandemic.<sup>5</sup> The Florida Supreme Court asks that the Legislature again fund those judgeships in the fiscal year 2021/2022 General Appropriations Act.

The ten new judgeships authorized during the 2020 legislative session but for which the funding was vetoed were considered to be in existence for purposes of conducting the analysis in support of this year's certification opinion. In this opinion we are certifying the need for one additional circuit court judgeship in the Fourteenth Judicial Circuit, two additional county court judgeships in Hillsborough County, and no additional judgeships in the district courts of appeal. We decertify no district court, circuit court, or county court judgeships.

To make this decision, the Court continues to use a verified objective weighted caseload methodology as a primary basis for assessing judicial need.<sup>6</sup> The objective data are supplemented by judgeship requests submitted by the lower courts, including descriptions of the impact of various secondary factors. These secondary factors identified by each chief judge reflect local differences in support of their requests for more judgeships or in support of their requests for this Court not to decertify judgeships in situations where the objective case weights alone would indicate excess judicial capacity. Applying the criteria in this two-step methodology, we conclude that the Fourteenth Judicial Circuit has a demonstrable need for an additional circuit court judgeship and Hillsborough County has a demonstrable need for two additional county court judgeships. Considered in isolation, the two-step analysis also suggested the decertification of two county court judgeships in Brevard County and one county court judgeship each in Alachua, Collier, and Monroe counties. However, the Court determines that the secondary factor analysis, coupled with recent statutory amendments and other relevant circumstances further explained below, militates against decertification of any trial court judgeships.

Our evaluation of these matters takes into account developments in the way our courts perform their duties that are not currently captured

by the weighted caseload methodology. We also consider recently adopted legislation and rule changes that could have a significant impact.

A number of issues require additional study, review, and consideration because they portend additional workload or limit our ability to accurately project judicial need. In particular, the impact of the COVID-19 pandemic in the circuit and county courts has been substantial. Indeed, the pandemic has placed extraordinary strains on our trial courts. In response to the limitations imposed by the public health crisis, trial courts have been proactive in adapting court operations, including using technology to conduct proceedings remotely and help keep the work of the courts progressing. Despite the innovative steps, a significant increase in pending workload is anticipated as the courts fully return to normal operations. The additional caseload is attributed to: proceedings, such as jury trials, in existing cases that necessarily were suspended or delayed to protect public health and safety; cases the courts anticipate but that are delayed in filing due to the onset of the pandemic; and new cases stemming from the public health emergency itself or from pandemic-related economic conditions. As reflected in the State Courts System’s fiscal year 2021/2022 legislative budget request, the Trial Court Budget Commission has identified the need for temporary adjudicatory and case support resources to address this workload. This approach is similar to the approach used during the foreclosure crisis, in which the court system requested, and the Legislature appropriated, funding for temporary resources such as case managers and senior judges to address the mounting caseload. Likewise, all available existing judicial resources will be needed to contribute to the pandemic-recovery effort. In these circumstances, we are loath to recommend the elimination of any judicial positions.

Another issue requiring consideration, because it influences this Court’s ability to accurately project judicial need, is the monetary jurisdiction change in county court. Chapter 2019-58, section 9, Laws of Florida, increased the dollar amount threshold for the jurisdiction of the county court. The Legislature took a phased approach to the implementation of this statutory revision. Effective January 1, 2020, county court monetary jurisdiction increased from an upper limit of \$15,000 to \$30,000, and it is scheduled for a second increase to \$50,000 on January 1, 2023. The jurisdictional increase in county court can reasonably be expected to increase workload in the county courts and decrease workload in the circuit courts. However, the jurisdictional change largely coincided with the onset of the COVID-19 pandemic and an associated decrease in overall court filings. Thus, it is not yet possible to determine precisely how these statutory revisions will affect workload among the tiers of court.

Similarly, chapter 2020-61, sections 3 and 8, Laws of Florida, transfers circuit court authority to hear appeals from county court final orders and judgments in criminal misdemeanor cases and most civil cases to the district courts of appeal. (The law did not amend all instances of statutory circuit court appellate authority, and the circuit courts, therefore, will continue to have appellate jurisdiction for certain administrative decisions and certain county court decisions entered in noncriminal infraction and other cases.) These changes regarding appellate review will affect the respective distribution of judicial workload between the circuit and appellate courts when the law becomes effective on January 1, 2021.

In addition to the uncertainty surrounding effects of the COVID-19 pandemic and implementation of jurisdictional changes, this Court is reluctant to decertify judgeships while it is anticipated that the Court will be asked to consider revisions to the rules governing its certification analysis. The Court directed its Commission on Trial Court Performance and Accountability to review Florida Rule of Judicial Administration 2.240, Determination of Need for Additional Judges. The review included an assessment of the secondary factors influencing judicial certification to determine if there are areas of inconsistency, overlap, or disjunction between current criteria in the case-weight formula and the unique local differences reported by the chief judges in the secondary factors portion of the evaluation of judicial need. The Commission is expected to file proposed revisions to rule 2.240(c), Florida Rules of Judicial Administration, to supplement the secondary factors prescribed in the rule to include, among other proposed additions, the ex-

istence and use of problem-solving courts. The Commission’s proposed revisions to the secondary factors reflect concerns that trial court judges have been expressing about a need to review and possibly refine the method for reporting on the increased numbers and types of problem-solving courts throughout the state and the increased number of cases handled by those problem-solving courts.

Having conducted a quantitative assessment of trial and appellate court judicial workload and having also considered the various qualitative factors, workload trends related to the COVID-19 pandemic, and jurisdictional changes, we certify the need for three additional trial court judgeships in Florida, consisting of one in circuit court and two in county court, as set forth in the appendix to this opinion. We certify no need for additional judgeships in the district courts of appeal. We also recommend no decertification of district court, circuit court, or county court judgeships.

In addition to the certified need for three trial court judgeships described above, we respectfully request the Florida Legislature to again fund last year’s ten authorized judgeships. Those judgeships, along with other resources requested through a legislative budget request this year, will assist the judicial branch in meeting demands associated with the pandemic-generated workload and court jurisdictional changes.

It is so ordered.

CANADY, C.J., and POLSTON, LABARGA, LAWSON, MUÑIZ, COURIEL, and GROSSHANS, JJ., concur.

Original Proceeding – Certification of Need for Additional Judges

**APPENDIX**

**Trial Court Need**

<b>Circuit</b>	<b>Circuit Court Certified Judges</b>	<b>County</b>	<b>County Court Certified Judges</b>
1	0	N/A	0
2	0	N/A	0
3	0	N/A	0
4	0	N/A	0
5	0	N/A	0
6	0	N/A	0
7	0	N/A	0
8	0	N/A	0
9	0	N/A	0
10	0	N/A	0
11	0	N/A	0
12	0	N/A	0
13	0	Hillsborough	2
14	1	N/A	0
15	0	N/A	0
16	0	N/A	0
17	0	N/A	0
18	0	N/A	0
19	0	N/A	0
20	0	N/A	0
<b>Total</b>	<b>1</b>	<b>Total</b>	<b>2</b>

<sup>1</sup>Article V, section 9, of the Florida Constitution provides in pertinent part:

**Determination of number of judges.**—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need.

<sup>2</sup>Fla. HB 5301, §§ 1-2 (2020) (enrolled) (amending section 26.031, Florida Statutes, to authorize the four circuit court judgeships, and

section 34.022, Florida Statutes, to authorize the six county court judgeships).

<sup>3</sup>Fla. HB 5001, § 7, at 414, 417 (2020) (enrolled) (provisos accompanying specific appropriations 3222, 3224, 3236, 3238, 3240, and 3246).

<sup>4</sup>Ch. 2020-112, §§ 1-2, Laws of Fla. In his letter to the Secretary of State transmitting his approval of the legislation, the Governor stated, "I simply do not believe that it is fiscally prudent to employ the additional judges at this time. However, by signing HB 5301, we will preserve the establishment of these additional judgeships with the hope that they can be funded as the state budget outlook improves." Letter from Governor Ron DeSantis to Secretary of State Laurel M. Lee (June 29, 2020).

<sup>5</sup>Ch. 2020-111, § 7, Laws of Fla.

<sup>6</sup>Our certification methodology relies primarily on case weights and calculations of available judge time to determine the need for additional trial court judges. See Fla. R. Jud. Admin. 2.240.

## COMMITTEES OF THE SENATE

(As released December 3, 2020)

### Agriculture

Senator Rouson, Chair; Senator Bradley, Vice Chair; Senators Ausley, Boyd, Burgess, Perry, Polsky, Rodriguez, and Thurston

### Appropriations

Senator Stargel, Chair; Senator Bean, Vice Chair; Senators Albritton, Book, Bracy, Brandes, Broxson, Diaz, Farmer, Gainer, Gibson, Hooper, Hutson, Mayfield, Passidomo, Perry, Pizzo, Powell, Rouson, and Stewart

### Appropriations Subcommittee on Agriculture, Environment, and General Government

Senator Albritton, Chair; Senator Rodrigues, Vice Chair; Senators Ausley, Berman, Boyd, Bradley, Brodeur, Garcia, Mayfield, Stewart, and Thurston

### Appropriations Subcommittee on Criminal and Civil Justice

Senator Perry, Chair; Senator Brandes, Vice Chair; Senators Baxley, Bracy, Gainer, Pizzo, Rodriguez, and Torres

### Appropriations Subcommittee on Education

Senator Broxson, Chair; Senator Diaz, Vice Chair; Senators Cruz, Gibson, Gruters, Hutson, Passidomo, Polsky, and Wright

### Appropriations Subcommittee on Health and Human Services

Senator Bean, Chair; Senator Rodriguez, Vice Chair; Senators Book, Brodeur, Burgess, Diaz, Farmer, Harrell, Jones, Rodrigues, and Rouson

### Appropriations Subcommittee on Transportation, Tourism, and Economic Development

Senator Gainer, Chair; Senator Hooper, Vice Chair; Senators Ausley, Boyd, Cruz, Garcia, Gibson, Mayfield, Perry, Taddeo, and Wright

### Banking and Insurance

Senator Boyd, Chair; Senator Broxson, Vice Chair; Senators Brandes, Burgess, Gruters, Passidomo, Rodrigues, Rouson, Stargel, Stewart, Taddeo, and Thurston

### Children, Families, and Elder Affairs

Senator Book, Chair; Senator Albritton, Vice Chair; Senators Brodeur, Garcia, Harrell, Rouson, Torres, and Wright

### Commerce and Tourism

Senator Hooper, Chair; Senator Wright, Vice Chair; Senators Burgess, Diaz, Garcia, Gruters, Hutson, Pizzo, Powell, Taddeo, and Torres

### Community Affairs

Senator Bradley, Chair; Senator Garcia, Vice Chair; Senators Baxley, Brodeur, Cruz, Hooper, Hutson, Polsky, and Powell

### Criminal Justice

Senator Pizzo, Chair; Senator Brandes, Vice Chair; Senators Baxley, Boyd, Gainer, Perry, Powell, and Taddeo

### Education

Senator Gruters, Chair; Senator Jones, Vice Chair; Senators Berman, Bradley, Broxson, Diaz, Hutson, Passidomo, Polsky, and Thurston

### Environment and Natural Resources

Senator Brodeur, Chair; Senator Stewart, Vice Chair; Senators Albritton, Ausley, Bean, and Perry

### Ethics and Elections

Senator Baxley, Chair; Senator Taddeo, Vice Chair; Senators Berman, Bracy, Bradley, Broxson, Gainer, Garcia, and Polsky

### Finance and Tax

Senator Rodriguez, Chair; Senator Cruz, Vice Chair; Senators Berman, Harrell, Hooper, Jones, Rodrigues, and Wright

### Governmental Oversight and Accountability

Senator Rodrigues, Chair; Senator Gruters, Vice Chair; Senators Mayfield, Stargel, Stewart, and Torres

### Health Policy

Senator Diaz, Chair; Senator Brodeur, Vice Chair; Senators Albritton, Baxley, Bean, Book, Cruz, Farmer, Garcia, and Jones

### Judiciary

Senator Brandes, Chair; Senator Gibson, Vice Chair; Senators Baxley, Boyd, Bradley, Broxson, Mayfield, Polsky, Rodrigues, Rouson, and Thurston

### Military and Veterans Affairs, Space, and Domestic Security

Senator Wright, Chair; Senator Harrell, Vice Chair; Senators Burgess, Cruz, Gibson, Rodriguez, and Torres

### Reapportionment

*(Membership to be considered for appointment at a later date)*

### Regulated Industries

Senator Hutson, Chair; Senator Book, Vice Chair; Senators Albritton, Gruters, Hooper, Passidomo, Rodrigues, Rouson, and Stewart

### Rules

Senator Passidomo, Chair; Senator Garcia, Vice Chair; Senators Albritton, Baxley, Bean, Book, Bracy, Brandes, Diaz, Farmer, Gibson, Gruters, Hutson, Mayfield, Powell, Stargel, and Thurston

### Transportation

Senator Harrell, Chair; Senator Perry, Vice Chair; Senators Berman, Bracy, Gainer, Jones, Rodriguez, and Wright

### Select Committees:

(As revised December 7, 2020)

### Select Committee on Pandemic Preparedness and Response

Senator Burgess, Chair; Senator Bracy, Vice Chair; Senators Ausley, Book, Bradley, Brandes, Brodeur, Harrell, Perry, and Pizzo

### Joint Legislative Committees:

#### Joint Administrative Procedures Committee

Senator Albritton, Alternating Chair; Senators Ausley, Brodeur, Burgess, and Jones

#### Joint Committee on Public Counsel Oversight

Senator Powell, Alternating Chair; Senators Broxson, Hooper, Pizzo, and Rodrigues

#### Joint Legislative Auditing Committee

Senator Baxley, Alternating Chair; Senators Boyd, Bradley, Cruz, and Torres

#### Joint Select Committee on Collective Bargaining

Senator Rodrigues, Alternating Chair; Senators Bradley, Gruters, Stewart, and Torres

Other Legislative Entity:

**Joint Legislative Budget Commission**

Senator Stargel, Alternating Chair; Senators Bean, Book, Gibson, Mayfield, Passidomo, and Stewart

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has convened for the 2021 Regular Session and is ready to transact business.

*Jeff Takacs, Clerk*

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**RETURNING MESSAGES — FINAL ACTION**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1340.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

**ADJOURNMENT**

Pursuant to the motion by Senator Passidomo previously adopted, upon dissolution of the joint session at 11:42 a.m., the Senate adjourned for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:30 p.m., Thursday, March 11 or upon call of the President.



# Journal of the Senate

Number 2—Regular Session

Wednesday, March 10, 2021

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## REPORTS OF COMMITTEES

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 260

The Committee on Commerce and Tourism recommends the following pass: CS for SB 352; SB 586

The Committee on Community Affairs recommends the following pass: CS for SB 64

The Committee on Education recommends the following pass: CS for SB 170

The Committee on Transportation recommends the following pass: SB 100

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 788

**The bill was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Criminal Justice recommends the following pass: SB 1002

**The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

The Committee on Education recommends the following pass: SB 188; SB 886; SB 918; SB 1436; SB 1450; SB 1484

**The bills were referred to the Appropriations Subcommittee on Education under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1104

The Committee on Transportation recommends the following pass: SB 862

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

The Committee on Criminal Justice recommends the following pass: SB 1046

The Committee on Regulated Industries recommends the following pass: SB 1294

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

The Committee on Agriculture recommends the following pass: SB 628

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 758

The Committee on Regulated Industries recommends the following pass: SB 338

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1344

The Committee on Judiciary recommends the following pass: SB 752

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

The Committee on Commerce and Tourism recommends the following pass: SB 98

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

The Committee on Agriculture recommends the following pass: SB 1018

The Committee on Community Affairs recommends the following pass: SB 904; SB 912

The Committee on Criminal Justice recommends the following pass: SB 1486

**The bills contained in the foregoing reports were referred to the Committee on Environment and Natural Resources under the original reference.**

The Committee on Banking and Insurance recommends the following pass: SB 1334

The Committee on Commerce and Tourism recommends the following pass: SB 806; SB 982

The Committee on Community Affairs recommends the following pass: SB 688

The Committee on Regulated Industries recommends the following pass: SB 1592

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

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The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1136

The Committee on Commerce and Tourism recommends the following pass: SB 968

The Committee on Community Affairs recommends the following pass: SB 970; SB 972

The Committee on Transportation recommends the following pass: SB 1134

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

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The Committee on Banking and Insurance recommends the following pass: SB 1268

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

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The Committee on Banking and Insurance recommends the following pass: SB 420

The Committee on Commerce and Tourism recommends the following pass: SB 848

The Committee on Criminal Justice recommends the following pass: SB 1048; SB 1234; SB 1354; SB 1378; SB 1498

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

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The Committee on Commerce and Tourism recommends the following pass: SB 1120

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

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

The Committee on Commerce and Tourism recommends the following pass: SB 72; CS for SB 148; SB 346

The Committee on Community Affairs recommends the following pass: SB 376

The Committee on Criminal Justice recommends the following pass: CS for SB 354; SB 474; SB 752

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 60; SB 952

The Committee on Health Policy recommends the following pass: SB 74

The Committee on Judiciary recommends the following pass: SB 82; CS for SB 602; SB 728; CS for SB 920

The Committee on Transportation recommends the following pass: SB 252; CS for SB 890

**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 Appropriations recommends the following pass: SB 58

The Committee on Rules recommends the following pass: CS for CS for SB 46; CS for SB 68; CS for SB 70; SB 380; SB 388; SB 578

**The bills were placed on the Calendar.**

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 96

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

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The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 976

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

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The Committee on Criminal Justice recommends committee substitutes for the following: SB 620; SB 1032

The Committee on Judiciary recommends committee substitutes for the following: SB 662; SB 748

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

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The Committee on Education recommends committee substitutes for the following: SB 366; SB 486; SB 934

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

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The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 130; SB 680; SB 682

The Committee on Health Policy recommends a committee substitute for the following: SB 404

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 980

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

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The Committee on Community Affairs recommends a committee substitute for the following: SB 360

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

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The Committee on Agriculture recommends a committee substitute for the following: SB 650

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 804

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 844



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

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 626; SB 932

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

The Committee on Judiciary recommends a committee substitute for the following: SB 582

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

The Committee on Transportation recommends a committee substitute for the following: SB 342

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 496

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1060

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 56

The Committee on Judiciary recommends a committee substitute for the following: SB 702

The Committee on Regulated Industries recommends a committee substitute for the following: SB 964

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 430

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 48; CS for SB 50

The Committee on Rules recommends committee substitutes for the following: CS for SB 44; CS for CS for SB 88; CS for SB 234

**The bills with committee substitute attached were placed on the Calendar.**

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SJR 340; CS for SB 348

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

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 272

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

## REPORT OF JOINT SELECT COMMITTEE

The Honorable Wilton Simpson  
President of the Senate  
409 The Capitol  
404 South Monroe Street  
Tallahassee, FL 32399-1100

March 8, 2021

The Honorable Kelli Stargel  
Chair of the Senate Appropriations Committee  
420 Senate Building  
Tallahassee, FL 32399-1100

Dear Mr. President and Chair Stargel:

The Joint Select Committee on Collective Bargaining convened on March 8, 2021, in the *Reed Hall Committee Room*, 102 House Office Building, at 1:00 p.m. The purpose of the meeting was to provide all parties involved in collective bargaining disputes with the State of Florida the opportunity to present their positions to the Florida Legislature, consistent with the provisions of section 447.403, Florida Statutes, and the open meeting provisions of Article III, section 4, of the State Constitution.

The parties presented their positions and indicated they are continuing to negotiate the issues at impasse. We recommend that negotiations continue and that the appropriate legislative committees be kept abreast of the issues agreed upon by the parties as well as the issues that remain at impasse or require legislative action to resolve.

Copies of presentations and other pertinent materials have been retained by staff and, for purposes of future public inquiry, are available through the Senate Governmental Oversight and Accountability Committee or the Joint Select Committee on Collective Bargaining (JSCB) webpage located on the *Online Sunshine* website.

Respectfully submitted,  
*Senator Ray Rodrigues*  
Co-Chair

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 2-24**—Not used.

**Senate Bills 26-96**—Previously introduced.

By Senator Albritton—

**SB 98**—A bill to be entitled An act relating to workforce related programs and services; amending s. 216.136, F.S.; renaming the Workforce Estimating Conference as the Labor Market Estimating Conference; removing requirements for the Workforce Estimating Conference; providing requirements for the Labor Market Estimating Conference; amending s. 445.002, F.S.; redefining the term “for cause”; amending s. 445.004, F.S.; expanding the membership of the state workforce development board; specifying entities that can authorize certain expenditures; providing and revising requirements for the state board in order to achieve certain purposes; requiring the state board, in consultation with the department, to submit a report to the Governor

and Legislature; providing and revising reporting requirements; requiring the state board to assign letter grades to local workforce development boards; requiring local performance accountability measures to be based on identified local area needs; amending s. 445.007, F.S.; removing authority for a local board to review a decision by the department to deny a contract; requiring a local board to disclose certain compensation information to the department; providing term limits for local board members; providing an exception; requiring actions of the local board to be consistent with federal and state law; providing requirements for certain contracts between a local board and certain entities; providing an exception; requiring the department to review certain documentation when considering whether to approve a contract; removing authority for a local board to review a decision by the department to deny a contract; requiring a local board to disclose certain compensation information to the department; requiring local boards to publish specified information; requiring the department to review certain information provided by a local board in reviewing contracts; amending s. 445.009, F.S.; requiring a certain final payment amount to Individual Training Accounts; conforming provisions to changes made by the act; amending s. 445.038, F.S.; conforming provisions to changes made by the act; amending s. 446.021, F.S.; revising the definition of the term “uniform minimum preapprenticeship standards”; expanding the definition to include apprenticeship programs; amending s. 446.032, F.S.; requiring certain standards and policies established by the Department of Education to include a specified requirement for training providers; requiring, rather than authorizing, the department to adopt rules; providing requirements for a certain annual report; requiring the department to provide data from certain resources to specified persons and entities; amending s. 446.045, F.S.; specifying that the Governor shall fill vacancies on the State Apprenticeship Advisory Council for the remainder of a term; amending s. 1003.4156, F.S.; requiring a career and education planning course to include certain resources; amending s. 1003.4203, F.S.; specifying the sections under which the Department of Education must identify certain CAPE Digital Tool certificates; removing the deadline for such identification; removing specified skills that must be mastered; authorizing courses identified in the CAPE Industry Certification Funding List to articulate for college credit; removing the course limit; amending s. 1003.491, F.S.; requiring certain strategic plans to use labor projections identified by the Labor Market Estimating Conference; amending s. 1003.4935, F.S.; requiring that middle grades career and professional academies and career-themed courses lead to careers in occupations aligned with the CAPE Industry Certification Funding List; amending s. 1008.41, F.S.; adding the Labor Market Estimating Conference as a source of workforce data; amending s. 1008.44, F.S.; requiring the Commissioner of Education to conduct a review of the methodology used to determine certain full-time equivalent membership weights and, if necessary, recommend revised weights; requiring that the recommendations be provided to the Governor and the Legislature by a specified date; amending s. 1011.801, F.S.; conforming a provision to changes made by the act; amending s. 1011.802, F.S.; requiring the department to prioritize programs identified by the Labor Market Estimating Conference; providing requirements for awards under the Florida Pathways to Career Opportunities Grant Program; amending s. 445.011, F.S.; conforming a cross-reference; amending s. 1011.80, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

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**SB 100**—Previously introduced.

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By Senator Burgess—

**SB 102**—A bill to be entitled An act relating to Attorney General designation of matters of great governmental concern; creating s. 16.65, F.S.; providing legislative findings and intent; providing definitions; authorizing the Attorney General to declare that a matter is a matter of great governmental concern; providing that the Attorney General has the sole authority to file certain civil proceedings; authorizing the Attorney General to investigate certain matters; authorizing the Attorney General to institute or intervene in certain civil proceedings; authorizing the Attorney General to take certain actions in certain civil proceedings; providing that a declaration by the Attorney General that a matter is a matter of great governmental concern abates or stays cer-

tain civil proceedings; providing for the tolling of certain statutes of limitations; requiring certain entities to provide notice to the Attorney General; providing certain settlements and resolutions are void; providing that certain declarations do not constitute final agency action subject to review; providing that the Department of Legal Affairs is exempt from certain provisions for certain purposes; authorizing a governmental entity or its attorneys to apply to a court for recovery of attorney fees and costs; requiring a court to consider certain factors in calculating the amount of attorney fees; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

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**Senate Bills 104-120**—Not used.

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**Senate Bills 122-1644**—Previously introduced.

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By Senator Powell—

**SB 1646**—A bill to be entitled An act relating to background screening; creating s. 435.13, F.S.; prohibiting employers from excluding applicants from an initial interview for employment under certain conditions; providing a civil penalty for violations of the act; providing applicability; providing exceptions; requiring the Department of Economic Opportunity to enforce the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; and Rules.

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By Senator Powell—

**SB 1648**—A bill to be entitled An act relating to waiver of fees for affordable housing construction; amending s. 553.80, F.S.; authorizing local governments to waive fees associated with enforcing the Florida Building Code for costs relating to the construction of affordable housing; authorizing local governments to adopt ordinances exempting permits relating to the construction of affordable housing from certain fees; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Appropriations.

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By Senator Powell—

**SB 1650**—A bill to be entitled An act relating to juror sanctions; amending s. 40.23, F.S.; revising available sanctions for any person who fails to attend court as a juror without any sufficient excuse; restricting a court from imposing a term of imprisonment on any person who fails to attend as a juror without any sufficient excuse and is found in contempt of court unless the person is able to obtain legal representation; providing an effective date.

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

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By Senator Pizzo—

**SB 1652**—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; designating specified waterways in densely populated urban areas as anchoring limitation areas; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

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By Senator Gruters—

**SB 1654**—A bill to be entitled An act relating to education; amending s. 1001.43, F.S.; authorizing district school boards to conduct daily business in person or through the use of telecommunication networks; amending s. 1002.45, F.S.; deleting a requirement that certain contact with parents and students be made by telephone; revising the manner

and circumstances under which an approved provider’s contract is terminated; amending s. 1003.621, F.S.; exempting academically high-performing school districts from complying with a specified provision relating to the operation of all schools for a term of 180 actual teaching days; authorizing academically high-performing school districts to provide up to 2 days of virtual instruction; specifying requirements for the virtual instruction; amending s. 1011.61, F.S.; revising the definition of the term “full-time equivalent student” for purposes of the Florida Education Finance Program; providing an effective date.

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

By Senator Gruters—

**SB 1656**—A bill to be entitled An act relating to the Lawton Chiles Endowment Fund; amending s. 215.5601, F.S.; requiring the Chief Financial Officer to annually certify the amount of unencumbered and undispersed endowment funds which reverts to the endowment’s principal by a specified date; allocating a portion of the reverted funds to the board of trustees of the University of South Florida; requiring that such funds be used to support the university’s Health Heart Institute; providing conditions for the use of the funds; prohibiting the funds from being used to secure debt; requiring the Chief Financial Officer to notify the university’s board of trustees if a balance transfer will not occur during a given year; providing an effective date.

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

By Senator Bradley—

**SB 1658**—A bill to be entitled An act relating to power-driven vessel safety requirements; providing a short title; creating s. 327.396, F.S.; prohibiting sitting in a specified manner upon the bow, transom, or gunwale of a power-driven vessel while the vessel is making way; prohibiting a power-driven vessel operator from allowing a person to sit in such a way; defining terms; providing a noncriminal infraction; amending s. 327.73, F.S.; providing a noncriminal infraction for violations relating to power-driven vessel safety requirements; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senator Burgess—

**SB 1660**—A bill to be entitled An act relating to the Tampa-Hillsborough County Expressway Authority; amending s. 348.50, F.S.; renaming the Tampa-Hillsborough County Expressway Authority as the “West Florida Expressway Authority”; amending s. 348.51, F.S.; revising and defining terms; amending s. 348.52, F.S.; providing for the transfer of governance and control, property and legal rights, powers, responsibilities, and obligations from the Tampa-Hillsborough County Expressway Authority to the West Florida Expressway Authority; providing terms and conditions of the transfer; revising the composition of the governing body of the authority; revising requirements for membership, terms, and meetings; defining the term “communications media technology”; providing for expansion of the authority’s jurisdictional boundaries; amending s. 348.53, F.S.; revising the purposes of the authority; authorizing the authority to construct certain facilities within the expressway system; amending s. 348.54, F.S.; limiting the use of certain toll revenues; providing exceptions; deleting provisions relating to interest on gasoline tax funds repaid to Hillsborough County; revising powers of the authority; amending s. 348.565, F.S.; revising projects approved for financing or refinancing through revenue bonds; amending s. 348.60, F.S.; revising provisions relating to the pledge of surplus gasoline tax funds under a lease-purchase agreement; amending s. 348.61, F.S.; updating terminology; amending s. 348.62, F.S.; specifying lands and property the authority may acquire; repealing ss. 348.68 and 348.681, F.S., relating to consultation with the Hillsborough County City-County Planning Commission and design standards, respectively; renumbering and amending s. 348.70, F.S.; conforming provisions to changes made by the act; amending ss. 343.975, 348.545, 348.56, 348.57, 348.58, 348.59, 348.63, 348.64, 348.65, and 348.67, F.S.;

conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Powell—

**SB 1662**—A bill to be entitled An act relating to automatic sealing of criminal history records; amending s. 943.0595, F.S.; requiring the clerk of the court to transmit certified copies of the disposition of criminal history records for criminal cases disposed of before a certain date to the Department of Law Enforcement on a specified schedule; providing that transmission of the certified copy to the department seals the criminal history record; providing an effective date.

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

By Senator Rodriguez—

**SB 1664**—A bill to be entitled An act relating to disability abortions; amending s. 390.011, F.S.; defining the terms “disability” and “disability abortion”; amending s. 390.0111, F.S.; prohibiting a physician from performing or inducing, or attempting to perform or induce, a disability abortion; providing immunity from prosecution to a woman upon whom such abortion is performed; providing an exception; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

By Senator Hutson—

**SB 1666**—A bill to be entitled An act relating to private investigative and security services; amending s. 493.6111, F.S.; requiring the Department of Agriculture and Consumer Services to issue a Class “G” license to persons who meet specified requirements; amending s. 493.6115, F.S.; revising eligibility requirements for Class “C” and Class “CC” licensees to carry firearms; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

By Senator Rodriguez—

**SB 1668**—A bill to be entitled An act relating to seagrass mitigation banks; amending s. 253.03, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to establish seagrass mitigation banks under certain conditions; providing construction; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

By Senator Gainer—

**SB 1670**—A bill to be entitled An act relating to outdoor advertising; amending s. 252.35, F.S.; expanding the duties of the Division of Emergency Management to include the identification and maintenance of an inventory of available digital outdoor advertising structures capable of providing messaging to the public during declared states of emergency; amending s. 479.07, F.S.; requiring the Department of Transportation to include details for each sign permit issued by the department in a publicly accessible database; deleting a requirement for the department to furnish a metal permit tag to an applicant for a sign permit; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Diaz—

**SB 1672**—A bill to be entitled An act relating to the State University Free Seat Program; creating s. 1009.266, F.S.; creating the State University Free Seat Program; providing a purpose for the program; providing an exemption from tuition and fees, including lab fees, for one online course at a state university for certain resident students; prohibiting a state university from charging such students more than a specified percentage of the tuition rate and the tuition differential under certain circumstances; providing a limitation on the application of such tuition discount; providing an effective date.

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

By Senator Bean—

**SB 1674**—A bill to be entitled An act relating to the executive branch; amending s. 20.201, F.S.; providing that the appointment of the executive director of the Department of Law Enforcement is subject to a majority vote of the Governor and Cabinet, with the Governor and Attorney General on the prevailing side; amending s. 20.37, F.S.; providing that the Governor’s appointment of the executive director of the Department of Veterans’ Affairs is subject to a majority vote of the Governor and Cabinet, with the Governor on the prevailing side of such vote; requiring the Office of Program Policy Analysis and Government Accountability to contract for a review of the Department of Law Enforcement to determine whether the programs, functions, and services provided by the department are consistent with its mission; requiring that the contractor meet certain requirements; requiring the contractor to review the programs, functions, and services provided by the department; requiring the contractor to make certain recommendations; requiring the department to provide access to any information requested by the contractor; requiring the contractor to maintain confidentiality of any protected information; requiring the contractor to submit the report to certain elected officials by a specified date; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

By Senator Diaz—

**SB 1676**—A bill to be entitled An act relating to continuing chiropractic education; amending s. 460.408, F.S.; deleting a requirement that chiropractic continuing education be completed in a classroom setting; authorizing the Board of Chiropractic Medicine to rescind approval for continuing education courses and impose disciplinary action, if appropriate; prohibiting the board from requiring licensees to enroll in only preapproved courses to satisfy continuing education requirements; requiring the board to approve distance learning courses to satisfy continuing education requirements; prohibiting the board from limiting the number of hours and type of continuing education courses a chiropractic physician may complete through distance learning; authorizing the board to make exceptions to continuing education requirements during a declared state of emergency in this state; specifying who may teach board-approved continuing education courses; requiring, rather than authorizing, the board to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

By Senator Diaz—

**SB 1678**—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; increasing the statutory limits on liability for tort claims against the state and its agencies and subdivisions; specifying that the limitations in effect on the date a final judgment is entered apply to that claim; requiring that the limitations on tort liability be adjusted every year after a specified date; revising sovereign immunity applicability relating to certain hospitals and employees and agents of such hospitals; conforming provisions to changes made by the act; amending s. 766.111, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Appropriations.

By Senator Rodriguez—

**SB 1680**—A bill to be entitled An act relating to access to health care practitioner services; amending s. 456.013, F.S.; exempting certain physicians who provide a certain number of hours of pro bono services from continuing education requirements; amending s. 458.310, F.S.; revising the eligibility criteria for a restricted license; creating s. 458.3105, F.S.; establishing a registration program for volunteer retired physicians; providing eligibility criteria for such registration; requiring biennial registration renewal; requiring the Department of Health to waive certain fees; authorizing the Board of Medicine to deny, revoke, or impose restrictions or conditions on a registration for certain violations; amending s. 458.311, F.S.; revising the physician licensure criteria applicable to Canadian applicants; amending s. 458.319, F.S.; requiring the department to waive a physician’s license renewal fee under certain circumstances; deleting an obsolete date; creating s. 459.00751, F.S.; providing legislative intent; authorizing the Board of Osteopathic Medicine to issue restricted licenses to applicants who satisfy certain criteria; requiring restricted licensees to pass the licensure examination within a specified timeframe; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 459.00752, F.S.; establishing a registration program for volunteer retired osteopathic physicians; providing eligibility criteria for such registration; requiring biennial registration renewal; requiring the department to waive certain fees; authorizing the Board of Osteopathic Medicine to deny, revoke, or impose restrictions or conditions on a registration for certain violations; amending s. 459.008, F.S.; requiring the department to waive an osteopathic physician’s license renewal fee under certain circumstances; deleting an obsolete date; amending s. 766.1115, F.S.; revising the definition of the term “low-income”; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gruters—

**SB 1682**—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; defining terms; prohibiting certain telephonic sales calls without the prior express written consent of the called party; removing provisions authorizing the use of certain automated telephone dialing systems; providing a rebuttable presumption for certain calls made to an area code in this state; providing a cause of action for aggrieved called parties; authorizing a court to increase an award for willful and knowing violations; revising awards of attorney fees and costs for violations to authorize only a prevailing defendant to receive such an award; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Regulated Industries; and Rules.

By Senator Torres—

**SB 1684**—A bill to be entitled An act relating to microbusinesses; amending s. 288.001, F.S.; defining the term “microbusiness” for the purposes of the Florida Small Business Development Center Network; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Rules.

By Senator Torres—

**SB 1686**—A bill to be entitled An act relating to the definition of developmental disability; providing a short title; amending s. 393.063, F.S.; revising the definition of the term “developmental disability”; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Torres—

**SB 1688**—A bill to be entitled An act relating to homeowners' association recalls; providing a short title; amending s. 720.303, F.S.; revising the process for recalling a director of a homeowners' association; requiring a specified percentage of certain parcel owners to initiate a recall petition or a special meeting to recall a director; requiring the board of directors to duly notice and hold a referendum within a specified time; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Hutson—

**SB 1690**—A bill to be entitled An act relating to critically eroded beaches; requiring the Department of Environmental Protection to update its list and report on critically eroded beaches in this state and the associated comprehensive long-term management plans to include certain beaches eroded by certain hurricanes and identified by the United States Army Corps of Engineers as critically eroded; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

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**Senate Resolutions 1692-1694**—Not introduced.

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By Senator Torres—

**SM 1696**—A memorial to the Congress of the United States, urging Congress to propose to the states an amendment to the Constitution of the United States which would increase the number of United States Senators to three in any state that has a population of more than 6 million as determined by the federal census.

—was referred to the Committees on Ethics and Elections; and Rules.

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By Senator Torres—

**SB 1698**—A bill to be entitled An act relating to preservation of ballots and digital images of ballots; amending s. 102.166, F.S.; requiring each supervisor of elections to preserve certain ballots and digital images of ballots for a specified period following an election subject to a manual recount; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations; and Rules.

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By Senator Torres—

**SB 1700**—A bill to be entitled An act relating to release of adoption information; amending s. 63.162, F.S.; revising circumstances under which certain adoption records may be released without a court order; conforming provisions to changes made by the act; deleting a provision relating to court-appointed intermediaries or licensed child-placing agencies that contact certain birth parents or adult adoptees; amending s. 382.015, F.S.; authorizing the Department of Health to break the seal of specified birth records upon the request of the person whose birth is the subject of such records, subject to certain conditions; amending s. 63.085, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

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By Senator Hutson—

**SB 1702**—A bill to be entitled An act relating to government property tax exemptions; amending s. 196.012, F.S.; revising the types of lessees whose purposes and functions are deemed to be governmental, municipal, or public purposes or functions; providing exemptions from ad valorem taxes for certain real property; reenacting s. 196.199, F.S., relating to government property tax exemptions, to incorporate the amendments made by this act to s. 196.012, F.S., in a reference thereto; providing construction; providing an effective date.

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

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By Senator Broxson—

**SB 1704**—A bill to be entitled An act relating to public records; amending s. 282.318, F.S.; expanding a public records exemption for portions of records containing network schematics, hardware and software configurations, or encryption to include those records held by a county supervisor of elections; providing for retroactive application; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

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By Senator Torres—

**SB 1706**—A bill to be entitled An act relating to federal immigration enforcement; repealing ch. 908, F.S., consisting of ss. 908.101, 908.102, 908.103, 908.104, 908.105, 908.106, 908.107, 908.108, and 908.109, F.S., relating to legislative findings and intent, definitions, a prohibition on sanctuary policies, cooperation with federal authorities, duties relating to immigration detainees, reimbursement of costs, enforcement, education records, and a prohibition on discrimination, respectively; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

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By Senator Torres—

**SB 1708**—A bill to be entitled An act relating to the Urban High-Crime Area Job Tax Credit Program; repealing s. 212.097, F.S., relating to the Urban High-Crime Area Job Tax Credit Program; amending ss. 220.1895 and 288.0655, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Thurston—

**SB 1710**—A bill to be entitled An act relating to standards for pursuit and arrest of suspects; amending s. 776.05, F.S.; providing additional criteria for use of force by law enforcement officers; creating s. 943.17185, F.S.; providing a definition; requiring law enforcement agencies to adopt standards for the pursuit of different types of fleeing suspects; providing requirements for such standards; providing an effective date.

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

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By Senator Torres—

**SB 1712**—A bill to be entitled An act relating to claims for medical negligence; amending ss. 400.023, 400.0235, and 429.295, F.S.; conforming provisions to changes made by the act; amending s. 768.21, F.S.; authorizing an adult child who was under the care of a legal parental guardian at the time of a parent's death or the adult child's personal representative to file a claim for medical negligence under certain circumstances; authorizing the legal parental guardian of an

adult child or the parental guardian's personal representative to file a claim for medical negligence under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

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By Senator Harrell—

**SB 1714**—A bill to be entitled An act relating to residency status for tuition purposes; amending s. 1009.21, F.S.; expanding the list of persons who may not lose resident status for tuition purposes; providing an effective date.

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

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By Senator Hooper—

**SB 1716**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in Pinellas County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; and Appropriations.

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By Senator Berman—

**SB 1718**—A bill to be entitled An act relating to renewable energy sources; amending s. 366.91, F.S.; defining terms; authorizing a public educational customer to enter into a contract for the installation, maintenance, or operation of a renewable energy source device located on property owned or controlled by the public educational customer; providing that financing arrangements for such contracts are not considered retail sales of electricity; limiting the capacity of the renewable energy source device; requiring electric utilities to provide meter aggregation to public educational customers under certain circumstances; providing that shared solar facilities may participate in an electric utility's net metering program; limiting the annual allocated credits for a public educational customer; requiring electric utilities to adopt a tariff, subject to Public Service Commission review, by a specified date; authorizing business entities or third parties contracted by such owners to install, maintain, and operate a renewable energy source device on or about the structure in which the business entity operates or on a property the business entity owns or leases; authorizing business entities or contracted third parties to sell electricity generated from the device to certain businesses regardless of whether the device is located in a utility's service territory; exempting from regulation the sale of electricity produced by such devices; limiting the annual allocated credits for business entities; limiting the capacity of the renewable energy source device; creating s. 366.9151, F.S.; defining terms; authorizing public customers to use specified mechanisms to generate electricity using renewable energy generating systems on eligible properties; limiting the capacity of the renewable energy generating system; requiring third-party installers to comply with certain safety and disclosure requirements; authorizing a public customer with multiple meters on multiple properties to aggregate its electricity consumption for net metering purposes; requiring electric utilities to offer public customers a method to aggregate meters after a certain date; limiting the annual allocated credits for public customers; authorizing the commission to adopt specified rules; amending s. 1013.44, F.S.; prohibiting costs associated with such systems from being included in the calculation of total cost per student station for the purpose of a limit imposed on such costs for certain new construction; amending ss. 366.92, 373.236, and 403.973, F.S.; conforming cross-references; providing an effective date.

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

By Senator Torres—

**SB 1720**—A bill to be entitled An act relating to school meals; amending s. 595.405, F.S.; revising provisions relating to school nutrition program requirements; requiring district school boards that participate in the National School Lunch Program to provide meals to a student regardless of his or her ability to pay or whether he or she has any unpaid meal charges; prohibiting certain students from being required to destroy or dispose of a meal based on any unpaid meal charges; providing an exception; requiring district school boards to adopt policies regarding unpaid meal charges; providing an effective date.

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

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By Senator Torres—

**SB 1722**—A bill to be entitled An act relating to workforce retention; creating s. 559.953, F.S.; providing a short title; creating s. 559.9531, F.S.; defining terms; creating s. 559.9532, F.S.; requiring certain employers that intend to relocate out of state or cease operation to notify the Department of Business and Professional Regulation within a specified timeframe; requiring the department to compile and publish a semiannual list of employers that relocate out of state or cease operation; creating s. 559.9533, F.S.; providing that such employers are ineligible for state grants, loans, or tax benefits for a specified timeframe; requiring such employers to remit certain funds to the department under certain circumstances; providing exceptions; creating s. 559.9534, F.S.; requiring the head of each state agency to ensure that certain services are performed by state contractors within the state; requiring compliance by certain contractors by a specified date; requiring certain customer service employees to immediately be employed within the state; creating s. 559.9535, F.S.; providing construction; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

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By Senator Perry—

**SB 1724**—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; including the terms "specific" and "specifically" as defined terms along with the term "specificity" and revising the associated definition; amending s. 440.11, F.S.; deleting an exception from applicability of fellow-employee immunities; creating s. 440.1915, F.S.; requiring injured employees and other claimants to sign and attest to a specified statement relating to the payment of attorney fees before engaging an attorney or any other representative for certain purposes; prohibiting such injured employees or claimants from proceeding with a petition for benefits, except pro se, until the signature is obtained; amending s. 440.192, F.S.; revising conditions under which a petition for benefits or a portion thereof must be dismissed by the Office of the Judges of Compensation Claims or the assigned judge of compensation claims; revising the information required in such petitions; providing construction; requiring claimants and their attorneys to make a good faith effort to resolve the dispute before filing a petition; requiring that petitions include evidence demonstrating such good faith effort; authorizing judges of compensation claims to determine if such effort was made; requiring the judge of compensation claims to dismiss the petition, and authorizing the judge to impose sanctions, including attorney fees, if he or she finds such effort was not made; providing that certain dismissals are without prejudice; specifying timeframes within which a judge of compensation claims must enter an order on certain motions to dismiss; revising conditions under which judges of compensation claims are prohibited from awarding attorney fees; amending s. 440.25, F.S.; requiring that the pretrial outline under a certain expedited dispute resolution process contain a specified personal attestation by the claimant's attorney relating to hours to date; revising the timeframe and conditions under which attorney fees attach to certain proceedings; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

By Senator Torres—

**SB 1726**—A bill to be entitled An act relating to the Department of Labor; creating s. 20.71, F.S.; creating the Department of Labor, headed by the Secretary of Labor, who is appointed by the Governor and confirmed by the Senate; authorizing the secretary to establish divisions and regional offices of the department; requiring that the headquarters of the department be located in Tallahassee; providing the purpose of the department; authorizing the department to adopt rules; amending s. 448.109, F.S.; conforming provisions to changes made by the act; amending s. 448.110, F.S.; designating the Department of Labor as the state Agency for Workforce Innovation for purposes of implementing s. 24, Art. X of the State Constitution; defining terms; revising the protected rights of an employee; creating a rebuttable presumption and burden of proof for an employer; revising the process for filing a complaint or a civil action for a violation of protected rights; providing that employers have the burden of proving that the complainant is not an employee; providing a presumption regarding employment status in the absence by proof to the contrary; authorizing the department to conduct investigations, issue citations, enforce and collect judgments by certain means, and enter into agreements with other agencies to assist it with administration and enforcement; subject to the appropriation of funds for that purpose, requiring the department to establish and maintain an outreach and education partnership program for a specified purpose; specifying the powers of the department in connection with its powers and duties; providing for injunctive relief under certain circumstances; providing a process for review of a citation, levy, or stop-order issued by the department; providing penalties, including criminal penalties; tolling the statute of limitations during an investigation; providing liability; requiring that certain records be maintained for a specified length of time; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Baxley—

**SB 1728**—A bill to be entitled An act relating to an out-of-state fee waiver for nonresident students; amending s. 1009.26, F.S.; requiring a state university to waive the out-of-state fee for a nonresident student who meets certain requirements; providing applicability; requiring each state university to report specified information regarding such out-of-state fee waivers to the Board of Governors annually; requiring that a student who is granted such out-of-state fee waiver be excluded from the limitation on the systemwide total enrollment of nonresident students; requiring the Board of Governors to adopt regulations; providing an effective date.

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

By Senator Stewart—

**SB 1730**—A bill to be entitled An act relating to land conservation; amending s. 196.26, F.S.; revising requirements for the use of land for conservation purposes to be exempt from ad valorem taxation; amending s. 704.06, F.S.; authorizing conservation easement agreements to include provisions that allow recreational activities; deleting a provision requiring that activities authorized under a conservation easement agreement be a current or historic use of the land placed under easement; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Finance and Tax; and Appropriations.

By Senator Albritton—

**SB 1732**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bradley—

**SB 1734**—A bill to be entitled An act relating to consumer data privacy; creating s. 501.172, F.S.; providing a short title; creating s. 501.173, F.S.; providing a purpose; creating s. 501.174, F.S.; defining terms; creating s. 501.175, F.S.; providing that consumers have the right to direct certain businesses not to sell their personal information; providing construction; requiring such businesses to notify consumers of such right; requiring businesses to comply with such a request under certain circumstances; prohibiting businesses from selling the personal information of consumers younger than a specified age without express authorization from the consumer or the consumer's parent or guardian under certain circumstances; providing that a business that willfully disregards a consumer's age is deemed to have actual knowledge of the consumer's age; requiring certain businesses to provide a specified link on their web page for consumers to opt out; providing requirements for businesses to comply with a consumer's opt-out request; providing that consumers have the right to submit a verified request for businesses to delete or correct personal information the businesses have collected about the consumers; prohibiting businesses from taking certain actions to discriminate against consumers who exercise certain rights; providing construction; providing that consumers may authorize other persons to opt out of the sale of the consumer's personal information or to request the deletion of such information on the consumer's behalf; requiring businesses to establish designated addresses through which consumers may submit verified requests; specifying requirements for consumers' verified requests and businesses' responses; requiring businesses to comply with previous consumer requests without requiring additional information from the consumer, under certain circumstances; requiring businesses to provide certain notices to consumers; creating s. 501.176, F.S.; providing applicability; authorizing businesses to charge consumers a reasonable fee for manifestly unfounded or excessive requests, or to refuse to complete a request under certain circumstances; providing for business liability under certain circumstances; providing construction; providing that a consumer's rights and the obligations of a business may not adversely affect the rights and freedoms of other consumers; creating s. 501.177, F.S.; authorizing consumers to initiate civil actions for violations; providing civil remedies; requiring the Department of Legal Affairs to adopt rules and to initiate legal proceedings against a business under certain circumstances; providing civil penalties; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

By Senator Ausley—

**SB 1736**—A bill to be entitled An act relating to mental health treatment and examinations; amending s. 394.459, F.S.; specifying additional persons who may consent to mental health treatment in certain circumstances; revising the frequency with which the restriction on a patient's right to communicate or receive visitors must be reviewed; amending s. 394.4599, F.S.; authorizing a receiving facility to seek assistance from a mobile crisis response team for certain purposes; amending s. 394.462, F.S.; authorizing counties to use mobile crisis response teams for certain purposes; deleting a requirement that a receiving facility provide examination and treatment to a felony arrestee who appears to meet the criteria for involuntary examination or placement at the place where he or she is held; amending s. 394.463, F.S.; revising criteria for involuntary examination; authorizing, rather than requiring, an officer to take a person who appears to meet the criteria for involuntary examination into custody and deliver the person to a receiving facility; revising standards for the use of physical force and restraint in taking custody of persons subject to ex parte orders; revising provisions on return of firearms to persons after confiscation; providing for release of certain persons to behavioral health diversion programs; amending s. 394.4655, F.S.; revising who may testify as to a patient's history in considering criteria for involuntary outpatient services; amending s. 394.4573, F.S.; specifying that recovery support services include access to certified peer specialists; amending s. 394.496, F.S.; deleting physicians from the list of professionals required to develop service plans; amending s. 951.23, F.S.; defining the term "in-

mate”; specifying rights to treatment of persons in county and municipal detention facilities; providing for such treatment; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Appropriations.

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By Senator Brodeur—

**SB 1738**—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; excluding from Schedule I cannabis if it is contained within a pharmaceutical product approved by the United States Food and Drug Administration; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

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By Senator Rouson—

**SB 1740**—A bill to be entitled An act relating to the Florida Seal of Fine Arts Program; creating s. 1003.4321, F.S.; establishing the Florida Seal of Fine Arts Program within the Department of Education; providing the purpose of the program; specifying eligibility requirements for the awarding of a Seal of Fine Arts; defining the term “work of art”; authorizing the State Board of Education to adopt additional requirements for the award of a seal; requiring the Commissioner of Education and school districts to perform specified duties to administer the program; prohibiting a school district or the Department of Education from charging a fee for the seal; requiring the state board to adopt rules; providing an effective date.

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

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By Senator Powell—

**SB 1742**—A bill to be entitled An act relating to use of deadly force; creating s. 943.087, F.S.; defining the term “serious bodily injury”; requiring certain law enforcement agencies to collect and report to the Department of Law Enforcement specified information regarding the use of deadly force; requiring the department to create and provide such agencies with a standardized form for reporting such information; requiring the department to provide for electronic submission of such information; requiring the department, in consultation with specified associations, to develop and maintain a database for the retention of such information for at least a specified period of time; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Appropriations.

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By Senator Powell—

**SB 1744**—A bill to be entitled An act relating to the Black Business Loan Program; amending s. 288.7102, F.S.; revising the types of black business enterprises eligible to receive funds under the program; requiring that the application process and the annual certification process for the program be separate and distinct processes; requiring the Department of Economic Opportunity to consider certain factors when assessing applications; requiring that applications contain certain information; revising eligibility requirements for recipients under the program; reenacting s. 288.7094(2), F.S., relating to black business investment corporations, to incorporate the amendment made to s. 288.7102, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Jones—

**SB 1746**—A bill to be entitled An act relating to court records of eviction proceedings; creating s. 83.626, F.S.; authorizing tenants and

mobile home owners who are defendants in certain eviction proceedings to file a motion with the court to have the records of such proceedings sealed and to have their names substituted on the progress docket under certain conditions; requiring the court to grant such motions if certain requirements are met; requiring the court to substitute a defendant’s name on the progress docket if a judgment is entered in favor of the defendant; prohibiting the court from charging certain fees; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

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By Senator Jones—

**SB 1748**—A bill to be entitled An act relating to public records; amending s. 83.626, F.S.; exempting a defendant’s name that has been removed from the progress docket and certain sealed records relating to eviction proceedings from public records requirements; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

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By Senator Broxson—

**SB 1750**—A bill to be entitled An act relating to litigation financing consumer protection; creating part XIII of ch. 559, F.S., entitled “Litigation Financing Consumer Protection Act”; creating s. 559.953, F.S.; defining terms; creating s. 559.954, F.S.; requiring litigation financiers to register with the Department of State before engaging in litigation financing; providing registration requirements; requiring litigation financiers to file a surety bond meeting specified requirements; requiring the department serve notice to such financiers and to revoke such registrations for certain noncompliance; authorizing the department to adopt rules; creating s. 559.955, F.S.; providing requirements for litigation financing contracts; creating s. 559.956, F.S.; prohibiting litigation financiers from engaging in specified conduct; creating s. 559.957, F.S.; providing disclosure requirements for litigation financing contracts; creating s. 559.958, F.S.; providing for the assignment of contingent rights to civil action or claim proceeds; specifying the priority of liens against or rights to civil action or claim proceeds; creating s. 559.959, F.S.; authorizing litigation financiers to assess specified interest, fees, and charges; providing requirements for such interest, fees, and charges; prohibiting a litigation financier from assessing certain fees or charges; creating s. 559.961, F.S.; requiring the disclosure of litigation financing contracts under specified circumstances; creating s. 559.962, F.S.; providing that specified communications between attorneys and litigation financiers do not affect statutory or common-law privilege; creating s. 559.963, F.S.; providing that violations of the act constitute deceptive and unfair trade practices; providing construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 1752**—A bill to be entitled An act relating to independent special district utilities; directing the Department of Environmental Protection to amend specified rules to exempt construction or maintenance of a water or sewer system by an independent special district utility from certain authorization requirements; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

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By Senator Brodeur—

**SB 1754**—A bill to be entitled An act relating to the Parent-Teacher Compact program; providing a short title; creating s. 1002.371, F.S.; requiring the State Board of Education to establish the Parent-Teacher Compact program; providing the purposes of the program; defining the term “teacher”; authorizing a parent to enter into a written compact with a teacher to oversee the education of his or her children; author-



izing a teacher to enter into multiple compacts with multiple families; specifying the information the compact must contain; requiring a teacher to submit a compact to the Department of Education for review and approval; requiring the state board to publish a compact template; providing that a student being served pursuant to a compact is considered enrolled in an education program; requiring a teacher who is a signed party to a compact to be a member of any individualized education program team; requiring a teacher who is serving students under a compact to maintain a portfolio of student records and materials; specifying requirements for the portfolio; requiring the teacher to evaluate and certify that the student demonstrates educational progress at a certain level; requiring the teacher to file a copy of such evaluation annually with the district school superintendent's office in the county in which the student resides; requiring teachers serving one or more students in a compact to offer to administer the statewide, standardized assessments; requiring teachers who are serving students under a parent-teacher compact to be considered employees of the department for a certain timeframe; authorizing teachers serving under a compact to participate in the Florida Retirement System and state group insurance program; providing for funding; requiring school districts to report all students participating in a compact; requiring the department to transfer funds on certain dates to an account for disbursement to participating teachers; requiring the Chief Financial Officer to make payments in four equal amounts no later than specified dates by individual warrant payable to the student's teacher; requiring a teacher to notify the department within a certain timeframe after termination of a compact; requiring the department to prorate funding to the teacher based on instructional hours rendered; exempting the state from liability; clarifying that the program does not expand the regulatory authority of the state; requiring the state board to adopt rules; amending s. 1003.01, F.S.; conforming a provision related to regular school attendance to changes made by the act; providing an effective date.

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

By Senator Jones—

**SB 1756**—A bill to be entitled An act relating to candidate qualifying and campaign expenditures; amending s. 99.012, F.S.; prohibiting a person from qualifying as a candidate for state, district, county, or municipal office in certain circumstances; amending s. 99.061, F.S.; providing requirements for the check with which a candidate's qualifying fee is paid; amending s. 106.07, F.S.; providing requirements for the notice a filing officer is required to provide to a candidate in certain circumstances; prohibiting a person who owes a certain fine from qualifying as a candidate for election to office until such fine is paid; requiring the filing officer to report certain information to an appropriate elections official, who shall prohibit such person from qualifying as a candidate for election for a certain period; amending s. 106.11, F.S.; providing that checks for a campaign account may not contain certain information; amending s. 112.324, F.S.; prohibiting a person under investigation by the Commission on Ethics from qualifying as a candidate for election in certain circumstances; requiring the commission to provide such person a written notice containing certain information; requiring the commission to report certain information to an appropriate elections official, who shall prohibit such person from qualifying as a candidate for election for a certain period; providing an effective date.

—was referred to the Committees on Ethics and Elections; Community Affairs; and Rules.

By Senator Brandes—

**SB 1758**—A bill to be entitled An act relating to money services businesses; amending s. 559.952, F.S.; revising exceptions for a licensee during the Financial Technology Sandbox period; amending s. 560.103, F.S.; revising and providing definitions; amending s. 560.204, F.S.; prohibiting certain activities by a person without obtaining a license; revising the definition of the term "compensation"; amending s. 560.210, F.S.; providing requirements for a money transmitter that receives virtual currency; excluding virtual currency in the calculation of permissible investments; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Albritton—

**SB 1760**—A bill to be entitled An act relating to personal protective equipment; amending s. 252.35, F.S.; requiring the Division of Emergency Management to complete an inventory of personal protective equipment; requiring the division to take certain action to ensure the availability of personal protective equipment during a declared emergency caused by an infectious or communicable disease; requiring that such equipment be available for purchase at a certain cost by specified persons and entities; prohibiting such equipment from being resold at certain prices; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Appropriations.

By Senator Gruters—

**SB 1762**—A bill to be entitled An act relating to the Florida Postsecondary Student Assistance Grant Program; amending s. 1009.52, F.S.; expanding grant eligibility to certificate-seeking students; expanding the postsecondary institution list for grant-eligible students to include institutions licensed by the Commission for Independent Education which prepare students to obtain Airframe and Powerplant certification from the Federal Aviation Administration; providing an effective date.

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

By Senator Cruz—

**SB 1764**—A bill to be entitled An act relating to the recycling of organic waste material; amending s. 403.703, F.S.; defining terms; creating s. 403.7044, F.S.; requiring certain commercial waste generators and certain institutions of higher education, beginning on specified dates and under certain circumstances, to ensure that their organic waste materials are separated and recycled at specified recycling facilities; providing an exception for commercial waste generators or institutions of higher education that perform composting of or treat organic waste material onsite; amending s. 403.707, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Powell—

**SB 1766**—A bill to be entitled An act relating to the sale of hemp-derived delta-8-tetrahydrocannabinol; creating s. 581.218, F.S.; defining terms; prohibiting retailers from selling hemp-derived delta-8-tetrahydrocannabinol products to individuals who are under 21 years of age; providing requirements for the delivery of such products; providing civil and criminal penalties; providing an effective date.

—was referred to the Committees on Agriculture; Criminal Justice; and Rules.

By Senator Rouson—

**SB 1768**—A bill to be entitled An act relating to agriculture and nutrition; creating s. 220.192, F.S.; defining terms; providing a tax credit for farmers who donate agricultural commodities to certain charitable and nonprofit organizations for certain distribution; providing application requirements; authorizing unused tax credit amounts to be carried forward for a specified period; limiting the tax credit amount a farmer may be granted; requiring the Department of Agriculture and Consumer Services to adopt specified rules; amending s. 287.082, F.S.; conforming provisions to changes made by the act; creating s. 287.0823,

F.S.; declaring that it is a state goal that by a specified date, a percentage of food commodities purchased by state agencies, universities, and colleges will be grown or produced in this state; requiring state agencies, universities, and colleges to give preference to food commodities grown or produced in this state in certain purchasing agreements, state term contracts, or contracts for the purchase of food commodities; providing conditions for such preference; defining the term “food commodities”; requiring certain state agencies, universities, and colleges to cooperate with the department in establishing a reporting system; requiring such state agencies, universities, and colleges to report compliance to the Governor, Cabinet, and Legislature by a specified date each year; specifying report requirements; amending s. 595.405, F.S.; providing sponsor reimbursements for certain school breakfast meals; requiring certain schools to implement a program for special assistance certification and reimbursement alternatives to provide universal free school breakfast and lunch meals; providing an exception; requiring sponsors or designated sponsor entities to consider certain public testimony before declining to implement the program; directing the Department of Education to use specified data and methodologies to establish income levels for schools implementing the program; requiring a specified multiplier to be applied when using certain data; creating s. 595.421, F.S.; establishing the Agricultural Surplus Purchase Program within the department for a specified purpose; authorizing the department to consult with specified entities; directing the department to purchase, donate, and distribute certain agricultural commodities to specified organizations and communities and to adopt specified rules; creating s. 595.422, F.S.; establishing the Local Food Pantry Infrastructure Assistance Grant Program within the department for a specified purpose; defining the term “food pantry”; requiring the department to adopt specified rules and to promote and market the program; creating s. 595.802, F.S.; establishing the Healthy Food Access Pilot Program within the department for a specified purpose; requiring the department to adopt rules; authorizing the department to enter into agreements with third-party vendors; requiring the department to submit specified annual reports to the Governor and Legislature; providing that the program is repealed by a specified date unless reenacted by the Legislature; creating s. 595.803, F.S.; establishing the Produce Prescription Pilot Program within the department for a specified purpose; requiring the department to adopt rules; authorizing the department to enter into agreements with third-party vendors; requiring the department to submit specified annual reports to the Governor and Legislature; providing that the program is repealed by a specified date unless reenacted by the Legislature; requiring the department to conduct a specified study on geographical areas with limited access to affordable and nutritious food; requiring the department to adopt rules; authorizing the department to contract with a third-party vendor; providing appropriations; providing an effective date.

—was referred to the Committees on Agriculture; Finance and Tax; and Appropriations.

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By Senator Jones—

**SB 1770**—A bill to be entitled An act relating to genetic counseling; creating part III of ch. 483, F.S., titled “Genetic Counseling”; providing a short title; providing legislative findings and intent; defining terms; providing licensure, licensure renewal, and continuing education requirements; requiring the Department of Health to adopt by rule continuing education requirements; prohibiting certain acts; providing penalties and grounds for disciplinary action; authorizing the department to enter an order denying licensure or imposing other penalties for certain violations; providing exemptions; amending s. 456.001, F.S.; revising the definition of the term “health care practitioner” to include licensed genetic counselors; amending s. 20.43, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

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By Senator Jones—

**SB 1772**—A bill to be entitled An act relating to fees; creating s. 483.919, F.S.; requiring the Department of Health to adopt by rule procedures for the issuance and annual renewal of genetic counselor licenses, including a specified application fee; authorizing the depart-

ment to waive payment of the fee by rule; providing for the deposit and use of fee proceeds; providing a contingent effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

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By Senator Cruz—

**SB 1774**—A bill to be entitled An act relating to bottled water; creating s. 500.458, F.S.; requiring the Department of Environmental Protection to monitor certain consumptive use permits; providing penalties for nonpayment of fees; directing the department to adopt rules; providing applicability; providing a contingent effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Cruz—

**SB 1776**—A bill to be entitled An act relating to fees; amending s. 500.458, F.S.; requiring the Department of Environmental Protection to charge bottled water companies a specified fee per gallon extracted; requiring the department to distribute the funds collected from the fees to certain water management districts for specified purposes; providing a contingent effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Cruz—

**SB 1778**—A bill to be entitled An act relating to state symbols; creating s. 15.0522, F.S.; designating the blue crab as the official state crustacean; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Governmental Oversight and Accountability; and Rules.

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By Senator Cruz—

**SB 1780**—A bill to be entitled An act relating to emergency drills in public schools; amending s. 1006.07, F.S.; revising district school board duties relating to fire drills and emergency drills for active shooter and hostage situations; expanding requirements for district school board procedures relating to drills for active shooter and hostage situations; requiring district school boards to establish procedures to provide advance notification of drills for active shooter and hostage situations to parents and to provide parents with an option to excuse their students from physical drills; requiring such procedures to allow certain students to elect to remain on school premises during physical drills and remain excused from the drills; providing an effective date.

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

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By Senator Ausley—

**SB 1782**—A bill to be entitled An act relating to contracts for instructional personnel; amending s. 1001.42, F.S.; deleting a prohibition on district school boards awarding annual contracts on the basis of unauthorized contingencies or conditions; deleting a prohibition on district school boards altering or limiting their authority to award or not award an annual contract; amending s. 1012.335, F.S.; defining the term “extended contract”; authorizing the district school board to award an extended contract to certain instructional personnel; providing how extended contracts may be awarded; providing a remedy for the violation of an extended contract; authorizing the suspension or dismissal of personnel on an extended contract under certain circumstances; providing an effective date.

—was referred to the Committees on Education; Community Affairs; and Rules.

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By Senators Cruz and Book—

**SB 1784**—A bill to be entitled An act relating to lewd adult battery; amending s. 784.041, F.S.; creating the offense of lewd adult battery, which prohibits a person from knowingly and intentionally, without the consent of the victim, touching the breasts, genitals, genital area, or buttocks, or the clothing covering them, of a person 18 years of age or older; defining the terms “consent” and “coercion”; providing criminal penalties; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

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By Senator Burgess—

**SB 1786**—A bill to be entitled An act relating to payments for birth-related neurological injuries; amending s. 766.31, F.S.; increasing the amount that may be awarded to the parents or legal guardians of an infant found to have sustained a birth-related neurological injury; requiring that such amount be revised annually; providing for retroactive application; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

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By Senator Boyd—

**SB 1788**—A bill to be entitled An act relating to construction permits; amending s. 125.022, F.S.; revising procedures for counties reviewing applications for development permits and orders; amending s. 125.56, F.S.; revising requirements for a county to post certain information on its website; requiring that certain items be able to be submitted electronically to the building department; amending s. 166.033, F.S.; revising procedures for municipalities reviewing applications for development permits and orders; amending s. 553.79, F.S.; revising requirements for a local enforcement agency to post certain information on its website; requiring that certain items be able to be submitted electronically to the building department; revising procedures for the issuance of building permits for single-family residential dwellings; requiring local enforcing agencies to reduce building permit fees under certain circumstances; providing requirements for such reductions; amending s. 553.792, F.S.; requiring local governments to reduce building permit fees under certain circumstances; providing requirements for such reductions; providing applicability; amending s. 553.794, F.S.; requiring local building departments to reduce building permit fees under certain circumstances; amending s. 713.135, F.S.; prohibiting authorities from requiring applicants to provide certain contracts as a condition of receiving a building permit; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

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By Senator Torres—

**SB 1790**—A bill to be entitled An act relating to local government communications services; amending s. 125.421, F.S.; removing provisions that require counties and entities of local government to pay ad valorem taxes or fees under specified conditions on certain telecommunications facilities; removing a waiver on immunity on taxation of property for counties or other entities of local government under such circumstances; amending s. 166.047, F.S.; removing provisions that require municipalities and other entities of local government to pay ad valorem taxes or fees under specified conditions on certain telecommunications facilities; removing a waiver on immunity on taxation of property for municipalities or other entities of local government under such circumstances; amending ss. 196.012, 199.183, and 212.08, F.S.; deleting provisions relating to certain tax exemptions for property and the use of two-way telecommunications services; amending s. 350.81, F.S.; removing provisions that identify procedures that must be followed

by governmental entities before providing communications services; removing provisions related to the use of certain revenues to issue bonds to finance communications services; removing provisions that provide certain procedures if revenues do not exceed operating costs after a specified period of time; removing provisions exempting certain governmental entities from certain requirements relating to telecommunications services; removing a provision specifying that certain airport authorities or other governmental entities are not exempt from certain procedural requirements relating to telecommunications services; providing an effective date.

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

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By Senator Brandes—

**SB 1792**—A bill to be entitled An act relating to the Beverage Law; amending s. 561.01, F.S.; defining the term “barrel”; amending s. 561.221, F.S.; authorizing manufacturers to transfer malt beverages that are owned in whole or in part by the manufacturer but are brewed by another manufacturer; authorizing manufacturers to sell, transport, or deliver malt beverages to vendors if certain requirements are met; revising requirements for vendors to be licensed as manufacturers; conforming provisions to changes made by the act; amending s. 561.42, F.S.; prohibiting certain entities from renting or loaning durable retailer advertising specialties; requiring that durable retailer advertising specialties be sold at a price not less than the actual cost to the industry member who initially purchased such items; prohibiting distributors of malt beverages from giving vendors draft equipment and tapping accessories at no charge; amending s. 561.57, F.S.; removing a provision that prohibits a manufacturer possessing a vendor’s license from making specified deliveries; amending s. 563.022, F.S.; revising construction; repealing s. 561.37, F.S., relating to bonds for tax payments; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Bracy—

**SB 1794**—A bill to be entitled An act relating to applied behavior analysis services; amending s. 400.9905, F.S.; revising the definition of the term “clinic” to exempt certain groups of individuals providing applied behavior analysis services from health care clinic licensure requirements; amending s. 1003.572, F.S.; revising the definition of the term “private instructional personnel” to include certain registered behavior technicians; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

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By Senator Wright—

**SB 1796**—A bill to be entitled An act relating to military installations; amending s. 73.013, F.S.; authorizing the conveyance to a natural person or private entity certain property taken by eminent domain if it is used in buffering military installations against encroachment; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Rules.

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By Senator Perry—

**SB 1798**—A bill to be entitled An act relating to higher education; amending s. 1009.26, F.S.; requiring a state university to waive the tuition and fees for certain courses in which certain resident students are enrolled; providing specified criteria for such waiver; providing applicability; prohibiting the reporting of tuition and fees waived for state funding purposes; requiring each state university to report certain information regarding such waiver to the Board of Governors annually; providing that a state university is ineligible for a specified performance-based incentive for failure to comply; requiring the board to adopt regulations; providing an effective date.

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

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By Senator Brandes—

**SB 1800**—A bill to be entitled An act relating to malt beverage manufacturers; amending s. 561.221, F.S.; exempting certain vendors from specified delivery restrictions under certain circumstances; providing applicability; defining the term “keg”; authorizing vendors licensed as manufacturers under ch. 561, F.S., to transfer malt beverages to certain restaurants with common ownership affiliations; amending s. 561.57, F.S.; providing that certain manufacturers may transport malt beverages in vehicles owned or leased by certain persons other than the manufacturers; amending s. 563.022, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

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By Senator Pizzo—

**SB 1802**—A bill to be entitled An act relating to interception of wire, oral, or electronic communications made in violation of protective orders; amending s. 934.03, F.S.; providing an exception to prohibitions on interception and recording of communications when the communication is received in violation of a specified injunction or order; limiting the use of the intercepted communication to evidencing a violation of the specified injunction or order; providing an effective date.

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

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By Senator Brandes—

**SM 1804**—A memorial to the Congress of the United States and the President of the United States, urging Congress and the President to repeal the 2001 Authorization for Use of Military Force.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

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By Senator Book—

**SB 1806**—A bill to be entitled An act relating to public records; amending s. 394.464, F.S.; exempting from public records requirements a respondent’s name in certain documents at trial and on appeal; expanding the exemption from public records requirements for certain petitions, court orders, and related records regarding persons with potential mental, emotional, and behavioral disorders to include applications for certain examinations; expanding exceptions authorizing the release or use of such applications, petitions, orders, records, and identifying information to include certain persons and entities; authorizing courts to use a respondent’s name for certain purposes; revising applicability to include appeals pending or filed on or after a specified date; revising the date for future legislative review and repeal of the exemption; amending s. 397.6760, F.S.; exempting a respondent’s name in certain documents at trial and on appeal from public records requirements; expanding exemptions from public records requirements for certain petitions, court orders, and related records regarding substance abuse impaired persons to include certain applications for substance abuse treatments, assessments, and stabilizations; expanding exceptions authorizing the release or use of such applications, petitions, orders, records, and identifying information to include certain persons and entities; authorizing courts to use a respondent’s name for certain purposes; revising applicability to include appeals pending or filed on or after a specified date; revising the date for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Powell—

**SB 1808**—A bill to be entitled An act relating to abandoned residential real property; creating s. 702.13, F.S.; providing a short title; creating s. 702.14, F.S.; providing applicability; creating s. 702.15, F.S.; defining terms; creating s. 702.16, F.S.; authorizing a mortgagee or mortgage servicer to enter certain abandoned property only under specified conditions; creating s. 702.17, F.S.; authorizing a county or municipality to notify a mortgagee or mortgage servicer that a residential real property has been determined to be abandoned, in mid-foreclosure, and a nuisance; providing notice requirements; authorizing a mortgagee or mortgage servicer to request that a county or municipal authority visit a property and make a specified determination; providing requirements relating to such request; creating s. 702.18, F.S.; requiring a mortgagee or mortgage servicer to abate the nuisance and maintain certain property upon receipt of specified notice; authorizing a mortgagee, mortgage servicer, or designee to enter the property and take specified actions; requiring a record of entry be made consisting of certain information; authorizing the mortgagee, mortgage servicer, or designee to remove certain property; requiring certain notice before a mortgagee, mortgage servicer, or designee enters a property; requiring a record of entry be kept for a certain length of time; requiring a mortgagee, mortgage servicer, or designee to immediately leave the property if it is occupied or not abandoned and to notify the appropriate authority; prohibiting the mortgagee, mortgage servicer, or designee from subsequently entering the property except under certain circumstances; limiting a county or municipality’s liability; creating s. 702.19, F.S.; authorizing a county or municipality to abate a nuisance and recover certain costs; limiting the county or municipality’s liability; creating s. 702.21, F.S.; authorizing a county, municipality, mortgagee, or mortgage servicer to enter the property in an emergency to make certain repairs without first providing notice to the property owner or mortgagor; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Rules.

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By Senator Powell—

**SB 1810**—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; providing legislative findings; defining terms; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a nonprofit corporation to administer and manage the program; specifying requirements for the nonprofit corporation; specifying requirements for the disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or an adopter from accumulating unused funds from a current year for use in a future year; prohibiting a former handler or an adopter from receiving reimbursement if funds are depleted for the year for which the reimbursement is sought; requiring the department to pay to the nonprofit corporation, and authorizing the nonprofit corporation to use, up to a certain percentage of appropriated funds for administrative expenses; requiring the department to adopt rules; providing an appropriation; providing an effective date.

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

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By Senator Powell—

**SB 1812**—A bill to be entitled An act relating to the representation provided by the offices of criminal conflict and civil regional counsel in child welfare matters; amending s. 27.511, F.S.; authorizing the regional counsel to provide pre-petition legal representation to indigent parents in certain child welfare matters; authorizing the regional counsel to initiate or appear in specified civil actions; providing a mechanism for determining indigency by a regional counsel; specifying procedures to be used if a regional counsel determines that a parent is not indigent; amending s. 39.301, F.S.; requiring child protective investigators to provide information regarding the right of certain persons to representation by the regional counsel; requiring child protective responders to know how to inform parents and legal custodians about

the right of certain parents to representation by the office; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

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By Senator Rodriguez—

**SB 1814**—A bill to be entitled An act relating to medical records of children available for adoption; amending ss. 63.082, 63.085, and 63.093, F.S.; requiring the Department of Children and Families, adoption entities, and community-based care lead agencies or their subcontracted agencies, respectively, to provide certain written notification to prospective adoptive parents regarding the medical records of the child available for adoption; amending s. 63.142, F.S.; requiring the Department of Health to provide certain medical records to adopting parents within a specified time after entry of a judgment of adoption; prohibiting the department from disposing of such records for a specified time; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Rules.

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By Senator Rouson—

**SB 1816**—A bill to be entitled An act relating to the Task Force on Closing the Achievement Gap for Boys; creating the Task Force on Closing the Achievement Gap for Boys within the Department of Education; providing a purpose for the task force; providing for membership and meetings of the task force; requiring the department to provide staff, administrative support, and necessary data and other relevant information to assist the task force; requiring that the task force submit a report to the Governor and Legislature by a specified date; providing for future expiration of the task force; providing an effective date.

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

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By Senator Burgess—

**SB 1818**—A bill to be entitled An act relating to law enforcement officer training; creating s. 943.1719, F.S.; defining terms; authorizing the Criminal Justice Standards and Training Commission to incorporate instruction on use of force, deescalation techniques, and suicide awareness and prevention techniques into the course curriculum required for law enforcement officers obtaining initial certification; providing training authorizations; creating s. 943.17191, F.S.; authorizing the commission to adopt rules authorizing each officer to receive instruction on use of force, deescalation techniques, and suicide awareness and prevention techniques as part of required instruction for continued employment or appointment as an officer; providing an effective date.

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

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By Senator Powell—

**SB 1820**—A bill to be entitled An act relating to medical use of marijuana; creating s. 112.219, F.S.; defining terms; prohibiting an employer from taking adverse personnel action against an employee or a job applicant who is a qualified patient for his or her lawful use of medical marijuana; providing exceptions; requiring an employer to provide written notice of an employee's or job applicant's right to explain a positive marijuana test result within a specified timeframe; providing procedures for when an employee or job applicant tests positive for marijuana; providing for a cause of action and damages; providing construction; amending s. 381.986, F.S.; deleting a requirement that certain qualified physician examinations and assessments of a qualified patient be conducted while physically present in the same room as the qualified patient; authorizing certain research institutes and state universities to grow marijuana for research purposes; authorizing certain third-party entities to grow, possess, test, transport, and lawfully dispose of marijuana for research purposes; providing that

certain nonresident qualified patient or caregiver identification cards have the same force and effect as those issued in this state; specifying requirements for a nonresident patient or caregiver to be registered in the medical marijuana use registry; requiring the Department of Health to immediately register a patient or caregiver in the registry if they meet such requirements; requiring the department to revoke the registration under certain circumstances; requiring the department to adopt rules by a specified date; creating s. 381.9885, F.S.; establishing the Medical Marijuana Testing Advisory Council within the department for a specified purpose; providing for membership, meetings, and duties of the council; requiring the council to submit annual reports to the Governor and the Legislature by a specified date; amending s. 456.47, F.S.; authorizing telehealth providers to prescribe controlled substances to qualified patients through telehealth under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

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By Senator Powell—

**SB 1822**—A bill to be entitled An act relating to emergency medical services for community health care; amending s. 401.265, F.S.; providing that medical directors who use paramedics to administer medical countermeasures on patients pursuant to a certain protocol are liable for the acts and omissions of such paramedics under certain circumstances; amending s. 401.272, F.S.; revising the definition of the term “health promotion and wellness”; defining the term “medical countermeasures”; authorizing paramedics to administer medical countermeasures under certain circumstances; authorizing a certain agreement required of medical directors to be made with the Department of Health instead of a local county health department; requiring medical directors to verify and document that paramedics under their direction are sufficiently trained and experienced to administer medical countermeasures; revising the department's rulemaking authority to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

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By Senator Powell—

**SB 1824**—A bill to be entitled An act relating to public records; amending s. 252.905, F.S.; defining terms; expanding an exemption from public records requirements for information furnished by a person or business to the Division of Emergency Management or a local emergency management agency to receive assistance with emergency planning to include emergency response assessment reports, evaluation tools, or after-action reports prepared by the division or a local emergency management agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

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By Senator Diaz—

**SB 1826**—A bill to be entitled An act relating to human trafficking; creating s. 90.5034, F.S.; defining terms; providing the circumstances under which certain communications are confidential; creating a human trafficking victim advocate-victim privilege; specifying who may claim such privilege; providing training requirements for human trafficking victim advocates and trained volunteers; amending s. 787.06, F.S.; revising the definitions of the terms “human trafficking” and “obtain”; prohibiting a person from engaging in specified criminal acts relating to human trafficking with another person believed to be a child younger than 18 years of age; providing criminal penalties; reenacting ss. 39.01305(3), 464.013(3)(c), 775.21(4)(a), 943.0435(1)(h), 943.0583(1)(a), and 944.606(1)(f), F.S., relating to appointment of an attorney for a dependent child with certain special needs, renewal of license or certificate, the Florida Sexual Predators Act, sexual offenders required to register with the department and penalties, human trafficking victim expunction, and sexual offenders and notification upon release, respectively, to incorporate the amendment made to s. 787.06, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Rules.

By Senator Rouson—

**SB 1828**—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information in applications submitted to the Department of State by persons seeking certification as victims of Florida reform school abuse; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Jones—

**SB 1830**—A bill to be entitled An act relating to assisted living facilities; amending s. 409.982, F.S.; using funds appropriated by the Legislature, requiring long-term care managed care plans to pay assisted living facilities certain rates and to calculate and make special payments for certain residents; requiring plans to pay assisted living facilities for claims within a specified timeframe; amending s. 429.02, F.S.; defining the term “medication technician”; amending s. 429.52, F.S.; providing minimum requirements and specifications for training of medication technicians; requiring the agency to authorize online materials and courses to be used for such training; providing for examination and certification of medication technicians after they complete an online training course; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bean—

**SB 1832**—A bill to be entitled An act relating to civil damages for care in community residential group home facilities; creating s. 419.003, F.S.; providing that certain licensed community residential group homes and certain licensed persons and providers who provide services to medically dependent or technologically dependent children may not be held liable for civil damages for medical care or treatment under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

By Senator Pizzo—

**SB 1834**—A bill to be entitled An act relating to vessel safety; amending s. 327.30, F.S.; revising the penalties for persons operating a vessel involved in an accident or injury who leave the scene of the accident or injury under certain circumstances; providing graduated penalties depending on the level of damage to property or person; defining the term “serious bodily injury”; providing a mandatory minimum sentence for a person who willfully commits such violation resulting in the death of another while boating under the influence; amending s. 327.33, F.S.; providing increased criminal penalties for the reckless operation of a vessel which causes seriously bodily injury to another; defining the term “serious bodily injury”; amending s. 327.35, F.S.; providing that a person commits boating under the influence manslaughter when their impaired operation of a vessel causes the death of an unborn child; defining the term “unborn child”; providing a mandatory minimum sentence for a conviction for such a violation; amending s. 782.072, F.S.; revising the definition of the term “vessel homicide” to include the killing of an unborn child by causing injury to the mother by operation of a vessel in a reckless manner under certain circumstances; defining the term “unborn child”; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Criminal Justice; and Rules.

By Senator Polsky—

**SB 1836**—A bill to be entitled An act relating to public records; amending s. 24.1051, F.S.; exempting from public records the names of lottery winners who win prizes over a specified value; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Oversight and Accountability; and Rules.

By Senator Jones—

**SB 1838**—A bill to be entitled An act relating to employee protections; amending s. 443.101, F.S.; providing that individuals who voluntarily leave work for specified reasons are not disqualified from re-employment benefits; revising and providing requirements for such individuals; defining the terms “witness” and “immediate family member”; specifying that the employment record of an employing unit may not be charged for the payment of benefits to such individuals; amending s. 443.131, F.S.; prohibiting the employment record of an employer from being charged for benefits paid to individuals who voluntarily leave work as a result of specified circumstances related to a homicide or individuals who are a witness, or have an immediate family member who is a witness, to certain crimes; amending s. 741.313, F.S.; increasing the amount of leave an employer must allow an employee to take if the employee or a family or household member of the employee is the victim of domestic violence or sexual violence; revising the specified reasons for which an employee may take such leave; revising applicability; creating s. 741.314, F.S.; defining terms; requiring employers to allow employees who are witnesses, who have an immediate family member who is a witness, or who have an immediate family member who is a homicide victim to take leave from work for specified reasons; providing applicability; requiring the employee to notify the employer of the leave and provide the employer with certain documentation; providing requirements relating to annual and vacation leave, personal leave, and sick leave; requiring an employer to keep information relating to an employee’s request for such leave confidential to the extent provided by law; requiring an employer to provide reasonable work accommodations for certain employees; providing an exception; providing requirements for determining reasonable work accommodations; providing requirements for employees requesting reasonable work accommodations; prohibiting employers from taking certain actions against employees who request reasonable work accommodations; providing construction; prohibiting an employer from taking certain actions against an employee for exercising certain rights; providing construction; providing a remedy for violations; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Senator Broxson—

**SB 1840**—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; removing the establishment of the memory disorder clinic at the West Florida Regional Medical Center; establishing the memory disorder clinic at the Medical Center Clinic in Pensacola; reenacting s. 1004.445, F.S., relating to the Johnnie B. Byrd, Sr., Alzheimer’s Center and Research Institute, to incorporate the amendment made to s. 430.502, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

**SR 1842**—Not introduced.

By Senator Rouson—

**SB 1844**—A bill to be entitled An act relating to the Mental Health and Substance Abuse Disorder Services Commission; creating s. 394.4575, F.S.; creating the Mental Health and Substance Abuse Disorder Services Commission within the Department of Children and

Families; providing the purpose of the commission; requiring the commission to convene by a specified date; specifying the composition of the commission; providing the duties and authority of the commission; requiring certain agencies to provide assistance to the commission in a timely manner; requiring the commission to submit an initial report to the Governor and the Legislature by a specified date; providing for the expiration of the commission; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Polsky—

**SB 1846**—A bill to be entitled An act relating to health insurance prior authorization; amending s. 627.42392, F.S.; defining the terms “pharmacy benefit manager” and “urgent health care service”; requiring health insurers and pharmacy benefit managers to establish an online electronic prior authorization process by a certain date; specifying requirements for, and restrictions on, such online electronic prior authorization process; requiring all prior authorization requests to health insurers and pharmacy benefit managers to be made using such online electronic prior authorization process by a certain date; deleting provisions requiring prior authorization forms to be approved by the Financial Services Commission under certain circumstances; specifying requirements for, and restrictions on, health insurers and pharmacy benefit managers relating to prior authorization information, requirements, restrictions, and changes; providing applicability; specifying timeframes within which prior authorization requests must be authorized or denied and the patient and the patient’s provider must be notified; amending ss. 627.6131 and 641.3156, F.S.; prohibiting health insurers and health maintenance organizations, respectively, from imposing an additional prior authorization requirement with respect to certain surgical or invasive procedures or certain items; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Rules.

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By Senator Polsky—

**SB 1848**—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring proof of a specified identification number for certain applicants for a driver license; deleting a provision authorizing the Department of Highway Safety and Motor Vehicles to require applicants to produce certain documents from the United States Department of Homeland Security for certain purposes; authorizing additional specified documents issued by foreign governments to satisfy proof-of-identity requirements; providing that a driver license or temporary permit issued based on specified documents is valid for a specified period; deleting a provision authorizing applications to include fingerprints and other unique biometric means of identity; amending s. 322.12, F.S.; prohibiting the department from waiving certain tests for applicants who provide proof of identity using specified foreign documents; amending s. 322.142, F.S.; providing a short title; defining the term “agency that primarily enforces immigration law”; prohibiting the department from disclosing or making accessible certain photographs and related information to any agency that primarily enforces immigration law or to any employee or agent of such agency; providing exceptions; requiring that the department notify a person about whom certain information was requested, subject to certain requirements; requiring that the department require a person or an entity to certify specified information before any such person or entity receives or has access to certain information; requiring such person or entity to keep certain records for a specified period; requiring that such records be maintained in a manner and form prescribed by department rule and be available for inspection by the department; amending ss. 322.17, 322.18, and 322.19, F.S.; prohibiting a licensee from obtaining a duplicate or replacement instruction permit or driver license, renewing a driver license, or changing his or her name or address, respectively, except in person and upon submission of specified identification documents under certain circumstances; conforming provisions to changes made by the act; creating s. 760.45, F.S.; prohibiting a person or an entity from discriminating against an individual because the individual holds or presents a driver license that does not comply with the REAL ID Act of 2005; prohibiting an employer from

requiring an employee to present a driver license; providing exceptions; providing construction; prohibiting the state or a local government, an agent acting on behalf of the state or a local government, or a program or an activity that receives financial assistance from the state from discriminating against an individual because the individual holds or presents a driver license that does not comply with the REAL ID Act of 2005; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; and Rules.

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By Senator Perry—

**SB 1850**—A bill to be entitled An act relating to electronic threats; amending s. 836.10, F.S.; defining the term “electronic record”; prohibiting a person from sending, posting, or transmitting, or from procuring the sending, posting, or transmission of a written or electronic record when in such record the person makes a threat to kill or to do bodily harm to another person or to conduct a mass shooting or an act of terrorism; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; and Rules.

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By Senator Rouson—

**SB 1852**—A bill to be entitled An act relating to public meetings; amending s. 394.4575, F.S.; providing an exemption from public meeting requirements for portions of meetings of the Mental Health and Substance Abuse Disorder Services Commission at which exempt or confidential and exempt information is discussed; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

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By Senator Farmer—

**SB 1854**—A bill to be entitled An act relating to defendants with a traumatic brain injury; creating s. 916.181, F.S.; defining the term “traumatic brain injury”; requiring the Agency for Persons with Disabilities, along with the Department of Children and Families, to establish and implement within each judicial circuit a diversion program for defendants who are found to have a traumatic brain injury; specifying circumstances under which a defendant is incompetent to proceed due to a traumatic brain injury; providing for the required evaluation of such defendants by mental health experts; authorizing a court to commit such defendants to a traumatic brain injury diversion program or to appoint additional experts under certain circumstances; authorizing a court to require a hearing with testimony before committing a defendant to a traumatic brain injury diversion program; requiring that a defendant who is found incompetent to proceed due to traumatic brain injury be sent to a traumatic brain injury diversion program and receive mandated treatment; requiring a state attorney to dismiss the charges against a defendant who successfully completes the diversion program; requiring the department to assist such defendants with transitioning into a certain long-term care partnership program; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; and Appropriations.

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By Senator Book—

**SB 1856**—A bill to be entitled An act relating to firearms; creating s. 397.6753, F.S.; authorizing a law enforcement officer acting in accordance with certain provisions to serve and execute a certain court order on any day and at any time; authorizing a law enforcement officer acting in accordance with certain provisions to use reasonable physical force to gain entry to the premises or any dwelling located on such premises and to take custody of the person who is the subject of such court order; requiring that a law enforcement officer who has received specified training be assigned to serve and execute the court order,

when practicable; authorizing a law enforcement officer taking custody of the person who is the subject of such court order to seize and hold the person's firearms or ammunition or license to carry a concealed weapon or firearm under certain circumstances; authorizing a law enforcement officer who takes custody of a person who is the subject of such court order to seek the voluntary surrender of firearms or ammunition or license to carry a concealed weapon or firearm under certain circumstances; authorizing a law enforcement officer to petition a court for a risk protection order under certain circumstances; requiring that firearms or ammunition or a license to carry a concealed weapon or firearm seized or surrendered be made available for return within a certain timeframe and under specified circumstances; prohibiting the process for the return of such items from exceeding a certain timeframe; requiring law enforcement agencies to develop specified policies and procedures; amending s. 744.3215, F.S.; authorizing a court to remove the right to purchase, own, sell, or possess firearms or ammunition or to possess a license to carry concealed weapons or firearms of a person found to be incapacitated; requiring a guardian or an agent to file an inventory of the incapacitated person's firearms or ammunition with the court if this right is removed; requiring the guardian or agent to place the firearms or ammunition in the custody of a local law enforcement agency or petition the court for an alternative storage arrangement outside the incapacitated person's control; requiring a law enforcement agency to accept such firearms or ammunition; authorizing the law enforcement agency to charge a reasonable storage fee; providing for the disposal, donation, transfer, or sale of such firearms or ammunition through court petition and after a specified notice under certain circumstances; requiring a court hearing if there is an objection to such disposal, donation, transfer, or sale; amending s. 790.064, F.S.; requiring the Department of Law Enforcement, in certain cases, to investigate individuals upon whom a firearm disability is imposed on or after a certain date and, if the individuals are in possession of firearms or ammunition or a license to carry a concealed weapon or firearm, to seize the firearms or ammunition or license to carry a concealed weapon or firearm by following specified procedures; amending s. 790.065, F.S.; renaming the term "committed to a mental institution" to "committed to a mental institution or a substance abuse treatment provider" and revising the definition; authorizing a judge or magistrate, when reviewing a petition for involuntary treatment, to refer a case to the department to investigate, in certain cases, individuals upon whom a firearm disability is imposed on or after a certain date and, if the individuals are in possession of any firearms or ammunition or a license to carry a concealed weapon or firearm, to seize the firearms or ammunition or license to carry a concealed weapon or firearm by following specified procedures; requiring the Department of Children and Families, the Agency for Health Care Administration, and the Department of Law Enforcement to enforce certain reporting provisions; requiring all licensed mental health and substance abuse service providers to comply with certain provisions by a specified date; providing penalties for violations; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Torres—

**SB 1858**—A bill to be entitled An act relating to food takeout and delivery service fees; creating s. 501.924, F.S.; defining the term "third-party food takeout and delivery service application or Internet website"; limiting service fees charged to restaurants by third-party food takeout and delivery service applications or Internet websites during a declared state of emergency; providing that third-party food takeout and delivery service applications or Internet websites that charge fees in violation of the act commit a deceptive and unfair trade practice, subject to the penalties and remedies of the Florida Deceptive and Unfair Trade Practices Act; providing construction; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Regulated Industries; and Rules.

By Senator Jones—

**SB 1860**—A bill to be entitled An act relating to utility customer assistance funds; defining the term "utility"; requiring the Office of Energy within the Department of Agriculture and Consumer Services to

establish an application process for utilities for certain purposes related to receiving funds to provide financial assistance to certain residential customers; providing criteria that each utility must meet to receive utility customer assistance funds; specifying required elements for each repayment plan offered to specified residential customers; requiring each participating utility to establish a separate customer utility assistance fund and follow generally accepted accounting principles in its recording; requiring each participating utility to provide an accounting report to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Public Service Commission, and the Office of Public Counsel by a specified date; requiring each participating utility to use specified federal funds to provide direct subsidy payments to certain residential customers under certain conditions; authorizing certain residential customers to seek debt relief or mitigation from other available resources or renegotiate terms of a repayment plan; providing an appropriation for specified uses; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rodriguez—

**SB 1862**—A bill to be entitled An act relating to fees; amending ss. 320.06 and 320.08053, F.S.; conforming cross-references; amending s. 320.08056, F.S.; requiring the Department of Highway Safety and Motor Vehicles to establish fees for issuance or renewal of specialty license plates marketed and sold by private vendors; requiring certain portions of a contract with the private vendor to be paid with such fees; requiring certain excess fees to be deposited in the General Revenue Fund; conforming provisions to changes made by the act; amending s. 320.08058, F.S.; conforming a cross-reference; providing a contingent effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Perry—

**SB 1864**—A bill to be entitled An act relating to education; amending s. 1001.10, F.S.; requiring the Department of Education to maintain a disqualification list that includes the identities of certain persons; providing requirements for the disqualification list; authorizing the department to remove a person from the disqualification list if certain conditions are met; requiring the State Board of Education to adopt rules; requiring the department to provide certain staff with access to information from the disqualification list; amending s. 1001.42, F.S.; requiring district school boards to investigate certain complaints and report certain results of such investigations to the department; requiring the department to place a person who is terminated, or resigns in lieu of termination, for a certain reason on the disqualification list; requiring district school boards to adopt policies establishing standards of ethical conduct for educational support employees; requiring district school boards to disqualify educational support employees from employment in certain circumstances; requiring district school boards to report a disqualified person to the department for inclusion on the disqualification list; revising the circumstances under which a school board official shall forfeit his or her salary for 1 year; amending s. 1002.33, F.S.; prohibiting an individual who is on the disqualification list from being employed by a charter school or serving as a member of a charter school governing board; requiring a charter school to disqualify certain persons and make a report to the department to include the person on the disqualification list; requiring charter school governing boards to adopt policies establishing standards of ethical conduct for certain employees; requiring charter schools to perform a certain screening before employing a person in any position that requires direct contact with students; requiring charter schools to comply with a specified provision; assigning duties to certain charter school administrative personnel and a charter school governing board; amending s. 1002.421, F.S.; requiring certain private schools to adopt policies establishing standards of ethical conduct for certain employees; revising requirements for certain private schools relating to employment; requiring certain private schools to disqualify certain persons and make a report to the department to include the person on the disqualification list; authorizing the Commissioner of Education to deny or revoke the



authority of an owner or operator of a certain private school to establish or operate a private school under certain conditions; requiring the commissioner to include such person on the disqualification list; amending s. 1002.45, F.S.; revising virtual instruction program provider qualifications for department approval; expanding the screening requirements for employees and personnel of an approved virtual instruction program provider; requiring an approved virtual instruction program provider to disqualify certain persons and make a report to the department to include the persons on the disqualification list; requiring an approved virtual instruction program provider to comply with a specified provision; requiring an approved virtual instruction program provider to inform the district school board of a certain complaint; amending s. 1006.061, F.S.; requiring certain schools to include information related to certain employees in a required posting; amending s. 1012.31, F.S.; clarifying a school district reporting requirement; amending s. 1012.315, F.S.; expanding ineligibility for educator certification or employment to persons who are on the disqualification list; amending s. 1012.32, F.S.; expanding requirements for screening of certain personnel of a virtual instruction program; prohibiting district school boards from requiring additional background screening of certain employees and personnel; amending s. 1012.795, F.S.; expanding the authority of the Education Practices Commission to discipline certain employees and personnel; amending s. 1012.796, F.S.; requiring the department to complete an investigation before issuing a new educator certificate to certain persons; clarifying the duty of a district school board to perform certain investigations; requiring certain entities to report certain arrests and allegations of misconduct of certain employees, personnel, and administrators to the department; requiring district school boards to adopt certain policies and procedures regarding educational support employees; requiring school superintendents to report certain misconduct of educational support employees to the department; requiring the department to include certain employees, personnel, and administrators on the disqualification list; requiring the department to maintain certain reports of misconduct; clarifying the department's duty to investigate certificated personnel; requiring a district school superintendent to suspend and reassign educational support employees for a certain allegation of misconduct; expanding penalties that may be imposed by the commission; authorizing the commission to direct the department to include a certain person on the disqualification list for certain conduct; prohibiting persons on the disqualification list from serving or applying to serve as employees or contract personnel at certain institutions; providing criminal penalties; amending s. 1012.797, F.S.; expanding the list of entities that law enforcement agencies must notify of certain charges; requiring law enforcement agencies to notify certain institutions of certain charges against employees or contractors; providing an effective date.

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

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By Senator Bracy—

**SB 1866**—A bill to be entitled An act relating to misconduct by law enforcement officers; amending s. 900.05, F.S.; defining the term “law enforcement agency”; requiring law enforcement agencies to collect and report specified data to the Department of Law Enforcement concerning the use of force incidents and other interactions with the public; providing for suspension of funding for local law enforcement agencies that fail to comply with data collection and reporting requirements; requiring specified data be collected in compliance with federal standards; creating s. 943.136, F.S.; requiring law enforcement agencies to establish early intervention systems for officer misconduct; creating s. 943.1361, F.S.; requiring the Department of Law Enforcement to establish a program that standardizes definitions of, training related to, and consequences for misconduct by law enforcement officers; providing requirements for the program; requiring law enforcement agencies to report certain misconduct to the department; requiring the department to create and maintain a database of officers found to have committed major misconduct; requiring law enforcement agencies to verify applicants against such a database; prohibiting the hiring of an applicant with a major misconduct violation; requiring the completion of misconduct investigations regardless of whether the officer remains employed; requiring law enforcement agencies to notify the Criminal Justice Standards and Training Commission of certain circumstances involving misconduct and use of force by officers; providing for decertification proceedings against certain officers; amending s. 943.1395,

F.S.; requiring revocation of the certification of a law enforcement officer in certain circumstances involving the unlawful use of force; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; and Appropriations.

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By Senator Bean—

**SB 1868**—A bill to be entitled An act relating to privileged communications made to crime stoppers organizations; amending s. 16.557, F.S.; providing that the recipient of an illegally disclosed privileged communication also commits an offense; providing penalties; providing an exemption for employees, board members, or volunteers of a crime stoppers organization in certain circumstances; providing immunity from civil liability for certain actions by specified persons concerning privileged communications; limiting the uses of privileged communications or evidence of such communications; providing an effective date.

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

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By Senator Ausley—

**SB 1870**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System for certain governing bodies established on or after a specified date; amending s. 121.091, F.S.; requiring certain benefits be paid to a beneficiary who does not qualify as a joint annuitant; providing an exception to the employment after retirement limitations for retirees who hold an elective office with a covered employer; amending s. 121.4501, F.S.; authorizing eligible employees an additional opportunity to transfer from the investment plan to the pension plan within a specified timeframe; amending s. 121.71, F.S.; authorizing pension plan members to contribute amounts in addition to the required member rate to the Florida Retirement System for a specified purpose; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

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By Senator Rouson—

**SB 1872**—A bill to be entitled An act relating to an insurance-based climate-change task force; creating s. 624.3095, F.S.; requiring the Commissioner of Insurance Regulation to convene a task force for specified purposes; providing duties for the task force; requiring the task force to deliver a biennial report beginning on a certain date; providing an effective date.

—was referred to the Committees on Banking and Insurance; Environment and Natural Resources; and Appropriations.

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**SB 1874**—Withdrawn prior to introduction.

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By Senator Albritton—

**SB 1876**—A bill to be entitled An act relating to governmental actions affecting private property rights; amending s. 70.001, F.S.; revising notice of claim requirements for property owners; creating a presumption that certain settlement offers protect the public interest; specifying that property owners retain the option to have a court determine awards of compensation; authorizing property owners to bring claims against governmental entities in certain circumstances; providing that property owners are not required to submit formal development applications or proceed through formal application processes to bring claims in specified circumstances; amending s. 70.45, F.S.; defining the term “imposed” or “imposition”; authorizing property owners to bring actions to declare prohibited exactions invalid; providing applicability; amending s. 70.51, F.S.; providing and revising definitions; providing for resolution of disputes concerning comprehensive plan amendments under the Florida Land Use and Environmental Dispute Resolution Act;

revising requirements for initiating a proceeding under the act; providing for an award of attorney fees and costs to property owners who successfully bring actions to compel a governmental entity to participate in certain proceedings; revising provisions related to the tolling of certain administrative proceedings; revising the time periods for a governmental entity to respond to a request for relief; requiring mediations to be conducted according to specified provisions; requiring the governmental entity's conduct in dispute resolution to be considered in determining whether regulatory efforts were unreasonable or unfairly burdened use of the property; revising the deadline for a magistrate to prepare and file a written recommendation; revising provisions related to settlement agreements; specifying that a governmental entity has authority to rehear and reconsider certain actions pursuant to a special magistrate's recommendation; providing requirements for such rehearing and reconsideration; revising provisions related to other remedies that may be pursued by a property owner; providing requirements for guidelines adopted by governmental entities for dispute resolution proceedings; specifying that certain settlement discussions are confidential; requiring that actions on proposed settlements be taken at open meetings; deleting obsolete language; amending s. 163.3181, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

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By Senator Powell—

**SB 1878**—A bill to be entitled An act relating to designated caregivers; creating s. 395.1013, F.S.; defining terms; requiring certain facilities to provide patients admitted for inpatient treatment or their legal representatives with an opportunity to designate a caregiver for the patient's aftercare within a specified timeframe; providing that facilities are not responsible for facilitating or providing recommendations for designated caregivers; providing requirements for the designation; authorizing patients or their legal representatives to change their designations within a specified timeframe; requiring facilities to document certain caregiver designation information in the patient's records; providing that a designation does not require the person designated to be the patient's caregiver; requiring facilities to inform designated caregivers of this information; requiring facilities to document and notify the patient or the patient's legal representative of a designated caregiver's refusal to serve as the patient's caregiver; requiring facilities to notify a patient's designated caregiver of the patient's discharge or transfer from the facility within a specified timeframe; providing that a facility's inability to reach a patient's caregiver may not interfere with, delay, or otherwise affect the patient's care, discharge, or transfer; requiring facilities to document all attempts made to contact the patient's caregiver in such instances; requiring facilities that are able to reach a patient's designated caregiver to provide the designated caregiver with certain information and instructions and the opportunity to ask questions about the patient's aftercare; providing that facilities are not required to determine the ability of designated caregivers to understand or perform aftercare for patients; providing facilities, facility employees, and persons under contract with a facility immunity from liability in administrative, civil, and criminal actions for certain acts or omissions of designated caregivers; providing construction; requiring the Agency for Health Care Administration to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodrigues—

**SB 1880**—A bill to be entitled An act relating to the Quality of Long-Term Care Facility Improvement Trust Fund; amending ss. 400.0238, 400.0239, and 429.298, F.S.; removing provisions requiring that a portion of the punitive damages awarded for claims brought under part II of ch. 400, F.S., relating to nursing homes, and part I of ch. 429, F.S., relating to assisted living facilities, be deposited into the Quality of Long-Term Care Facility Improvement Trust Fund; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Rodrigues—

**SB 1882**—A bill to be entitled An act relating to issuance of licenses to carry concealed weapons or firearms; amending s. 790.06, F.S.; requiring the Department of Agriculture and Consumer Services to continually maintain an online application process for the issuance of licenses; prohibiting the department from arbitrarily or subjectively restricting access to the online application process; providing for an award of reasonable costs and attorney fees in successful actions against the department to enforce specified provisions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Appropriations.

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By Senator Rodrigues—

**SB 1884**—A bill to be entitled An act relating to the preemption of firearms and ammunition regulation; amending s. 790.33, F.S.; providing that written or unwritten policies are subject to provisions allowing for recovery of damages if such policies violate specified provisions; providing that a plaintiff challenging a local government regulation concerning firearms is considered a prevailing plaintiff for certain purposes in specified circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

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By Senator Jones—

**SB 1886**—A bill to be entitled An act relating to costs of incarceration; amending s. 960.293, F.S.; providing that only offenders convicted of capital or life felonies are liable for a liquidated damage amount for incarceration and other correctional costs; removing provisions specifying a fixed daily amount for an offender's liability for incarceration costs and other correctional costs for offenders convicted of certain offenses; providing an effective date.

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

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By Senator Book—

**SB 1888**—A bill to be entitled An act relating to the Commission on Mental Health and Substance Abuse; providing legislative intent; creating s. 394.9086, F.S.; creating the Commission on Mental Health and Substance Abuse adjunct to the Department of Children and Families; requiring the department to provide administrative and staff support services to the commission; providing purposes; providing for membership, term limits, meetings, and duties of the commission; requiring the commission to submit a report of its findings and recommendations to the Governor and Legislature by a specified date, and annually thereafter; providing for future review and repeal unless saved by the Legislature through reenactment; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Appropriations.

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By Senator Rodrigues—

**SB 1890**—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; providing a limitation on contributions made to political committees sponsoring a constitutional amendment proposed by initiative; specifying conditions upon which the limitation no longer applies; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

By Senator Diaz—

**SB 1892**—A bill to be entitled An act relating to the Emergency Preparedness and Response Fund; creating s. 252.3711, F.S.; creating the Emergency Preparedness and Response Fund within the Executive Office of the Governor; providing for the deposit and use of funds; providing for future review and termination of the fund; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Torres—

**SB 1894**—A bill to be entitled An act relating to municipal land banks; providing definitions; authorizing one or more municipalities to create a land bank; specifying contents of an ordinance or agreement to create a land bank; specifying a land bank's legal status and primary goal; requiring a land bank to have a board; providing for membership, appointment, and terms of office; providing for meetings; specifying duties of the board; specifying types of property a land bank may acquire with an automatically accepted bid; authorizing a land bank to employ agents and employees; specifying powers of a land bank; specifying mechanisms for a land bank to acquire real property or interests in real property; providing requirements for the purchase, transfer, inspection of records, and sale of real property held by a land bank; authorizing one or more municipalities that created a land bank to establish a hierarchical ranking of priorities for the use of real property conveyed by a land bank; specifying mechanisms for a land bank to receive funds; authorizing a land bank to issue specified types of bonds and providing requirements; specifying legal liabilities related to the issuance of bonds; providing recordkeeping requirements; specifying mechanisms for dissolving a land bank; providing prohibited practices of board members and employees; requiring the board to adopt specified rules and guidelines; providing directives for handling encumbered property; specifying procedures for tax certificate sales; authorizing automatically accepted bids under certain circumstances; providing a mechanism for a land bank to acquire real property that is auctioned off as part of a foreclosure; specifying when a land bank may apply for execution of a tax deed; providing an effective date.

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

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By Senator Wright—

**SB 1896**—A bill to be entitled An act relating to multipassenger all-terrain vehicles; creating s. 316.20741, F.S.; defining the term "multipassenger all-terrain vehicle"; prohibiting multipassenger all-terrain vehicle operation on public roads, streets, or highways; prohibiting multipassenger all-terrain vehicles from being operated on roads or streets with a speed limit of 60 miles per hour or greater; authorizing local governmental entities to allow multipassenger all-terrain vehicles to be operated on certain roads or streets; requiring the local government's decision to be based on a certain determination; prohibiting multipassenger all-terrain vehicles from being operated on the State Highway System; authorizing multipassenger all-terrain vehicles to be operated on certain streets or highways for a specified purpose; providing applicability; requiring that multipassenger all-terrain vehicles be operated only between sunrise and sunset; providing an exception; providing requirements for multipassenger all-terrain vehicles operated on a public road or street; prohibiting a person under the age of 16 from operating a multipassenger all-terrain vehicle on public roads; authorizing local governmental entities to enact ordinances relating to multipassenger all-terrain vehicle operation; exempting multipassenger all-terrain vehicles from requirements relating to the display of license plates; providing penalties; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Rules.

By Senator Rodriguez—

**SB 1898**—A bill to be entitled An act relating to student literacy; amending s. 1001.215, F.S.; revising and providing duties for the Just Read, Florida! Office within the Department of Education; amending s. 1001.42, F.S.; revising a district school board's duty to implement a school improvement plan for certain low-performing schools to conform to changes made by the act; amending s. 1002.33, F.S.; conforming a provision to changes made by the act; amending s. 1002.55, F.S.; revising requirements for prekindergarten instructors relating to completing an emergent literacy training course; amending s. 1002.59, F.S.; requiring the Office of Early Learning to adopt minimum standards for such course in collaboration with the Just Read, Florida! Office; requiring such course to be consistent with certain strategies identified by the Just Read, Florida! Office; amending s. 1002.67, F.S.; requiring certain private prekindergarten providers and public schools to use a coordinated screening and progress monitoring system; amending s. 1002.69, F.S.; requiring the Department of Education, in consultation with the Office of Early Learning, to implement a coordinated screening and progress monitoring system for students in the Voluntary Prekindergarten Education Program through grade 8; requiring such screening and progress monitoring system to be used to assess kindergarten readiness and to determine student learning gains; amending s. 1002.83, F.S.; requiring early learning coalitions to adopt best-practices plans for transitioning prekindergarten students into kindergarten; providing requirements for such plans; requiring the Office of Early Learning to provide certain guidelines to assist early learning coalitions, schools districts, charter schools, and parents; amending ss. 1002.995 and 1003.621, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising provisions relating to teacher preparation programs; removing provisions authorizing the waiver of certain admission requirements for such programs; requiring certain school district and instructional personnel to have evidence of being certified or endorsed in reading beginning in a specified school year; amending s. 1008.25, F.S.; requiring certain students to participate in a certain coordinated screening and progress monitoring system; requiring schools to communicate with parents at least monthly regarding the progress of certain students; providing requirements for such communication; requiring the department to develop a handbook for schools to provide to parents of certain students; providing requirements for such handbook; requiring the department, in collaboration with the Office of Early Learning, to procure and require the use of a certain coordinated screening and progress monitoring system; providing requirements for such system; requiring private Voluntary Prekindergarten Education Program providers and public schools to participate in such system beginning in a specified school year; providing the frequency with which such system must be administered during the program year or school year, as applicable; providing that certain prekindergarten students may be eligible for intensive reading interventions; authorizing a school district to pay for such interventions using certain funds; requiring screening and progress monitoring system results to be reported to the department and maintained in a specified department warehouse; requiring such results to be provided to a student's teacher and parent; requiring the department, in collaboration with the Office of Early Learning, to provide certain training and support; amending s. 1008.345, F.S.; conforming a cross-reference; creating s. 1008.365, F.S.; providing a short title; establishing the Reading Achievement Initiative for Scholastic Excellence Program within the department; providing a purpose; requiring the department to establish a specified number of literacy support regions and regional support teams for a certain purpose; requiring a regional literacy support director to meet certain criteria; providing duties and requirements for such teams; authorizing the department to establish criteria for identifying schools that need supports; requiring such schools to implement a certain plan; requiring the department to provide progress monitoring data to such teams regarding the implementation of supports; providing requirements for such supports; providing that certain schools are not required to implement a turnaround option or take other corrective actions; authorizing a school to discontinue receiving supports and implementing a school improvement plan under certain circumstances; requiring the department to establish a tutoring program and develop certain training to prepare high school students to tutor certain students; providing eligibility criteria for high school students to participate in a tutoring program; requiring school districts that wish to participate in such program to recruit, train, and deploy eligible high school students; providing requirements for such program; requiring the department to designate certain high school students as New Worlds Scholars; re-

quiring the State Board of Education to adopt rules; amending s. 1011.62, F.S.; renaming the research-based reading instruction allocation as the evidence-based reading instruction allocation; requiring such allocation to be used to provide comprehensive reading instruction to certain prekindergarten students; requiring a school district's K-12 comprehensive reading plan to be developed with input from certain personnel and provide for certain interventions delivered by certain instructional personnel; requiring the department to annually release to certain school districts their allocations of appropriated funds by a specified date; requiring the department to annually report certain findings and recommendations to the State Board of Education by a specified date; providing a definition; amending s. 1011.67, F.S.; authorizing school districts to purchase certain instructional materials with specified funds without undergoing certain adoption procedures; amending s. 1012.585, F.S.; providing a limitation on earning certain inservice points; amending s. 1012.586, F.S.; requiring the department to adopt competency-based pathways for instructional personnel to earn a reading endorsement by the beginning of a specified school year; providing requirements for such pathways; requiring the department to place microcredentials on participants' educator certificates; providing requirements for the department in adopting such pathways; requiring school districts to resubmit certain programs to the department for approval by a specified date; prohibiting instructional personnel from earning a reading endorsement solely by achieving a passing score on a specified assessment; amending s. 1012.98, F.S.; requiring the department to identify certain professional development opportunities to be implemented by school districts; amending s. 1012.986, F.S.; revising the goals of the William Cecil Golden Professional Development Program for School Leaders to include support for instructional personnel who provide reading instruction and interventions; providing an effective date.

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

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By Senator Boyd—

**SB 1900**—A bill to be entitled An act relating to cybersecurity; amending s. 20.055, F.S.; requiring certain audit plans of an inspector general to include certain information; amending s. 282.0041, F.S.; revising and providing definitions; amending ss. 282.0051, 282.201, and 282.206, F.S.; revising provisions to replace references to information technology security with cybersecurity; amending s. 282.318, F.S.; revising provisions to replace references to information technology security and computer security with references to cybersecurity; revising a short title; providing that the Department of Management Services, acting through the Florida Digital Service, is the lead entity for the purpose of certain responsibilities; providing and revising requirements for the department, acting through the Florida Digital Service; providing that certain employees shall be assigned to selected exempt service; providing that the state chief information security officer is responsible for state technology systems and must notify the Governor of certain incidents and threats; revising requirements for state agency heads; requiring the department, through the Florida Digital Service, to track the implementation by state agencies of certain plans; creating 282.319, F.S.; creating the Florida Cybersecurity Advisory Council within the Department of Management Services; providing the purpose of the council; requiring the council to provide certain assistance to the Florida Digital Service; providing for the membership of the council; providing for terms of council members; providing that the Secretary of Management Services, or his or her designee, shall serve as the ex officio executive director of the council; providing that members shall serve without compensation but are entitled to reimbursement for per diem and travel expenses; requiring the council to meet at least quarterly for certain purposes; requiring the council to submit an annual report to the Governor and Legislature; amending s. 943.0415, F.S., conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rodrigues—

**SB 1902**—A bill to be entitled An act relating to public safety emergency communications systems; amending s. 633.202, F.S.; requiring the State Fire Marshal to adopt design criteria for minimum radio coverage for public safety emergency communications systems and standards for minimum interior radio coverage and signal strength within certain buildings; requiring that a local jurisdiction's public safety emergency communications system be certified as meeting or exceeding certain criteria before new and existing buildings are required to install, or to be assessed for, two-way radio communications enhancement systems; authorizing a local authority that has jurisdiction to require certain coverage assessments or system installations; requiring local jurisdictions to produce radio coverage heatmaps under certain circumstances; prohibiting local jurisdictions from withholding certificates of occupancy under certain circumstances; revising provisions related to the implementation schedule; providing exceptions; defining the term "apartment occupancy"; providing rulemaking authority; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations; and Rules.

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By Senator Bracy—

**SB 1904**—A bill to be entitled An act relating to sentencing calculations under the Criminal Punishment Code; amending s. 921.002, F.S.; providing that a sentencing judge's decision regarding sentencing is guided by a computed recommended sentencing range, from the lowest permissible sentence to the highest recommended prison sentence; removing a limitation on sentence appeals for cases in which the sentence imposed is lower than the lowest permissible sentence or sentence appeals under other specified circumstances; amending s. 921.0024, F.S.; increasing the minimum number of sentence points for a state prison sanction; revising the calculation of the lowest permissible sentence; requiring a calculation of the highest recommended prison sentence under specified circumstances; providing a recommended range for sentencing; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; and Rules.

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By Senator Brodeur—

**SB 1906**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.111, F.S.; increasing the weekly benefit amounts an individual may receive; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; reenacting ss. 443.041(2)(b) and 443.1116(6) and (8)(a), F.S., relating to fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Pizzo—

**SB 1908**—A bill to be entitled An act relating to gain-time for certain women prisoners; creating s. 944.243, F.S.; defining the term "violent felony"; specifying that a pregnant prisoner or a prisoner who is the mother of a child of a certain age sentenced to a state correctional institution is eligible under certain circumstances to earn or receive gain-time in an amount that would cause her sentence to expire, end, or terminate after serving 65 percent of the sentence imposed; amending ss. 921.002 and 944.275, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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**SR 1910**—Not introduced.

By Senator Burgess—

**SB 1912**—A bill to be entitled An act relating to impeding, provoking, or harassing law enforcement officers; creating s. 843.31, F.S.; defining the term “law enforcement officer”; prohibiting approaching a law enforcement officer or remaining within a specified distance of such officer with specified intent after receiving a warning not to approach; providing criminal penalties; providing an effective date.

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

By Senator Burgess—

**SB 1914**—A bill to be entitled An act relating to public records; amending s. 287.137, F.S.; providing a public records exemption for certain information received in investigations by the Attorney General or a law enforcement agency into social media platform activities; providing that confidential and exempt information may be disclosed under specified conditions; requiring certain information to remain confidential and exempt after an investigation is complete or ceases to be active; defining the term “proprietary information”; providing for future legislative review and repeal of the exemptions; amending s. 501.2041, F.S.; providing a public records exemption for certain information received in investigations by the Department of Legal Affairs or a law enforcement agency into violations by certain social media platforms; providing that confidential and exempt information may be disclosed under specified conditions; requiring certain information to remain confidential and exempt after an investigation is complete or ceases to be active; defining the term “proprietary information”; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; and Rules.

By Senator Bracy—

**SB 1916**—A bill to be entitled An act relating to legalization of recreational marijuana; amending s. 20.165, F.S.; renaming the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.025, F.S.; renaming the Alcoholic Beverage and Tobacco Trust Fund; specifying distribution of funds; providing directives to the Division of Law Revision; creating ch. 566, F.S., entitled “Recreational Marijuana”; defining terms; exempting certain activities involving marijuana from use and possession offenses; authorizing persons age 21 and over to engage in certain activities involving personal use of marijuana in limited amounts; providing limits on where persons may engage in specified activities; prohibiting the use of false identification by persons under 21 years of age for specified activities relating to recreational marijuana; providing civil penalties; providing for personal cultivation; specifying possession limits; specifying duties of the Division of Alcoholic Beverages, Marijuana, and Tobacco; providing for issuance of early approval adult use dispensing organization licenses; specifying selection criteria; providing for conditional adult use dispensing organization licenses; providing for the issuance of such licenses after a specified date; providing for adult use dispensing organization licenses; providing for identification cards for dispensing organization agents; requiring owners, managers, employees, and agents of adult use dispensing organizations to complete certain training by a specified date; providing requirements for the training program; providing for the renewal of adult use dispensing organization licenses; requiring disclosure of ownership and control of dispensing organizations; requiring evidence of financial responsibility for issuance, maintenance, or reactivation of a license; providing requirements for such evidence; providing for changes to dispensing organizations; providing for administration of dispensing organizations; providing operational requirements; providing requirements for inventory control systems; providing storage requirements; providing dispensing requirements; providing requirements for destruction and disposal of cannabis; requiring designation of an agent-in-charge; providing requirements for such agents; requiring dispensaries to have specified security measures; specifying requirements for such security measures; requiring dispensaries to keep and maintain certain records; specifying recordkeeping requirements; providing for the closure of dispensaries; providing the department with inspection and in-

vestigative authority; providing for nondisciplinary citations for minor violations; specifying grounds for disciplinary actions; authorizing temporary suspension of licenses; authorizing consent orders to resolve certain disciplinary complaints; providing for hearings on disciplinary complaints; authorizing the department to issue subpoenas and administer oaths; providing for issuance of adult use cultivation center licenses; providing license requirements; providing for early approval of adult use cultivation center licenses; providing for conditional adult use cultivation center license applications; providing requirements for such centers; providing for scoring of applications; providing for denial of applications under certain circumstances; providing cultivation center requirements and prohibitions; providing for cultivation center agent identification cards; requiring cultivation center agent background checks; providing for renewal of cultivation center licenses and agent identification cards; providing for licensure of craft growers; providing license requirements; providing for applications and scoring; prohibiting issuance of craft grower licenses to specified persons under certain circumstances; providing for denial of applications under certain circumstances; providing requirements and prohibitions for craft growers; providing for craft grower identification cards; requiring background checks; providing for renewal of licenses and identification cards; providing for licensing of infuser organizations; providing license requirements; providing for applications and scoring; providing for denial of applications under certain circumstances; providing infuser organization requirements and prohibitions; providing for infuser organization identification cards; providing requirements for the adequate supply of cannabis-infused products; requiring background checks; providing for renewal of licenses and identification cards; providing for licensing of transporting organizations; providing license requirements; providing for applications and scoring; providing for denial of applications under certain circumstances; providing transporting organization requirements and prohibitions; providing for identification cards; requiring background checks; providing for renewal of licenses and identification cards; providing for cannabis testing facilities; requiring approval of testing facilities; providing requirements for such facilities; requiring certain tests to be performed before manufacturing or natural processing of any cannabis or cannabis-infused product or packaging cannabis for sale to a dispensary; requiring the department to establish certain standards; authorizing the department to adopt rules; authorizing certain enforcement actions by the department; authorizing the Attorney General to enforce certain provisions under the Florida Deceptive and Unfair Trade Practices Act; providing immunity from prosecution or discipline under certain provisions for licensees for engaging in licensed conduct; providing construction; providing standards and requirements for advertising and promotions; providing standards and requirements for packaging and labeling; requiring certain warning labels; providing for certain local zoning ordinances for regulated businesses; providing for nonconflicting local ordinances and rules; authorizing certain local regulation of on-premises cannabis consumption; defining terms; authorizing establishment of restricted cannabis zones; providing a process for local governments to create such zones; providing requirements for such zones; requiring the Attorney General to advocate to quash certain federal subpoenas; authorizing certain scientific and medical researchers to purchase, possess, securely store, administer, and distribute marijuana under certain circumstances and for specified purposes; providing construction; authorizing the department to adopt rules; providing that engaging in certain conduct may not be the basis for certain findings related to good moral character; providing criminal penalties; providing for enforcement of certain tax provisions; providing for search, seizure, and forfeiture of cannabis under certain circumstances; amending s. 500.03, F.S.; providing that marijuana establishments that sell food containing marijuana are considered food establishments for the purposes of specified regulations; creating s. 500.105, F.S.; specifying that food products containing marijuana which are prepared in permitted food establishments and sold by licensed retail marijuana stores are not considered adulterated; amending s. 562.13, F.S.; prohibiting licensed marijuana establishments from employing person under 18 years of age; amending s. 569.0073, F.S.; exempting licensed marijuana establishments from specified provisions regulating the sale of pipes and smoking devices; amending s. 893.03, F.S.; removing cannabis from the schedule of controlled substances; amending ss. 893.13 and 893.135, F.S.; providing that conduct authorized under ch. 566, F.S., is not prohibited by specified controlled substance prohibitions; removing restrictions on possession and sale of cannabis; creating s. 893.13501, F.S.; providing for retroactive effect of amendments to ss. 893.03, 893.13, and 893.135, F.S., by this act; providing for sentence review for certain offenders;

requiring notice to certain offenders; providing procedures for resentencing or release of offenders; providing exceptions; creating s. 943.0586, F.S.; defining terms; authorizing an individual convicted of certain offenses to have his or her criminal history record sealed or petition the court for expunction of his or her criminal history record under certain circumstances; requiring the individual to first obtain a certificate of eligibility from the Department of Law Enforcement; requiring the department to adopt rules establishing the procedures for applying for and issuing such certificates; requiring the department to issue a certificate under certain circumstances; providing for the expiration of and reapplication for the certificate; providing for sealing of certain records upon the department's determination of eligibility; providing requirements for a petition for expunction; providing criminal penalties; providing for the court's authority over its own procedures, with an exception; requiring the court to order the expunction of a criminal history record under certain circumstances; providing that expunction of certain criminal history records does not affect eligibility for expunction of other criminal history records; providing procedures for processing expunction petitions and orders; providing that a person granted an expunction may lawfully deny or fail to acknowledge the underlying arrest or conviction, with exceptions; providing that a person may not be deemed to have committed perjury or otherwise held liable for giving a false statement if he or she fails to recite or acknowledge an expunged criminal history record; amending s. 943.0595, F.S.; conforming provisions to changes made by the act; defining terms; requiring the department to establish and administer the Florida College System Cannabis Vocational Pilot Program in coordination with the Board of Education; authorizing the department to issue a specified number of program licenses by a specified date; authorizing Florida College System institutions awarded program licenses to offer a Career in Cannabis Certificate; providing requirements for the certificate; authorizing the department to adopt rules; providing for the issuance of program licenses; providing requirements and prohibitions for program licensees; providing for faculty identification cards; providing enforcement authority to the department; providing for inspections; providing requirements for faculty identification cards; requiring the board to submit a report to the Governor and the Legislature by a specified date; providing requirements for the report; providing for the repeal of the pilot program; amending ss. 456.0635, 772.12, 893.055, 893.0551, 893.15, 893.21, 921.0022, and 948.20, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; Finance and Tax; and Appropriations.

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By Senator Bracy—

**SB 1918**—A bill to be entitled An act relating to taxes and fees; creating s. 566.801, F.S.; specifying fees under ch. 566, F.S., for various applications, renewals, and other purposes; creating s. 566.802, F.S.; providing contributions for early approval adult use dispensing organization licenses; creating s. 566.803, F.S.; providing that the Department of Business and Professional Regulation may revise fees after a specified date; creating s. 566.804, F.S.; providing for certain mandatory contributions for obtaining early approval adult use dispensing organization licenses; creating s. 566.805, F.S.; levying a tax on the cultivation of cannabis; specifying the amount of the tax; providing for the collection, payment, and administration of the tax; providing for rule-making; creating s. 566.806, F.S.; defining terms; levying a tax on cannabis purchases; providing exceptions; providing for the collection, payment, and administration of the tax; requiring recordkeeping; prohibiting specified offenses concerning the tax; providing criminal penalties; defining terms; providing the department with enforcement authority; authorizing the department to adopt rules; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; Judiciary; Finance and Tax; and Appropriations.

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By Senator Book—

**SB 1920**—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “attorney for the child”; amending s. 39.013, F.S.; conforming provisions to changes made by the act; renaming part XI of ch. 39, F.S., as “Guardians ad litem, guardian advocates, and attorney for the child”; amending s. 39.820, F.S.; defin-

ing the term “related adoption proceeding”; amending s. 39.822, F.S.; conforming provisions to changes made by the act; specifying circumstances under which a court is required, on or after a specified date, to appoint a guardian ad litem; requiring the court to appoint an attorney for the child to represent a child and to discharge the guardian ad litem under specified circumstances; authorizing the court to order that a new guardian ad litem be assigned for a child or discharge a guardian ad litem and appoint an attorney for the child under specified circumstances; amending s. 39.8296, F.S.; renaming the Guardian Ad Litem Qualifications Committee as the Child Well-Being Qualifications Committee; specifying that the executive director of the Statewide Guardian Ad Litem Office may be reappointed; clarifying that second and subsequent appointments made for the executive director of the office are for 3 years; requiring the office to develop guidelines to identify conflicts of interest of guardians ad litem; defining the term “conflicts of interest”; requiring the office to identify guardians ad litem who are experiencing health issues or who present a danger to the child to whom the guardian ad litem is assigned; requiring the office to remove such guardians from assigned cases, terminate their volunteer services, and disclose such actions to the circuit court; creating s. 39.83, F.S.; creating the Statewide Office of Child Representation within the Justice Administration Commission; requiring the commission to provide administrative support and services to the statewide office; providing that the statewide office is not subject to control, supervision, or direction by the commission; providing that employees of the statewide office are governed by the classification plan and salary and benefits plan approved by the commission; providing that the head of the statewide office is the executive director; providing the process for appointment; requiring that the initial executive director be appointed by a specified date; providing responsibilities of the office; authorizing the office to contract with local nonprofit agencies under certain conditions; creating a regional office of child representation within the boundaries of each of the five district courts of appeal; requiring such offices to commence fulfilling their purpose and duties on a specified date; requiring the commission to provide administrative support to the regional offices; providing that the offices are not subject to control, supervision, or direction by the commission; providing that employees of the offices are governed by the classification plan and salary and benefits plan for the commission; prescribing qualifications for an attorney for the child; providing certain prohibitions; creating s. 39.831, F.S.; specifying when the court is authorized or required to appoint an attorney for the child; providing conditions under which a parent is required to reimburse the court for the cost of the attorney; providing for appellate representation; requiring agencies, persons, and organizations to allow an attorney for the child to inspect and copy certain records; defining the term “records”; providing requirements for an attorney for the child relating to hearings; requiring the Department of Children and Families to develop procedures to request that a court appoint an attorney for the child; authorizing the department to adopt rules; amending ss. 28.345, 39.001, 39.00145, 39.0132, 39.0139, 39.202, 39.302, 39.402, 39.407, 39.4085, 39.502, 39.521, 39.523, 39.6011, 39.6012, 39.6251, 39.701, 39.702, 39.801, 39.802, 39.808, 39.810, 39.811, 39.812, 39.815, 43.16, 63.082, 63.085, 322.09, 394.495, 627.746, 934.255, and 960.065, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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By Senators Gruters and Hooper—

**SB 1922**—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.046, F.S.; revising the definition of the term “income”; amending s. 61.08, F.S.; defining terms; requiring the court to prioritize certain forms of alimony; authorizing the court to grant permanent alimony under certain circumstances; requiring the court to make certain written findings in its awards of alimony; prohibiting the court from denying or granting an award of alimony solely on the basis of adultery, with an exception; revising factors that the court must consider in determining the proper type and amount of alimony; authorizing a party to whom the court has awarded alimony to purchase or maintain a life insurance policy on the obligor's life to protect an award of alimony; requiring the obligor to cooperate in the process of securing the life insurance; deleting certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; pro-

hibiting an award of rehabilitative alimony from exceeding specified timeframes; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan to include a certain timeframe; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding a specified timeframe; specifying what constitutes the length of a marriage for the purpose of determining durational alimony; requiring the court to make certain written findings when awarding durational alimony; providing a formula for the calculation of durational alimony; providing that a party who has reached retirement age in accordance with specified provisions may not be ordered to pay alimony; providing an exception; establishing that alimony may not be awarded to a party who has a certain monthly net income; prohibiting social security retirement benefits from being imputed to the obligor, with an exception; requiring an obligee to meet certain requirements if he or she alleges that a physical disability has impaired his or her ability to earn the imputed income; requiring the court to consider certain payments made to the obligee when determining the amount and length of rehabilitative or durational alimony; providing applicability; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of a child, with an exception; providing applicability; deleting a provision related to the development of a parenting plan; amending s. 61.14, F.S.; authorizing the court to order an obligee to reimburse alimony payments to the obligor under certain circumstances; specifying a timeframe for the court to consider a supportive relationship between the obligee and another person for purposes of reducing or terminating an award of alimony or ordering reimbursement of alimony payments; revising factors the court may consider when determining whether a supportive relationship exists or existed between the obligee and another person; deleting the authority for the Department of Revenue to adopt certain rules; providing that an obligor's subsequent remarriage or cohabitation is not a basis for modification of alimony; providing that the income and assets of the obligor's subsequent spouse are irrelevant to an action for modification of alimony; requiring an alimony obligation to terminate upon the obligor reaching full retirement age; providing an exception; authorizing the court to terminate an alimony obligation if the obligor retires at a reasonable age for his or her profession or line of work; requiring the court to consider certain factors in determining whether the obligor's retirement age is reasonable; authorizing an obligor to prospectively file a petition for modification or termination of alimony, effective upon his or her retirement; requiring a court to modify or terminate an alimony award upon retirement of the obligor, with an exception; providing that certain benefits of the obligee constitute a change in circumstance for which an obligor may seek modification of an alimony award; providing that certain agreements on alimony payments are considered expressly modifiable or eligible for termination under certain circumstances; providing applicability; amending s. 61.19, F.S.; requiring the court to grant a final judgment of dissolution of marriage and reserve jurisdiction to adjudicate other substantive issues, under certain circumstances; providing for temporary orders necessary to protect the parties and their children, if any; providing that such temporary orders are effective until all other issues are adjudicated by the court; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

By Senator Diaz—

**SB 1924**—A bill to be entitled An act relating to limitations on emergency powers of political subdivisions; amending s. 252.38, F.S.; requiring that certain emergency measures issued by a political subdivision be narrowly tailored to a compelling public health or safety purpose; specifying additional requirements for local emergency measures; providing an effective date.

—was referred to the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Gibson—

**SB 1926**—A bill to be entitled An act relating to children and young adults' fines and fees; providing a short title; amending s. 27.52, F.S., and reenacting paragraphs (5)(a), (c), (d), and (i), relating to being indigent for costs; excluding children, their parents or legal guardians, or

certain young adults, when seeking appointment of a public defender, from having to apply to the clerk of the court for a determination of indigent status; waiving the required application fee for such persons; deleting provisions requiring nonindigent parents or guardians from being responsible for certain financial obligations of children or adult tax-dependent persons; amending s. 318.15, F.S.; excluding children or certain young adults from suspension of their driver licenses for failing to pay civil penalties or enter into a penalty payment plan for certain penalties; prohibiting such children or young adults from being charged specified fees; requiring the Department of Highway Safety and Motor Vehicles to immediately and automatically reinstate the driver licenses of such children or young adults; amending s. 322.245, F.S.; excluding children or certain young adults charged with certain violations from suspension of their driver licenses for failing to comply with certain directives by the court and for failing to pay delinquency fees; prohibiting such children or young adults from being charged specified fees; requiring the department to immediately and automatically reinstate the driver licenses of such children or young adults; amending s. 775.083, F.S.; excluding children or certain young adults who have been convicted of certain offenses from an authorization as part of a sentence to pay a fine and, when specified in law, to pay a fine in lieu of specified punishments; excluding children or certain young adults from a requirement that court costs be assessed and collected in each instance that a defendant pleads nolo contendere to or is convicted of certain offenses; amending s. 938.01, F.S.; excluding children or certain young adults who have been convicted of certain offenses or whose adjudication is withheld from a requirement to pay a specified court cost; amending s. 938.03, F.S.; excluding children or certain young adults who have pled guilty or nolo contendere to, or who have been convicted of, certain offenses or whose adjudication is withheld from being required to pay an additional specified cost; amending s. 938.05, F.S.; excluding children or certain young adults who plead nolo contendere to certain offenses or plead guilty or nolo contendere to, or who are found guilty of, certain offenses from being required to pay a specified cost; amending s. 938.055, F.S.; excluding children or certain young adults from an authorization allowing a court to assess certain defendants a specified fee; amending s. 938.06, F.S.; excluding children or certain young adults from a requirement that a person convicted of any criminal offense be assessed a certain court cost by the county or circuit court; amending s. 938.08, F.S.; excluding children or certain young adults from a requirement that for specified violations, the court impose a certain surcharge; amending s. 938.085, F.S.; excluding children or certain young adults from a requirement that for specified violations, the court impose a certain surcharge; amending s. 938.10, F.S.; excluding children or certain young adults from a requirement that for specified violations, the court impose a certain court cost; amending s. 938.13, F.S.; excluding children or certain young adults from a requirement that for specified violations, the court impose a certain cost; amending s. 938.15, F.S.; excluding children or certain young adults from an authorization that allows municipalities and counties to assess a certain cost; amending s. 938.19, F.S., and reenacting subsection (7), relating to teen courts; excluding children or certain young adults from an authorization, rather than a requirement, that allows the board of county commissioners, in each county in which a teen court has been created, to adopt a court cost to be assessed in specific cases; excluding children or certain young adults from a requirement that a certain court cost be assessed against each person who pleads guilty or nolo contendere to or is convicted of certain offenses; amending s. 938.23, F.S.; excluding children or certain young adults from an authorization that allows a court to impose an additional assessment in an amount up to the amount of the fine authorized for the offense; amending s. 938.27, F.S.; excluding children or certain young adults from the convicted persons who are liable for payment of specified costs; excluding children or certain young adults from the requirement of paying certain costs as a condition of being placed on probation or community control; amending s. 938.29, F.S.; excluding children or certain young adults from the defendants who are liable for a certain application fee and attorney fees and costs under certain circumstances; deleting provisions relating to a parent's lien responsibility for costs and fees of an accused minor or an accused adult tax-dependent person; prohibiting children, their parents or legal guardians, or certain young adults from being required to reimburse specified costs or fees; amending s. 939.185, F.S.; excluding children or certain young adults from an authorization that allows a board of county commissioners to adopt by ordinance an additional court cost imposed by a court when a person pleads guilty or nolo contendere to, or is found guilty of, certain offenses; conforming a provision to changes made by the act; amending s. 943.0515, F.S.; de-



leting a provision requiring a processing fee as part of an application for expunction of certain criminal history records of a minor; amending s. 948.09, F.S.; excluding children or certain young adults from the requirement that persons ordered by the court or certain entities to be placed under supervision under specified provisions of law or in a pre-trial intervention program must pay specified sums of money as a condition of being placed under such supervision or program; excluding children or certain young adults from the requirement that any person placed on misdemeanor probation by a county court pay a minimum monthly fee to the entity providing misdemeanor supervision; excluding children or certain young adults from the requirement that any person being electronically monitored by the Department of Corrections pay the department for the electronic monitoring services at a certain rate in addition to a certain cost; prohibiting children, their parents or legal guardians, or certain young adults from being required to reimburse specified costs or fees; amending s. 960.28, F.S.; excluding children or certain young adults from the requirement that defendants who plead guilty or nolo contendere to, or are convicted of, certain offenses be ordered by the court to pay restitution of a certain amount; amending s. 985.032, F.S.; prohibiting, rather than requiring, a juvenile who has been adjudicated delinquent or has adjudication of delinquency withheld from being assessed costs of prosecution; prohibiting such juveniles from being assessed the costs for any probation or diversion services; amending s. 985.033, F.S.; requiring a court to appoint counsel if a child or his or her parents or other legal guardian do not employ counsel for the child; deleting a provision providing for the determination of indigence and costs of representation; deleting an exception to the requirement that a child be represented by legal counsel at all stages of all court proceedings; specifying that representation may not be waived by the child or his or her parents or legal guardian; prohibiting children, their parents or legal guardians, or certain young adults from being required to pay certain fees, costs, or expenses if a court appoints counsel for the child or young adult; conforming provisions to changes made by the act; creating s. 985.038, F.S.; providing that, after a certain date, the balance of any court-ordered costs imposed against children, their parents or legal guardians, or certain young adults pursuant to specified provisions of law shall be unenforceable and uncollectable and on a certain date, the portion of the judgment imposing such costs is vacated; providing that after a certain date, the balance of any court-ordered costs imposed pursuant to specified provisions of law which are related to the rendering of legal services to children, their parents or legal guardians, or certain young adults by an attorney shall be unenforceable and uncollectable and on a certain date, the portion of the judgment imposing those costs is vacated; providing that, after a certain date, all unsatisfied civil judgments or portions of judgments based on unpaid costs, fees, reimbursements, or other financial obligations imposed pursuant to specified provisions of law on children, their parents or legal guardians, or certain young adults are deemed to be null and void; requiring that certain procedures be designed and implemented to accomplish the vacatur and discharge of certain civil judgments by a specified date; providing that, after a certain date, all warrants issued solely based on the alleged failure of children, their parents or legal guardians, or certain young adults to pay or to appear on a court date set for the sole purpose of payment of costs, fees, reimbursements, or any other financial obligation imposed pursuant to specified provisions of law are null and void; requiring that certain procedures be designed and implemented to accomplish the rescinding and expungement of certain warrants by a specified date; requiring that, after a certain date, children, their parents or legal guardians, or certain young adults who have had their driver license suspended for nonpayment of court costs or fees pursuant to specified provisions of law immediately and automatically have their driver license reinstated by the Department of Highway Safety and Motor Vehicles; amending s. 985.039, F.S.; prohibiting a child, or a parent or legal guardian of such child, from being ordered to pay any fee under ch. 985, F.S.; deleting provisions relating to the cost of supervision and the cost of care; amending s. 985.12, F.S.; deleting a provision requiring that each judicial circuit's civil citation or similar prearrest diversion program specify a program fee, if any, to be paid by the juvenile; amending s. 985.155, F.S.; deleting a provision authorizing a Restorative Justice Board to require a juvenile to surrender his or her driver license and either require the department to suspend the juvenile's driving privileges or restrict his or her travel; deleting a provision that a certain contract may require a parent or guardian to post a bond payable to the state to secure the performance of certain sanctions imposed upon a juvenile; amending s. 985.18, F.S.; requiring that certain costs related to taking children into custody be paid for by certain parties; prohibiting a court from ordering the par-

ents, guardian, or other custodian to reimburse the county or state for certain expenses; amending s. 985.331, F.S.; deleting a provision on how certain witnesses must be paid; repealing s. 985.514, F.S., relating to responsibility for the cost of care and fees; amending s. 985.145, F.S.; conforming a provision to changes made by the act; reenacting ss. 27.02(2), 27.51(1), 27.511(5), 27.525, 27.702(3)(b), 29.0185, 57.081(1), 162.30, 392.55(4)(c), 392.56(3), 900.05(3)(a), 914.11, 916.107(2)(a), 916.15(4), 938.29(1)(c), 939.06(1), and 943.053(7), F.S., relating to duties before the court; duties of the public defender; offices of criminal conflict and civil regional counsel, legislative intent, qualifications, appointment, and duties; the Indigent Criminal Defense Trust Fund; duties of the capital collateral regional counsel and reports; provision of state-funded due process services to individuals; costs and right to proceed where prepayment of costs and payment of filing fees are waived; civil actions to enforce county and municipal ordinances; physical examination and treatment; hospitalization, placement, and residential isolation; criminal justice data collection; indigent defendants; rights of forensic clients; involuntary commitment of defendant adjudicated not guilty by reason of insanity; legal assistance and lien for payment of attorney's fees or costs; acquitted defendant not liable for costs; and dissemination of criminal justice information and fees, respectively, to incorporate the amendment made to s. 27.52, F.S., in references thereto; reenacting ss. 903.286 and 948.03(1)(j), F.S., relating to return of cash bond, requirement to withhold unpaid fines, fees, and court costs, and cash bond forms; and terms and conditions of probation, respectively, to incorporate the amendments made to ss. 27.52 and 938.29, F.S., in references thereto; reenacting ss. 322.29(2) and 322.34(10)(a), F.S., relating to surrender and return of license and driving while license suspended, revoked, canceled, or disqualified, respectively, to incorporate the amendments made to ss. 318.15 and 322.245, F.S., in references thereto; reenacting ss. 318.14(10)(a), 320.571, and 322.391, F.S., relating to noncriminal traffic infractions, exception, and procedures; failure of person charged with misdemeanor under this chapter to comply with court-ordered directives and suspension of license; and failure of person charged with misdemeanor under this chapter to comply with court-ordered directives and suspension of license, respectively, to incorporate the amendment made to s. 322.245, F.S., in references thereto; reenacting s. 938.15, F.S., relating to criminal justice education for local government, to incorporate the amendment made to s. 938.01, F.S., in a reference thereto; reenacting ss. 318.21(10), 775.0835(2), and 960.14(2), F.S., relating to disposition of civil penalties by county courts; fines, surcharges, and Crimes Compensation Trust Fund; and manner of payment and execution or attachment, respectively, to incorporate the amendment made to s. 938.03, F.S., in references thereto; reenacting ss. 921.187(1)(l) and 943.361, F.S., relating to disposition and sentencing, alternatives, and restitution; and statewide criminal analysis laboratory system and funding through fine surcharges, respectively, to incorporate the amendment made to s. 938.055, F.S., in references thereto; reenacting s. 16.555(4)(b) and (5)(b), F.S., relating to the Crime Stoppers Trust Fund and rulemaking, to incorporate the amendment made to s. 938.06, F.S., in references thereto; reenacting s. 741.01(2), F.S., relating to county court judge or clerk of the circuit court to issue marriage license and fee, to incorporate the amendment made to s. 938.08, F.S., in a reference thereto; reenacting s. 794.055(3)(b), F.S., relating to access to services for victims of sexual battery, to incorporate the amendment made to s. 938.085, F.S., in a reference thereto; reenacting ss. 39.3035(3) and 215.22(1)(v), F.S., relating to child advocacy centers, standards, and state funding and certain income and certain trust funds exempt, to incorporate the amendment made to s. 938.10, F.S., in references thereto; reenacting ss. 318.18(11)(c) and (d), 318.21(3), 327.73(11)(b), 938.01(2), and 943.25(11), F.S., relating to amount of penalties; disposition of civil penalties by county courts; noncriminal infractions; Additional Court Cost Clearing Trust Fund; and criminal justice trust funds, source of funds, and use of funds, respectively, to incorporate the amendment made to s. 938.15, F.S., in references thereto; reenacting ss. 893.165(1), (2), and (3)(a) and 921.187(1)(l), F.S., relating to county alcohol and other drug abuse treatment or education trust funds and disposition and sentencing, alternatives, and restitution, respectively, to incorporate the amendment made to s. 938.23, F.S., in references thereto; reenacting ss. 27.562, 27.702(3)(b), 28.246(6), 39.0134(1) and (2)(b), 55.03(3), 938.30(9), and 947.18, F.S., relating to disposition of funds; duties of the capital collateral regional counsel and reports; payment of court-related fines or other monetary penalties, fees, charges, and costs, partial payments, and distribution of funds; appointed counsel and compensation; judgments and rate of interest, generally; financial obligations in criminal cases and supplementary proceedings;



and conditions of parole, respectively, to incorporate the amendment made to s. 938.29, F.S., in references thereto; reenacting s. 938.17(1), (2), and (4), F.S., relating to county delinquency prevention and juvenile assessment centers and school board suspension programs, to incorporate the amendment made to s. 939.185, F.S., in references thereto; reenacting ss. 944.4731(2)(b) and (7)(b), 947.1405(2), 948.01(6), 948.013(1), 948.06(5), and 948.11(5), F.S., relating to Addiction-Recovery Supervision Program; conditional release program; when court may place defendant on probation or into community control; administrative probation; violation of probation or community control, revocation, modification, continuance, and failure to pay restitution or cost of supervision; and electronic monitoring devices, respectively, to incorporate the amendment made to s. 948.09, F.S., in references thereto; reenacting ss. 39.304(5), 624.128, and 960.13(6)(c), F.S., relating to photographs, medical examinations, X rays, and medical treatment of abused, abandoned, or neglected child; crime victims exemption; and awards, respectively, to incorporate the amendment made to s. 960.28, F.S., in references thereto; reenacting ss. 984.09(4)(b), 984.226(2), 985.037(4)(b), and 985.511, F.S., relating to punishment for contempt of court and alternative sanctions; physically secure setting; punishment for contempt of court and alternative sanctions; and costs of representation, respectively, to incorporate the amendment made to s. 985.033, F.S., in references thereto; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., relating to criminal justice information, collection and storage, and fingerprinting and fingerprinting and photographing, respectively, to incorporate the amendment made to s. 985.12, F.S., in references thereto; reenacting s. 943.0582(2)(a), F.S., relating to diversion program expunction, to incorporate the amendments made to ss. 985.12 and 985.155, F.S., in references thereto; reenacting ss. 790.115(4) and 985.64(2), F.S., relating to possessing or discharging weapons or firearms at a school-sponsored event or on school property prohibited, penalties, and exceptions and rulemaking, respectively, to incorporate the amendment made to s. 985.18, F.S., in references thereto; providing an effective date.

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

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By Senator Taddeo—

**SB 1928**—A bill to be entitled An act relating to federal immigration enforcement; repealing ch. 908, F.S., consisting of ss. 908.101, 908.102, 908.103, 908.104, 908.105, 908.106, 908.107, 908.108, and 908.109, F.S., relating to legislative findings and intent, definitions, a prohibition on sanctuary policies, cooperation with federal immigration authorities, duties relating to immigration detainees, reimbursement of costs, enforcement, education records, and a prohibition on discrimination, respectively; providing an effective date.

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

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By Senator Rodriguez—

**SB 1930**—A bill to be entitled An act relating to specialty license plates marketed and sold by private vendors; amending ss. 320.06 and 320.08053, F.S.; conforming provisions to changes made by the act; exempting specialty license plates marketed and sold by private vendors from certain requirements; amending s. 320.08056, F.S.; requiring the Department of Highway Safety and Motor Vehicles to contract with certain private vendors through a competitive bidding process for the right to market and sell specialty license plates; providing contract term requirements; requiring a contract to provide for recovery of certain department costs; requiring the department to certify an estimate of such costs to the Chief Financial Officer; prohibiting certain actions by the department with respect to private vendors; prohibiting the marketing or sale of certain specialty license plates by a private vendor without specific approval; providing for invalidity of a noncompliant contract; authorizing the department to approve designs and color combinations for specialty license plates marketed and sold by private vendors; providing that such designs and color combinations are property of the department; providing exceptions; authorizing the department to publish designs and color combinations on its website for certain purposes; prohibiting restriction of designs and color combinations by the department except under certain circumstances; requiring the department to approve issuance of such specialty license plates for

certain periods; providing conditions under which the department may cancel or discontinue such a specialty license plate or the design or color combination thereof; authorizing specialty license plate sponsoring organizations to have license plates marketed and sold by private vendors under certain circumstances; authorizing dealer and fleet specialty license plates marketed and sold by a private vendor to be ordered directly from the vendor; requiring the department to discontinue issuance of a specialty license plate marketed and sold by a private vendor if valid registrations of the plate fall below a certain number; exempting specialty license plates marketed and sold by private vendors from certain requirements; amending s. 320.08058, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

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By Senator Perry—

**SB 1932**—A bill to be entitled An act relating to restoration of civil and firearm rights; amending s. 98.0751, F.S.; requiring that a person who has lost his or her civil rights and rights to purchase, own, transfer, or use firearms or ammunition based on a felony conviction for an offense other than murder, attempted murder, a violent felony offense, or a felony sexual offense have such disqualifications terminated upon the completion of all terms of his or her sentence; defining the term “violent felony offense”; conforming provisions to changes made by the act; providing an effective date.

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

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By Senators Book and Taddeo—

**SB 1934**—A bill to be entitled An act relating to health care practitioner discipline; amending s. 456.072, F.S.; subjecting health care practitioners to disciplinary action for specified offenses; amending s. 456.074, F.S.; requiring the Department of Health to issue emergency orders to suspend certain physicians’ licenses if they are arrested for committing or attempting, soliciting, or conspiring to commit acts that would constitute violations of specified criminal offenses involving a child; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to analyze certain laws and rules and their application; providing requirements for the analysis; requiring all state agencies, upon OPPAGA’s request, to assist OPPAGA and provide requested information and data; requiring OPPAGA to submit a report to the Governor and the Legislature by a specified date; providing for future repeal; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

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By Senator Book—

**SB 1936**—A bill to be entitled An act relating to exemptions from school-entry health requirements; amending s. 1003.22, F.S.; deleting an exemption from school-entry health examinations for religious reasons; revising provisions relating to immunization requirements for children; authorizing the Department of Health to adopt certain emergency rules; requiring the Board of Medicine and the Board of Osteopathic Medicine, jointly, to create a medical exemption review panel; requiring the panel to review certain medical exemptions filed with the Department of Health; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

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By Senator Jones—

**SB 1938**—A bill to be entitled An act relating to insurance adjusters; amending s. 626.221, F.S.; adding a designation that exempts applicants for licensure as an all-lines adjuster from an examination requirement; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment

made to s. 626.221, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

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By Senator Powell—

**SB 1940**—A bill to be entitled An act relating to taxes and fees; creating Part I of ch. 566, F.S., entitled “Excise Tax”; defining terms; imposing an excise tax on recreational marijuana; providing for inflation adjustments to the tax rate; providing for collection of the tax; providing for distribution of tax revenues; requiring an annual report concerning tax revenues; providing criminal penalties; amending s. 566.036, F.S.; authorizing an application fee for marijuana establishments; authorizing applicants to receive more than one type of marijuana establishment license, providing an exception; amending s. 566.037, F.S.; conforming provisions to changes made by the act; providing for rulemaking concerning application fees; providing effective dates.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

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By Senator Powell—

**SB 1942**—A bill to be entitled An act relating to trust funds; amending s. 20.195, F.S.; creating the Child Care Trust Fund within the Department of Children and Families; providing the purpose of the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Albritton—

**SB 1944**—A bill to be entitled An act relating to utility and communications poles; amending s. 366.02, F.S.; defining terms; amending s. 366.04, F.S.; requiring the Public Service Commission to regulate and enforce rates, charges, terms, and conditions for pole attachments under certain circumstances; providing requirements for such rules; providing construction; providing situations under which a pole owner may deny access to the owner’s pole on a nondiscriminatory basis; authorizing the commission to hear and resolve complaints concerning rates, charges, terms, conditions, voluntary agreements, and denial of access relative to pole attachments; requiring the commission, at the request of a party, to assume jurisdiction over certain complaints before the Federal Communications Commission; requiring the commission to adopt rules by a specified date; requiring the commission to regulate the safety, vegetation management, repair, replacement, maintenance, relocation, emergency response, and storm restoration requirements for certain plants and equipment of communications services providers; requiring the commission to adopt rules, including monetary penalties, by a specified date; creating s. 366.97, F.S.; providing legislative findings; requiring attaching entities to remove pole attachments from redundant poles within a specified timeframe after receipt of a written notice from the pole owner; requiring the commission to provide the form and requirements for such notice; authorizing a pole owner or its agent to transfer or relocate pole attachments of an attaching entity at the entity’s expense under certain circumstances; providing an exception; authorizing a pole owner to remove and sell or dispose of certain abandoned pole attachments; requiring that the pole owner and its directors, officers, agents, and employees be held harmless under certain circumstances for such actions; authorizing the commission to require attaching entities to post certain security instruments by rule; authorizing certain pole owners to transfer legal title of a redundant pole to an attaching entity that has not removed a pole attachment within a specified timeframe; providing for such transfer of title; providing for the transfer of obligation, responsibility, and liability of a pole to the new owner upon such a transfer of title; requiring the commission to impose monetary penalties for violations; requiring the commission to provide grants to install and upgrade broadband infrastructure in this state from any monetary penalty collected; providing construction; re-

quiring the commission to adopt rules by a specified date; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Appropriations.

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By Senator Polsky—

**SB 1946**—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; authorizing counties to establish anchoring limitation areas that meet certain requirements; providing that specified established anchoring limitation areas are exempt from specified provisions; specifying size requirements for the anchoring limitation areas; requiring the anchoring limitation areas to be marked with signs and buoys that meet certain requirements; prohibiting vessels from anchoring in such areas for longer than a specified time; defining the term “law enforcement or code enforcement officer or agency”; requiring vessel owners or operators to be allowed to provide specified proof of compliance with certain provisions; providing that vessels with repeat offenses within a specified timeframe shall be declared public nuisances and subject to certain provisions; providing that code enforcement officers or agencies, in addition to law enforcement officers or agencies, will be held harmless for removal actions under certain circumstances; requiring the Fish and Wildlife Conservation Commission to initiate rulemaking by a certain date; providing requirements for such rulemaking; removing applicability provisions relating to the commission’s recommendations; reenacting s. 327.73(1)(z), F.S., relating to noncriminal infractions, to incorporate the amendment made to s. 327.4108, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

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By Senators Bean and Bradley—

**SB 1948**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term “administrative costs” relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.046, F.S.; revising the application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the definition of the term “specified agency” to include certain regional workforce boards for the purposes of labor laws; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term “address”; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to implement an integrated modular cloud-based system, rather than an integrated Internet-based system, for the reemployment assistance program; revising the functions and objectives of the Reemployment Assistance Claims and Benefits Information System; deleting obsolete language; requiring the department to maintain a sustainable culture of continuous modernization and to maintain a specified reemployment assistance governance structure; requiring the system to be governed by the Reemployment Assistance Modernization Strategic Planning Office; providing duties of the office; providing reporting requirements; authorizing the department to implement an emergency reemployment assistance system under certain circumstances; providing applicability; deleting provisions relating to duties of the governance structure of the system project; amending s. 443.151, F.S.; revising the timeline for

employers' responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced timeframe; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

By Senator Gruters—

**SB 1950**—A bill to be entitled An act relating to financial institutions; amending s. 120.80, F.S.; providing that the failure of foreign nationals to appear through video conference at certain hearings is grounds for denial of certain applications; amending s. 475.01, F.S.; conforming a cross-reference; creating s. 501.2076, F.S.; providing that the imposition of fees or charges upon consumers for online audit verifications of financial institution accounts is a violation of the Florida Deceptive and Unfair Trade Practices Act; amending s. 518.117, F.S.; conforming a cross-reference; amending s. 655.045, F.S.; revising the interval for the Office of Financial Regulation to conduct certain examinations; authorizing the Commissioner of the Office of Financial Regulation to delay examinations of financial institutions under certain circumstances; requiring copies of certain examination reports to be furnished to financial institutions; requiring certain directors to review and acknowledge receipt of such reports; amending s. 655.414, F.S.; revising the entities that may assume liabilities, and the liabilities that may be assumed, according to certain procedures, conditions, and limitations; specifying the basis for calculating percentages of assets or liabilities; amending s. 655.50, F.S.; revising the definition of the term “financial institution”; amending s. 657.021, F.S.; requiring credit unions to submit specified information to the office after certain meetings; amending s. 657.042, F.S.; revising certain limitations on credit union investments; amending s. 658.12, F.S.; defining the term “target market”; amending s. 658.20, F.S.; requiring the office, upon receiving applications for authority to organize a bank or trust company, to investigate the need for new bank facilities in a primary service area or target market and the ability of such service area or target market to support new and existing bank facilities; amending s. 658.21, F.S.; deleting a requirement that certain proposed financial institution presidents or chief executive officers have certain experience within a specified timeframe; creating s. 658.265, F.S.; defining the term “trust representative office”; authorizing a trust representative office to engage in certain activities; prohibiting a trust representative office from engaging in fiduciary activities; amending s. 658.28, F.S.; requiring a person or group to notify the office upon acquiring a controlling interest in a bank or trust company in this state; amending s. 658.2953, F.S.; defining the term “de novo branch”; amending s. 662.122, F.S.; providing an exception to publication requirements under ch. 120 for applications to register certain family trust companies; amending s. 662.1225, F.S.; revising the type of institution with which certain family trust companies are required to maintain a deposit account; amending s. 662.128, F.S.; revising the timeframe for filing renewal applications for certain family trust companies; amending s. 663.07, F.S.; revising the banks with which international bank agencies or branches shall maintain certain deposits; amending s. 663.532, F.S.; requiring the office to suspend qualifications for limited service affiliates under certain circumstances; specifying that such suspensions remain in effect until certain conditions are met; requiring the office to revoke such qualifications after a certain timeframe; amending s. 736.0802, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

By Senator Rodrigues—

**SB 1952**—A bill to be entitled An act relating to health care expenses; creating s. 222.26, F.S.; providing additional personal property exemptions from legal process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to post on its website a consumer-friendly list of standard charges for shoppable health care services; defining the term “shoppable health care service”; requiring a licensed facility to establish an internal grievance process for patients to dispute charges; requiring a facility to make available the information necessary for initiating a grievance; requiring a facility to respond to a patient grievance within a specified timeframe; revising a requirement that a licensed facility provide a cost estimate to a patient or prospective patient and the patient's health insurer within specified timeframes; prohibiting a licensed facility from charging a patient an amount that exceeds such cost estimate by a set threshold; requiring a licensed facility to provide a patient with a written explanation of excess charges under certain circumstances; requiring a facility to notify a patient of revisions to a cost estimate; deleting a requirement that a facility educate the public on the availability of such estimates upon request; revising a penalty for failure to timely provide the estimate; prohibiting a facility from billing or collecting any amount of charges from the patient or the patient's health insurer for treatment under certain circumstances; deleting a prohibition on charges that exceed a cost estimate; creating s. 395.3011, F.S.; defining the term “extraordinary collection action”; prohibiting a licensed facility from engaging in extraordinary collection actions to obtain certain payments; creating s. 627.445, F.S.; defining the term “health insurer”; requiring each health insurer to provide an insured with an advance explanation of benefits after receiving a patient estimate from a facility for scheduled services; providing requirements for the advanced explanation of benefits; amending ss. 627.6387, 627.6648, and 641.31076, F.S.; providing that a shared savings incentive offered by a health insurer or a health maintenance organization must be counted as a medical expense for rate development and rate filing purposes; providing effective dates.

—was referred to the Committees on Judiciary; Banking and Insurance; and Appropriations.

By Senator Rodrigues—

**SB 1954**—A bill to be entitled An act relating to statewide flooding and sea-level rise resilience; creating s. 380.093, F.S.; providing legislative intent; defining the term “critical asset”; establishing the Resilient Florida Grant Program within the Department of Environmental Protection; authorizing the department to provide grants to local governments to fund the costs of community resilience planning, subject to appropriation; providing requirements for certain local government vulnerability assessments; requiring the department to complete a comprehensive statewide flood vulnerability and sea-level rise data set and assessment by specified dates; specifying requirements for such data set and assessment; requiring the department to develop a Statewide Flooding and Sea-Level Rise Resilience Plan and annually submit the plan to the Governor and Legislature by a specified date; specifying requirements for the plan; requiring water management districts to annually submit proposed projects to the department for inclusion in the plan; specifying requirements for such projects; specifying projects that are ineligible for inclusion in the plan; requiring the department to implement a scoring system for assessing projects submitted by water management districts; limiting the total amount of funding that may be proposed in the plan; requiring the Legislature, upon review and subject to appropriation, to approve funding for projects as specified in the plan; authorizing local governments to create regional resilience coalitions for a specified purpose; authorizing the department to provide funding to the coalitions, subject to appropriation; creating s. 380.0933, F.S.; establishing the Florida Flood Hub for Applied Research and Innovation within the University of South Florida College of Marine Science for a specified purpose; providing duties of the hub; providing for an executive director; requiring the hub to submit an annual report to the Governor and Legislature by a specified date; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include specified information relating to inland

and coastal flood control in certain assessments; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; and Appropriations.

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By Senator Rodrigues—

**SB 1956**—A bill to be entitled An act relating to postsecondary out-of-state fee waivers; amending s. 1009.26, F.S.; deleting a provision requiring a state university, a Florida College System institution, a career center operated by a school district, or a charter technical career center to waive out-of-state fees for students, including undocumented students, who meet specified conditions; deleting a provision requiring tuition and fees charged to such students to not exceed tuition and fees charged to a resident student; deleting a provision requiring such students to be considered nonresident students for purposes of calculating the systemwide total enrollment of nonresident students as limited by regulation of the Board of Governors; deleting a provision requiring a state university, a Florida College System institution, a career center operated by a school district, or a charter technical career center to prioritize the enrollment of veterans who are granted a certain out-of-state fee waiver over the enrollment of other specified students; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education; and Appropriations.

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By Senator Rodrigues—

**SB 1958**—A bill to be entitled An act relating to the regulation of medical marijuana; amending s. 381.986, F.S.; defining the term “potency”; prohibiting qualified physicians from engaging in certain advertising for their practices relating to marijuana for medical use; providing exceptions; prohibiting medical marijuana treatment centers and certain other individuals and entities from employing qualified physicians or having direct or indirect economic interests in qualified physician practices and medical marijuana testing laboratories; requiring medical marijuana treatment centers to measure carbon dioxide emissions produced by growing marijuana; requiring medical marijuana treatment centers to publish the data on their websites in a specified manner; revising a provision relating to the potency of tetrahydrocannabinol in edibles dispensed by a medical marijuana treatment center; authorizing the Department of Health to select and test marijuana samples, rather than only edible samples, from cultivation, processing, and dispensing facilities; authorizing the department to select samples of marijuana delivery devices from dispensing facilities to determine that they are safe for use by qualified patients; requiring medical marijuana treatment centers to recall all marijuana, rather than only edibles, under certain circumstances; revising advertising requirements for medical marijuana treatment centers to prohibit radio and television advertising; authorizing the department and certain employees to acquire, possess, test, transport, and lawfully dispose of marijuana; deleting a requirement that a second physician evaluate a qualified patient younger than 18 years of age and concur with certain determinations made by the qualified physician regarding the patient’s medical use of marijuana; prohibiting qualified physicians from issuing physician certifications to qualified patients under 18 years of age for marijuana other than low-THC cannabis, with an exception; revising provisions related to supply and potency limits for marijuana; prohibiting qualified physicians from issuing physician certifications for marijuana that exceeds certain potency limits, with an exception; revising potency limits for edibles; conforming dispensing requirements to changes made by the act; revising the supply amount a qualified patient or a qualified patient’s caregiver may possess at any given time; amending s. 381.988, F.S.; authorizing the department and certain employees to acquire, possess, test, transport, and lawfully dispose of marijuana; prohibiting certified medical marijuana testing laboratories and their officers, directors, and employees from having economic interests in or financial relationships with medical marijuana treatment centers; providing construction; providing effective dates.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

By Senator Bean—

**SB 1960**—A bill to be entitled An act relating to renewable energy; creating s. 163.32071, F.S.; providing legislative findings and intent; defining the term “solar facility”; requiring solar facilities to be a permitted use by right in all agricultural land use categories in applicable local governmental comprehensive plans and zoning districts within certain areas; requiring solar facilities to comply with certain local requirements; prohibiting counties from adopting ordinances containing certain requirements for solar facilities which exceed those for other facilities that do not produce food or fiber; amending s. 193.461, F.S.; requiring certain lands classified as agricultural to maintain such classification if the land is leased for certain renewable energy purposes; amending s. 403.503, F.S.; defining the term “alternative or renewable energy facility” and redefining the term “electrical power plant” for the Florida Electrical Power Plant Siting Act; amending s. 403.506, F.S.; providing that the Florida Electrical Power Plant Siting Act does not apply to a stand-alone or colocated alternative or renewable energy facility that meets certain requirements; making technical changes; amending ss. 366.93, 380.23, 403.031, 403.509, and 403.5175, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

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By Senator Cruz—

**SB 1962**—A bill to be entitled An act relating to educational instruction on African-American history; amending s. 1003.42, F.S.; revising the required instruction relating to African-American history to include certain information on present-day racial injustices and hardships; requiring the Department of Education to contract with the Commissioner of Education’s African American History Task Force in developing a specific framework for such instruction; requiring the task force to submit its recommendations to the commissioner and the State Board of Education by a specified date; requiring each school district to annually certify, beginning on a specified date, that it has met certain requirements; providing an effective date.

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

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By Senator Cruz—

**SB 1964**—A bill to be entitled An act relating to persons authorized to visit charter schools; creating s. 1002.341, F.S.; authorizing the Governor, all Cabinet members, and all members of the Legislature to visit any charter school in this state; authorizing such a visitor to visit a charter school on any day at any time; providing that no prior notice is required for the visit; prohibiting any person from limiting the scope or duration of the visit; authorizing a charter school to require a visitor to sign in and out at the charter school’s main office and to wear an identification badge at all times while on the premises; authorizing a charter school to offer, but not require, an escort to accompany the visitor; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

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By Senator Diaz—

**SB 1966**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division’s electronic data submission system; providing that specified records relating to cigarettes received, sold, or delivered within the state may be kept in an electronic or paper format; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 210.60, F.S.; providing that specified records relating to tobacco products may be kept in an electronic or paper format; amending s. 489.109, F.S.; removing provisions relating to an additional fee for application and renewal, transfer of funds, recommendations by the Construction In-

dustry Licensing Board for use of such funds, distribution of such funds by the department, and required reports of the department; amending s. 489.118, F.S.; removing an obsolete date; amending s. 499.01, F.S.; exempting certain persons from specified permit requirements under certain circumstances; requiring an exempt cosmetics manufacturer to provide, upon request, to the department specified documentation verifying his or her annual gross sales; authorizing an exempt cosmetics manufacturer to only manufacture and sell specified products; requiring specified labeling for each unit of cosmetics manufactured by an exempt cosmetics manufacturer; authorizing the department to investigate complaints and to enter and inspect the premises of an exempt cosmetics manufacturer; providing disciplinary actions; providing construction; amending s. 499.012, F.S.; authorizing specified establishments to submit a request for a temporary permit; requiring such establishments to submit the request to the department on specified forms; providing that upon authorization by the department for a temporary permit for a certain location, the existing permit for such location is immediately null and void; prohibiting a temporary permit from being extended; providing for expiration of a temporary permit; prohibiting an establishment from operating under an expired temporary permit; amending s. 499.066, F.S.; requiring the department to adopt rules to permit the issuance of remedial, nondisciplinary citations; providing requirements for such citations; providing for contest of and the rescinding of a citation; authorizing the department to recover specified costs relating to a citation; providing a timeframe for when a citation may be issued; providing requirements for the service of a citation; authorizing the department to adopt and amend rules, designate violations and monetary assessments, and order remedial measures that must be taken for such violations; amending s. 509.241, F.S.; revising rulemaking requirements relating to public lodging and food service licenses; amending s. 509.251, F.S.; deleting provisions relating to fee schedule requirements; specifying that all fees are payable in full upon submission of an application for a public lodging establishment license or a public food service license; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 553.841, F.S.; conforming a provision to changes made by the act; amending s. 561.01, F.S.; deleting the definition of the term "permit carrier"; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.19, F.S.; revising provisions relating to the availability of beverage licenses to include by reason of the cancellation of a quota beverage license; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 562.455, F.S.; removing grains of paradise as a form of adulteration of liquor used or intended for drink; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring that an annual budget be proposed to unit owners and adopted by the board before a specified time; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location requirements for the principal office of the condominium ombudsman; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

By Senator Thurston—

**SJR 1968**—A joint resolution proposing an amendment to Section 15 of Article III of the State Constitution to require a legislator to be an elector and resident of the district in which he or she is seeking election at the time of qualifying for nomination or election to office.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senators Pizzo and Rodriguez—

**SB 1970**—A bill to be entitled An act relating to law enforcement reform; amending s. 943.10, F.S.; defining terms; amending s. 943.12, F.S.; requiring the Criminal Justice Standards and Training Commission to adopt rules prohibiting law enforcement officers, correctional officers, or correctional probation officers from using specified techniques; providing an exception; requiring the commission to adopt rules requiring employing agencies to report information related to the use of such techniques; requiring that the commission review certain officers who use the prohibited techniques; requiring the commission to provide specified data regarding final commission orders to the National Decertification Index; creating s. 943.121, F.S.; requiring the commission to establish and maintain standards for the instruction of officers in specified subjects in order to build upon and improve police-community relations; providing minimum required standards for deescalation training; amending s. 943.125, F.S.; revising the minimum aspects of law enforcement that the law enforcement accreditation program must address; providing minimum required standards for deescalation training; requiring that by a specified date the Office of the Attorney General provide certain guidance to law enforcement agencies; requiring that by a specified date each law enforcement agency adopt a certain policy; requiring the commission to create and publish on its website a model written policy; requiring the Office of the Attorney General to collect certain data and submit an annual report; amending s. 943.1715, F.S.; requiring every basic skills course required for officers to obtain initial certification to include a minimum number of hours of deescalation training; amending s. 943.1716, F.S.; requiring the commission to adopt rules requiring that every officer receive a minimum number of hours of deescalation training; providing an effective date.

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

By Senator Pizzo—

**SB 1972**—A bill to be entitled An act relating to expunction and sealing of judicial records; creating s. 741.301, F.S.; providing for sealing of a petition for a domestic violence injunction and related documents if the petition was withdrawn or dismissed, or if there was a ruling in favor of the respondent; reenacting and amending s. 943.0585, F.S.; exempting expunctions sought for cases dismissed or nolle prosequi or that resulted in an acquittal from the limit on the number of expunctions that may be sought; expanding an exception to an eligibility requirement for expunction of a criminal history record to allow expunction for an offense committed when the person was a minor; providing an exception; requiring the Department of Law Enforcement to act on applications for certificates of eligibility within a specified timeframe; providing an effective date.

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

By Senator Pizzo—

**SB 1974**—A bill to be entitled An act relating to public records; amending s. 741.301, F.S.; providing that all pleadings and documents related to a petition domestic violence injunction that have been ordered to be sealed are confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Brodeur—

**SB 1976**—A bill to be entitled An act relating to freestanding emergency departments; amending s. 395.002, F.S.; defining and revising terms; amending s. 395.003, F.S.; deleting an obsolete provision relating

to a prohibition on new emergency departments located off the premises of licensed hospitals; amending s. 395.1041, F.S.; prohibiting a freestanding emergency department from holding itself out to the public as an urgent care center; requiring a freestanding emergency department to clearly identify itself as a hospital emergency department using certain signage; requiring a freestanding emergency department to post signs in certain locations which contain specified statements; providing requirements for such signs; providing requirements for the advertisement of freestanding emergency departments; requiring the Agency for Health Care Administration to post information on its website describing the differences between a freestanding emergency department and an urgent care center; requiring the agency to update such information on its website at least annually; requiring hospitals to post a link to such information on their websites; amending s. 627.6405, F.S.; deleting legislative findings and intent; requiring health insurers to post certain information regarding appropriate use of emergency care services on their websites and update such information at least annually; revising the definition of the term “emergency care”; amending ss. 385.211, 390.011, 394.4787, 395.701, 400.9935, 409.905, 409.975, 468.505, 627.64194, and 765.101, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Powell—

**SB 1978**—A bill to be entitled An act relating to the Florida Kratom Consumer Protection Act; creating s. 501.9745, F.S.; providing a short title; defining the terms “department,” “kratom product,” and “processor”; requiring a processor to register with the Department of Agricultural and Consumer Services to sell kratom products at retail; prohibiting processors from selling certain kratom products; prohibiting processors from distributing, selling, or exposing for sale a kratom product to an individual under 21 years of age; providing civil penalties; providing an exception; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Powell—

**SB 1980**—A bill to be entitled An act relating to fees; amending s. 501.9745, F.S.; requiring processors that sell kratom products at retail to pay an annual registration fee to the Department of Agricultural and Consumer Services; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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By Senator Powell—

**SB 1982**—A bill to be entitled An act relating to unlawful acts of officers, employees, or agents of the state; creating s. 760.52, F.S.; providing for a civil action against any officer, employee, or agent of the state or its political subdivisions for the deprivation of rights secured under the United States Constitution or State Constitution; providing that certain claims may not be used as a defense against liability; providing an affirmative defense to liability if certain conditions are met; specifying circumstances under which an officer, employee, or agent is immune from liability; providing for the award of attorney fees and costs to a prevailing plaintiff; prohibiting a plaintiff from recovering additional damages if he or she has recovered damages pursuant to a civil action brought by the Attorney General; specifying applicability of laws governing the defense of civil actions, and the payment of judgments or settlements, against specified officers, employees, and agents; requiring a law enforcement officer to intervene when another officer is using or attempting to use excessive force under certain circumstances; providing criminal penalties; requiring disciplinary action against a law enforcement officer who knowingly fails to render aid to a victim of excessive force or who fails to report a use of excessive force by another officer; requiring a law enforcement officer to report the commission of a

criminal offense by another officer while on duty; providing criminal penalties; amending ss. 111.07 and 111.071, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations; and Rules.

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By Senator Baxley—

**SB 1984**—A bill to be entitled An act relating to the final disposition of fetal remains; amending s. 390.011, F.S.; revising definitions; amending s. 390.0111, F.S.; requiring a physician who is to perform or induce a surgical abortion to inform a pregnant woman of her right to determine the final disposition of fetal remains; requiring that the pregnant woman be provided with a notification form; requiring that the form be completed for each zygote, blastocyte, embryo, or fetus to be aborted; conforming provisions to changes made by the act; creating s. 390.01119, F.S.; defining terms; requiring that fetal remains from a surgical abortion at an abortion clinic be disposed of by cremation or interment; requiring that the cremation of fetal remains occurs in a crematory facility; requiring that the pregnant woman be provided with a notification form; providing requirements for such form; requiring an abortion clinic to determine the final disposition of fetal remains if the pregnant woman decides not to make such determination; requiring a pregnant woman who is a minor to obtain consent from her parent or legal guardian to make such determination; requiring a pregnant woman to complete a form for each zygote, blastocyte, embryo, or fetus that will be aborted; prohibiting an abortion clinic from releasing fetal remains from a surgical abortion or arrange for the cremation or interment of such remains under certain conditions; requiring an abortion clinic to pay and provide for cremation or interment of fetal remains from a surgical abortion; requiring that the pregnant woman pay for the costs associated with final disposition of fetal remains under a certain condition; requiring an abortion clinic to document certain information in the pregnant woman’s medical records; requiring an abortion clinic to maintain certain documentation regarding final disposition of fetal remains from surgical abortions performed or induced at the clinic; requiring an abortion clinic to develop and implement certain written policies and procedures; requiring an abortion clinic to develop and maintain a written list of locations at which it provides or arranges for final disposition of fetal remains; requiring the Department of Health to adopt rules by a specified date; requiring that such rules address certain forms; providing immunity from civil or criminal liability for certain persons under certain circumstances; providing that a pregnant woman who has a surgical abortion is not liable under certain circumstances; providing penalties; providing certain prohibitions and requirements for operators of crematory facilities; providing for certain provisions of the act to prevail over any conflicting provisions of ch. 390, F.S.; amending s. 390.0112, F.S.; revising certain reporting requirements related to abortions; amending ss. 390.012, 497.383, and 873.05, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Appropriations.

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By Senator Baxley—

**SB 1986**—A bill to be entitled An act relating to the Medical Ethics and Diversity Act; creating ch. 762, F.S., entitled “Right of Conscience”; creating s. 762.101, F.S.; providing a short title; creating s. 762.102, F.S.; defining terms; creating s. 762.103, F.S.; providing legislative findings and intent; creating s. 762.104, F.S.; establishing the right of health care practitioners, health care institutions, and health care payors to refuse to participate in or pay for health care services they find objectionable to their conscience; providing such entities immunity from liability for exercising their right of conscience; providing health care institutions immunity from liability if a health care practitioner employed by, under contract with, or granted admitting privileges by the health care institution exercises his or her right of conscience; prohibiting discrimination against health care practitioners, institutions, or payors for refusing to participate in or pay for health care services they find objectionable to their conscience; authorizing certain health care practitioners, institutions, and payors to make decisions about employment, staffing, contracting, and admitting privileges consistent with their religious beliefs under certain circumstances; pro-

viding construction; creating s. 762.105, F.S.; prohibiting discrimination against health care practitioners for reporting violations to certain entities or for testifying, assisting, or participating in related proceedings; prohibiting discrimination against a health care practitioner for disclosing certain information under certain circumstances, with an exception; creating s. 762.106, F.S.; providing a cause of action for health care practitioners, institutions, and payers to seek damages or injunctive relief for certain violations; authorizing aggrieved parties to commence a civil action for violations of this act; providing for damages and attorney fees; authorizing courts to provide certain injunctive relief; creating s. 762.107, F.S.; providing severability; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

By Senator Pizzo—

**SB 1988**—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; authorizing local governmental entities to adopt and apply certain regulations and ordinances to vacation rentals under certain circumstances; providing exceptions; amending s. 509.241, F.S.; requiring an applicant for a vacation rental license to provide the Division of Hotels and Restaurants of the Department of Business and Professional Regulation with certain information; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

By Senator Powell—

**SB 1990**—A bill to be entitled An act relating to law enforcement officer certification revocation and accountability; creating s. 943.6872, F.S.; requiring law enforcement agencies to make reports concerning law enforcement officers with revoked certifications for misconduct to a specified national registry and to screen prospective law enforcement officers against such registry; authorizing the designation of comparable national registries; providing reporting requirements; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Appropriations.

By Senator Harrell—

**SB 1992**—A bill to be entitled An act relating to the solicitation of nonmedical services; creating s. 501.2106, F.S.; defining terms; providing that a person who submits or sponsors a nonmedical solicitation that contains certain terminology or fails to include specified disclosures commits a deceptive and unfair trade practice, subject to the penalties and remedies of the Florida Deceptive and Unfair Trade Practices Act; creating s. 877.025, F.S.; defining terms; prohibiting the unauthorized use, sale, or transfer of protected health information for the purpose of soliciting professional services; providing that a person who willfully and knowingly violates such prohibition commits a deceptive and unfair trade practice, subject to the penalties and remedies of the Florida Deceptive and Unfair Trade Practices Act; providing criminal penalties for willful and knowing violations and enhanced criminal penalties for violations committed for financial gain; providing applicability; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.

By Senator Taddeo—

**SB 1994**—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county to levy a local government infrastructure surtax for the purposes of mitigating the adverse effects of sea-level rise and flooding if certain conditions are met; prescribing the form of a ballot statement for the surtax; providing for distribution of the proceeds from the surtax; providing that the

surtax does not affect the levy of other local government infrastructure surtaxes; providing an effective date.

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

By Senator Pizzo—

**SB 1996**—A bill to be entitled An act relating to unemployment compensation; amending s. 443.111, F.S.; increasing the weekly benefit amounts an individual may receive; conforming provisions to changes made by the act; reenacting ss. 443.041(2)(b) and 443.1116(6), (7), and (8)(a), F.S., relating to fees and short-term compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Pizzo—

**SB 1998**—A bill to be entitled An act relating to condominium associations; amending s. 194.011, F.S.; providing that certain associations may continue to represent, prosecute, or defend unit owners in certain proceedings; providing applicability; amending s. 194.181, F.S.; revising the parties considered to be the defendant in a tax suit; requiring condominium and cooperative associations to provide unit owners with certain notice and information under certain circumstances; providing requirements for such notice; specifying that a unit owner who does not respond to the notice will be represented in the response or answer filed by the association; amending s. 718.111, F.S.; revising criminal penalties relating to the acceptance of things or services of value or kickbacks; authorizing a condominium association to take certain actions relating to ad valorem taxes assessed on units for commonly used facilities or common elements; providing applicability; revising the documents required to be included with accounting records; requiring an association to maintain official records in a specified manner; revising requirements for the creation of a rebuttable presumption relating to the provision of records; authorizing an association to direct certain persons to the association's website to fulfill certain obligations relating to the inspection of records; requiring an association to provide an itemized list and a sworn affidavit to persons requesting to inspect records; requiring the association to maintain the itemized list for a specified period of time; creating a rebuttable presumption for an association that provides such itemized list and sworn affidavit; providing criminal penalties for certain violations relating to official association records; defining the term "repeatedly"; requiring certain associations to post copies of certain documents on their websites by a specified date; revising criminal penalties relating to the use of association debit cards; defining the term "lawful obligation of the association"; creating s. 718.1285, F.S.; providing criminal penalties for fraudulent voting activities related to association elections; amending s. 718.501, F.S.; revising the jurisdiction of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation with regard to investigating complaints; defining the term "financial issue"; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Rules.

By Senator Gruters—

**SB 2000**—A bill to be entitled An act relating to automatic renewal and continuous service offers; creating s. 501.166, F.S.; defining terms; specifying unlawful practices relating to automatic renewal and continuous service offers; providing requirements for automatic renewal offers, continuous service offers, and unconditional consumer gifts; providing applicability, penalties, and exemptions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Rules.



By Senator Taddeo—

**SB 2002**—A bill to be entitled An act relating to the Florida Commercial Rent Stabilization Fund; creating s. 83.272, F.S.; creating the Florida Commercial Rent Stabilization Fund as a separate account within the Economic Development Trust Fund; providing definitions; providing conditions for relief from the fund; providing for payment, subject to availability, from the fund; providing liability; prohibiting a landlord from filing an action for possession for a certain period of time; authorizing the Department of Economic Opportunity to adopt rules; providing an appropriation; requiring certain funds remaining in the Florida Commercial Rent Stabilization Fund to be transferred to the General Revenue Fund; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Burgess—

**SB 2004**—A bill to be entitled An act relating to broadband Internet; amending s. 364.0135, F.S.; requiring the Florida Office of Broadband's strategic plan to include short-term and long-term goals for increasing the availability of and access to broadband Internet service in this state; providing requirements for the development of the plan; requiring the updated plan to be submitted to the Governor, the Chief Justice of the Supreme Court, and the Legislature by a specified date; requiring the plan to be updated biennially; requiring the office to provide technical and planning assistance related to broadband infrastructure to rural communities; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Rules.

By Senator Burgess—

**SB 2006**—A bill to be entitled An act relating to emergency management; amending s. 252.311, F.S.; revising legislative intent with respect to the State Emergency Management Act; amending s. 252.34, F.S.; revising the definition of the term “natural emergency” to include public health emergencies; amending s. 252.35, F.S.; requiring the Division of Emergency Management's comprehensive emergency plan to include specified provisions regarding public health emergency preparedness, response, recovery, and mitigation; requiring the division to cooperate with the Centers for Disease Control and Prevention; requiring statewide awareness and education programs to include education on public health emergency preparedness and mitigation; requiring the division to complete and maintain an inventory of personal protection equipment; prescribing reporting requirements regarding the inventory; authorizing the division to maintain a list of private entities that can provide personal protective equipment; providing limitations on the timeframe within which the division may delegate or subdelegate certain authorities granted under the State Emergency Management Act; requiring the division to report biennially to the Chief Justice of the Supreme Court on the status of emergency management capabilities; requiring such report to include matters relating to public health emergencies; amending s. 252.355, F.S.; requiring the division to maintain certain information on special needs options during certain public health emergencies; deleting obsolete language; amending s. 252.356, F.S.; requiring state agencies that contract with providers for the care of persons with certain disabilities or limitations to include in such contracts a procedure for providing essential services in preparation for, during, and following public health emergencies; amending s. 252.359, F.S.; redefining the term “essentials” to include personal protective equipment used during public health emergencies; amending s. 252.36, F.S.; limiting the duration of emergency orders; authorizing such orders to be renewed if certain conditions are met; clarifying that the Governor is responsible for meeting the needs arising out of emergencies consistent with legislative policy and intent; providing a presumption that K-12 public schools should remain open if possible during an extended public health emergency; providing a presumption that businesses should remain open if possible during an extended public health emergency; requiring the Governor to provide specific reasons if such schools or businesses are to close as part of an emergency declaration; requiring the Governor to regularly review and reassess any issued emergency declarations; requiring the Governor to provide notice

of declarations of emergencies to the Legislature; expanding the Legislature's authority to terminate states of emergency; requiring that all emergency declarations and orders be filed with the Division of Administrative Hearings within a specified timeframe; specifying that failure to timely file such declarations or orders results in their being voided; requiring the division to index and make such emergency orders available on its website; providing for retroactive application; limiting the suspension of any regulatory statute during a state of emergency to a specified timeframe; authorizing any such suspensions to be extended for additional timeframes if certain conditions are met; requiring notice to the Legislature if a transfer of direction, personnel, or functions of state departments and agencies is made to facilitate emergency services; amending s. 252.365, F.S.; specifying that disaster preparedness plans of specified agencies must address circumstances including a pandemic or another public health emergency; providing that the baseline of preparedness consider and include rapid and large-scale increases in the public's access of government services through technology or other means during an emergency; requiring that such plans include the availability and distribution of personal protective equipment; requiring agencies to update disaster preparedness plans on an annual basis; amending s. 252.37, F.S.; requiring that emergency spending from the Budget Stabilization Fund be consistent with legislative policy and intent; requiring the Governor to transfer any such funds within a specified timeframe; requiring such expenditures to be directly related to the disaster or emergency; requiring the state or political subdivision to submit a spending plan for certain emergency funds to the Legislature; amending s. 252.38, F.S.; requiring district school boards to provide facilities and necessary staff for such facilities during public health emergencies; amending s. 252.385, F.S.; requiring the division's hurricane shelter plan to address hurricane shelter needs during public health emergencies; amending s. 252.44, F.S.; requiring emergency mitigation planning by state agencies to include agencies with jurisdiction over public health; amending 377.703, F.S., conforming a cross-reference; requiring certain budget amendments to be approved by the Legislative Budget Commission, under certain conditions; providing that any emergency orders issued before a specified date will expire but may be reissued if certain conditions exist and a certain requirement is met; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations; and Rules.

By Senator Diaz—

**SB 2008**—A bill to be entitled An act relating to tourist and convention development taxes; amending s. 125.0104, F.S.; deleting a provision requiring an extraordinary vote of a governing board for a county or subcounty special taxing district to increase its tourist development taxes; specifying that certain tourist development taxes require a majority of the electors voting in a referendum to become effective; specifying the date on which certain ordinance-imposed tourist development taxes become effective; authorizing a county to impose a tourist development tax to finance flood mitigation projects or improvements; correcting a cross-reference; requiring a high tourism impact county to impose an additional specified tax upon certain privileges by ordinance, subject to approval by a majority vote of the electors; deleting the requirement for an extraordinary vote to approve such taxes; authorizing a high tourism county to impose an additional tax for flood mitigation projects or improvements; specifying that certain taxing authority expires 5 years after the date the authority was approved in an election; authorizing the renewal of the authority, subject to a referendum; providing a procedure for renewing the tourist development tax; providing an exception to the expiration mandate; deleting provisions specifying procedures for repealing a tax that was previously approved by referendum; amending s. 212.0305, F.S.; authorizing convention development taxes to finance flood mitigation projects or improvements; authorizing certain counties to impose a specified district convention development tax to finance flood mitigation projects or improvements; requiring existing ordinances levying convention development taxes to expire after a specified date unless approved by a majority of the voters of the county or special tax district; specifying that certain taxing authority expires 5 years after the date the authority was approved in an election; authorizing the renewal of the authority, subject to a referendum; providing a procedure for renewing such authority; prescribing the form of the ballot statement; providing that ordinances are effective upon majority approval by electors; providing expiration of



the tax is not effective under certain circumstances; providing an effective date.

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

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By Senator Diaz—

**SB 2010**—A bill to be entitled An act relating to foreign influence; creating s. 286.101, F.S.; providing definitions; requiring any state agency or political subdivision to disclose certain gifts or grants received from any foreign source to the Department of Financial Services within a specified timeframe; providing an exception; requiring any entity that applies for a certain grant or proposes a certain contract to disclose to a state agency or political subdivision any current or prior interest of, contract with, or grant or gift received from a foreign country of concern under certain circumstances; requiring such entity to provide a copy of such disclosure to the department within a specified timeframe before applying for any grant or proposing any contract; requiring such entity to revise its disclosure within a specified timeframe under certain circumstances; requiring the Department of Management Services to screen certain vendors periodically; requiring certain notification on the online procurement system; requiring the Department of Financial Services to establish and maintain an Internet website to publish the disclosures; authorizing the department to establish an online system for making such disclosures; authorizing the Department of Management Services to coordinate with the Department of Financial Services to establish such online system; requiring the Department of Financial Services to investigate allegations of certain violations under certain circumstances; authorizing the department or specified persons to request certain records; providing for the assessment of fines and penalties under certain circumstances; requiring the department to include and maintain a list of ineligible entities on a certain Internet website; providing that information and records relating to a gift or grant from a foreign source are not confidential or exempt from public records requirements; authorizing rulemaking; creating s. 288.860, F.S.; providing definitions; prohibiting certain agencies and entities from participating in agreements with or accepting grants received from foreign countries of concern under certain circumstances; prohibiting such agencies and entities from accepting anything of value as a condition for participation in certain programs or endeavors that promote the language or culture of foreign countries of concern; creating s. 1010.25, F.S.; providing definitions; requiring institutions of higher education to semiannually report to certain entities regarding certain gifts they received directly or indirectly from a foreign source; requiring such institutions to provide certain information regarding such gifts; requiring random inspections or audits of gifts or gift agreements by certain inspectors general; providing requirements for such inspections or audits; requiring the Board of Governors or State Board of Education, as applicable, to sanction institutions that fail to report certain gifts within a specified timeframe; providing for a civil penalty for willful violations; requiring that the proceeds from such penalty be deposited in a specified trust fund; authorizing the Attorney General or Chief Financial Officer to bring a civil action under certain circumstances; providing for attorney fees and costs; providing that information and records relating to a gift from a foreign source are not confidential or exempt from public records requirements; authorizing the Board of Governors and State Board of Education to adopt regulations and rules, respectively; creating s. 1010.35, F.S.; requiring certain state universities and other entities to screen certain foreign applicants before employing such applicants for research or research-related support positions; requiring such applicants to provide additional specified information as part of the application process; requiring the president or chief administrative officer of the state university or entity to designate a research integrity office to verify certain information contained in such applications, search certain public databases, and submit certain information to specified federal agencies; prohibiting the employment of an applicant who fails to make certain disclosures; providing an exception; requiring certain records to be maintained by the research integrity office; requiring such office to report the identity of any applicant who was rejected for employment to certain law enforcement agencies; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; creating s. 1010.36, F.S.; requiring certain state universities and other entities to establish an international travel approval and monitoring program; providing requirements for such program; providing requirements for preapproval and screen-

ing for foreign travel and foreign employment-related activities engaged in by faculty, researchers, and research department staff; requiring state universities and entities to maintain certain records relating to foreign travel and activities for at least 10 years; requiring a state university or entity to provide a certain annual report to the Board of Governors or the governing board of the applicable entity and publish such report on its Internet website; requiring the Auditor General to perform, by a specified date, an audit of the institution to ensure compliance as part of the institution's next scheduled operational audit; providing an effective date.

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

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By Senator Stargel—

**SB 2012**—A bill to be entitled An act relating to promoting equality of athletic opportunity; creating s. 1006.205, F.S.; providing a short title; providing legislative intent and findings; requiring that certain athletic teams or sports sponsored by certain educational institutions be designated on the basis of students' biological sex; prohibiting athletic teams or sports designated for female students from being open to male students; specifying conditions under which persons who transition from male to female are eligible to compete in the female category; requiring a student that fails to comply with certain conditions to be suspended from female competition for 12 months; requiring the Board of Governors of the State University System to adopt regulations and the State Board of Education to adopt rules regarding the resolution of disputes; providing protections for educational institutions from certain adverse actions taken by a governmental entity, any licensing or accrediting organization, or any athletic association or organization; providing civil remedies for students and educational institutions; providing a statute of limitation; providing for damages; providing an effective date.

—was referred to the Committees on Education; Health Policy; and Rules.

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**Senate Bills 7000-7034**—Previously introduced.

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By the Committee on Agriculture—

**SB 7036**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 570.077, F.S., which provides an exemption from public records requirements for criminal or civil intelligence or investigative information or any other information held by the Department of Agriculture and Consumer Services as part of an examination or investigation with another state or federal regulatory, administrative, or criminal justice agency; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Agriculture—

**SB 7038**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 570.48, F.S., which provides an exemption from public records requirements for information related to trade secrets held by the Division of Fruit and Vegetables of the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Agriculture—

**SB 7040**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 573.123, F.S., which provides an exemption from public records requirements for trade secret information of a person subject to a marketing order held by the

Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Agriculture—

**SB 7042**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., which provides a public records exemption for trade secret information provided to the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Agriculture—

**SB 7044**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.15, F.S., which provides an exemption from public records requirements for the trade secret information of noncommodity advertising and promotional program participants held by the Department of Citrus; deleting the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Agriculture—

**SB 7046**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.152, F.S., which provides an exemption from public records requirements for the trade secret information of a person subject to a marketing order held by the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Agriculture—

**SB 7048**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.76, F.S., which provides an exemption from public records requirements for a manufacturer's formula filed with the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Community Affairs—

**SB 7050**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 255.065, F.S., which provides exemptions from public records and public meetings requirements for unsolicited proposals received by a responsible public entity and portions of meetings at which such proposals are discussed; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

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By the Committee on Appropriations—

**SB 7052**—A bill to be entitled An act relating to trust funds; creating s. 1010.88, F.S.; creating the Florida K-12 Education Tax Credit Program Trust Fund within the Department of Education; providing the purpose of the trust fund and the source of funds; exempting the trust fund from the general revenue service charge; requiring any balance in

the trust fund at the end of any fiscal year to remain in the trust fund and be available for carrying out the purpose of the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

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By the Committee on Appropriations—

**SB 7054**—A bill to be entitled An act relating to trust funds; re-creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity without modification; amending s. 288.80125, F.S.; removing provisions relating to the termination of the trust fund; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

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By the Committee on Appropriations—

**SB 7056**—A bill to be entitled An act relating to trust funds; terminating the Public Defenders Revenue Trust Fund within the Justice Administrative Commission; providing for the disposition of balances in and revenues of the trust fund; terminating the Revolving Trust Fund within the Department of Law Enforcement; providing for the disposition of balances in and revenues of the trust fund; repealing s. 27.61, F.S., relating to the Public Defenders Revenue Trust Fund; amending ss. 318.18 and 817.568, F.S.; providing for the redirection of certain revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund to conform to changes made by the act; terminating the Welfare Transition Trust Fund within the Department of Military Affairs; providing for the disposition of balances in and revenues of the trust fund; repealing s. 250.175(5), F.S., relating to the Welfare Transition Trust Fund; terminating the Welfare Transition Trust Fund within the Department of Health; providing for the disposition of balances in and revenues of the trust fund; repealing s. 20.435(8), F.S., relating to the Welfare Transition Trust Fund; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Rules; and Criminal Justice; and Senator Wright—

**CS for CS for SB 44**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; expanding the authorized uses of drones by law enforcement agencies, by a state agency or political subdivision, or by certified fire department personnel for specified purposes; reenacting s. 330.41(4)(c), F.S., relating to unmanned aircraft systems, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

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By the Committees on Appropriations; and Education; and Senators Diaz, Brandes, Garcia, Baxley, and Perry—

**CS for CS for SB 48**—A bill to be entitled An act relating to educational scholarship programs; amending s. 11.45, F.S.; requiring the Auditor General to conduct certain audits at least every 3 years instead of annually; conforming provisions to changes made by the act; amending s. 211.0251, F.S.; conforming provisions to changes made by the act; deleting a provision limiting a certain tax credit to no more than 50 percent of the tax due on the return the credit is taken; amending s. 212.099, F.S.; revising the definition of the term “eligible contribution”; deleting the definition of the term “eligible nonprofit scholarship-funding organization”; granting a credit against the state portion of certain taxes to eligible businesses; requiring dealers to remit any contributions of designated amounts from an eligible business; revising the circumstances under which dealers reduce the collection of taxes from certain businesses; requiring the Department of Revenue to provide eligible businesses that make a contribution with a receipt during a certain timeframe; requiring a dealer to identify on the dealer's return

the amount of an eligible contribution; requiring dealers to remit to the Department of Revenue specified contributions; requiring the Department of Revenue to ensure that certain receipts are deposited into a specified fund; conforming provisions to changes made by the act; amending s. 212.1831, F.S.; conforming provisions to changes made by the act; amending s. 212.1832, F.S.; defining terms; requiring dealers claiming certain tax credits to file and pay returns electronically; requiring specified persons to report to the Department of Revenue on certain returns the amount of credits granted for the preceding reporting period; requiring such persons to remit eligible contributions to the Department of Revenue during a certain timeframe; requiring the Department of Revenue to adopt rules; conforming provisions to changes made by the act; amending s. 213.053, F.S.; deleting authorization for the Department of Revenue to provide specified information to certain entities; deleting definitions; amending ss. 220.1105, 220.13, 220.186, 220.1875, 561.1211, 624.51055, and 1002.20, F.S.; conforming provisions to changes made by the act; amending s. 1002.23, F.S.; correcting a reference to the Florida Virtual School; conforming a provision to changes made by the act; amending s. 1002.31, F.S.; adding certain students to those to whom district school boards must provide preferential treatment in the controlled open enrollment process; creating s. 1002.381, F.S.; establishing the McKay-Gardiner Scholarship Program; providing the purpose of the program; defining terms; specifying eligibility requirements; providing criteria for authorized uses of program funds; providing the terms of a program scholarship; requiring certain scholarship accounts to be closed and for specified funds to revert to the state under specified circumstances; providing school district obligations under the program; specifying obligations for eligible private schools; providing Department of Education obligations relating to the program; specifying Commissioner of Education authority and obligations; providing parent and student responsibilities for program participation; providing an application approval and renewal process for charitable organizations seeking to participate or remain in the program; establishing a procedure for when an organization is disapproved; providing that an organization is a renewing organization if it was approved by the State Board of Education for a certain fiscal year or after and maintains continuous approval and participation in the program; requiring the state board to adopt specified rules; exempting specified entities from the initial or renewal application process; providing obligations for organizations relating to establishing program scholarships; providing eligibility and obligations for transition-to-work programs; specifying requirements for scholarship funding and payment; specifying the initial maximum number of student FTE; providing for the annual increase of the maximum number of student FTE; requiring the department to transfer certain funds to organizations in a specified manner; clarifying that accrued interest in student accounts is in addition to, and not part of, awarded funds; authorizing organizations to develop systems for payment of benefits by funds transfer; prohibiting organizations that develop such systems from reducing scholarship awards through certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; specifying obligations related to approved providers; providing that the state is not liable for the award or use of program funds; providing construction; requiring the State Board of Education to adopt rules; repealing ss. 1002.385 and 1002.39, F.S., relating to the Gardiner Scholarship and the John M. McKay Scholarships for Students with Disabilities Program, respectively; amending s. 1002.394, F.S.; revising the Family Empowerment Scholarship Program; providing and revising definitions; specifying and revising eligibility requirements; revising the priority order for awarding scholarships; providing and revising terms for scholarship payments to organizations; providing circumstances under which a student's account must be closed and remaining funds revert to the state; specifying the purposes for which such funds may be used; providing and revising school district obligations; providing and revising department obligations relating to participating students; requiring the department to verify eligible expenditures before distributing funds; requiring the department to issue a project grant award to a state university for a certain purpose; specifying the duration of the grant and the maximum dollar amount; requiring the university to annually report data on student performance to the department; requiring the department to publish the report on its website; specifying other department requirements pertaining to approved providers, verification of certain expenditures, reports from eligible nonprofit scholarship-funding organizations, and contracting with an independent entity to evaluate the program annually; requiring the department to investigate certain

complaints; requiring the department to establish and coordinate an FTE reporting process; providing and revising obligations for eligible private schools; providing and revising parent and student obligations for initial and continued participation in the program; providing and revising nonprofit scholarship-funding organization obligations relating to participating in the program; specifying Auditor General obligations; expanding eligibility to specified students who received certain scholarships in a specified school year; clarifying that certain scholarships do not count toward the maximum number of eligible students; providing the manner in which funds will be allocated; requiring the department to verify that a student is not prohibited from receiving a scholarship upon notification from an organization that an application has been approved; requiring the organization to provide the department with the documentation necessary to verify the student's participation; requiring the department to release the student's scholarship funds to the organization to be deposited into the student's account upon verification; clarifying that accrued interest is in addition to, and not part of, awarded funds; authorizing organizations to develop a system for payment of benefits by funds transfer; prohibiting scholarship awards from being reduced by certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; providing an application approval and renewal process for charitable organizations seeking to participate or remain in the program; establishing a procedure for when an organization is disapproved; providing that an organization is a renewing organization if it was approved by the state board for a certain fiscal year or after and maintains continuous approval and participation in the program; requiring the state board to adopt rules; exempting specified entities from the initial or renewal application process; providing certain authority and obligations of the Commissioner of Education; deleting an obsolete implementation schedule; amending s. 1002.395, F.S.; repealing the Florida Tax Credit Scholarship Program; revising legislative findings; revising and deleting terms; deleting provisions made obsolete by the act; retaining the tax credits available under the former scholarship program; specifying the manner in which a taxpayer may elect to make eligible contributions; requiring all eligible contributions received by the department and the division to be deposited into a specified fund; requiring the Department of Revenue to adopt rules; authorizing the Division of Alcoholic Beverages and Tobacco to adopt rules; repealing s. 1002.40, F.S., relating to the Hope Scholarship Program; amending s. 1002.411, F.S.; conforming a provision to changes made by the act; amending s. 1002.421, F.S.; providing that private virtual schools meet the requirement to maintain a physical location in this state if such virtual schools maintain at least one administrative office in a specified manner; requiring certain private schools to provide reports from a specified public accountant; providing requirements for such reports; requiring the schools to provide parents and students with specified information; amending ss. 1009.971, 1009.98, 1009.981, and 1011.61, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; deleting a provision requiring that certain funds not be included in the calculated amount for certain scholarship awards; creating s. 1011.687, F.S.; establishing an allocation within the Florida Education Finance Program for certain scholarship programs; providing requirements for certain allocations of tax credits; clarifying that certain requirements apply to allocations of credit received before a certain date; authorizing the Department of Revenue to contract with a qualified vendor without using a competitive solicitation process; providing an appropriation; providing the department with emergency rulemaking authority; providing effective dates.

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By the Committees on Appropriations; and Finance and Tax; and Senators Gruters, Perry, Hooper, Torres, Taddeo, Burgess, Ausley, Albritton, Harrell, and Stewart—

**CS for CS for SB 50**—A bill to be entitled An act relating to taxes and fees on remote sales; amending s. 212.02, F.S.; expanding the definition of the term “retail sale” to include sales facilitated through a marketplace; conforming a provision to changes made by the act; amending s. 212.05, F.S.; conforming a provision to changes made by the act; amending s. 212.054, F.S.; requiring marketplace providers and persons located outside of this state to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of mail order sales with provisions relating to the taxation of remote sales; defining the terms “remote sale” and “substantial number

of remote sales”; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; authorizing the Department of Revenue to adopt rules for collecting use taxes from unregistered persons; requiring marketplace providers and persons required to report remote sales to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for marketplace sellers; requiring marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the examination and audit authority of the department; providing that a marketplace seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.05965, F.S.; requiring marketplace providers to collect and remit certain additional fees at the time of sale; authorizing marketplace providers and marketplace sellers to contractually agree for marketplace sellers to collect applicable taxes and fees; specifying requirements for marketplace sellers who collect such taxes and fees; providing for liability of sellers who fail to collect or remit such taxes and fees; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; amending 212.07, F.S.; conforming a cross-reference; amending 212.11, F.S.; requiring certain marketplace providers or persons required to report remote sales to file returns and pay taxes electronically; amending s. 212.12, F.S.; deleting the authority of the department’s executive director to negotiate a collection allowance with certain dealers; conforming provisions to changes made by the act; amending s. 212.18, F.S.; requiring certain marketplace providers or persons required to report remote sales to file a registration application electronically; conforming a provision to changes made by the act; amending s. 212.20, F.S.; providing applicability of requirements for refund of taxes adjudicated unconstitutionally collected to taxes levied or collected pursuant to marketplace provisions; amending s. 213.27, F.S.; conforming provisions to changes made by the act; reenacting s. 212.055, F.S., relating to discretionary sales surtaxes, to incorporate the amendment made to s. 212.054, F.S., in references thereto; providing applicability; providing relief to certain persons for liability for tax, penalty, and interest due on certain remote sales and owed on certain purchases that occurred before the effective date of the act; providing applicability; prohibiting the department from using data received from marketplace providers or persons making remote sales for certain purposes; providing applicability; providing construction; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing for severability; providing effective dates.

By the Committee on Community Affairs; and Senator Rodriguez—

**CS for SB 56**—A bill to be entitled An act relating to community association assessment notices; amending s. 718.111, F.S.; requiring condominium associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 718.116, F.S.; revising timeframes for foreclosure judgments; conforming provisions to changes made by the act; amending s. 718.121, F.S.; requiring condominium associations to deliver certain invoices for assessments or statements of account to unit owners in a specified manner; requiring condominium associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting condominium associations from requiring the payment of attorney fees relating to past due assessments without first providing a specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for condominium associations to file liens against condominium units; conforming provisions to changes made by the act; amending s. 719.104, F.S.; requiring cooperative associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 719.108, F.S.; requiring cooperative associations to deliver certain invoices for assessments or statements of account to unit owners in a

specified manner; requiring cooperative associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting cooperative associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for cooperative associations to file liens against cooperative parcels; conforming provisions to changes made by the act; amending s. 720.303, F.S.; requiring homeowners’ associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to parcel owners; amending s. 720.3085, F.S.; requiring homeowners’ associations to deliver certain invoices for assessments or statements of account to parcel owners in a specified manner; requiring homeowners’ associations to give notice to parcel owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring parcel owners to affirmatively acknowledge the changes in delivery methods; prohibiting homeowners’ associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to parcel owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; providing an effective date.

By the Committees on Rules; Environment and Natural Resources; and Judiciary; and Senators Brodeur, Baxley, Albritton, and Perry—

**CS for CS for CS for SB 88**—A bill to be entitled An act relating to farming operations; amending s. 823.14, F.S.; revising legislative findings; defining and redefining terms; prohibiting farms from being held liable for nuisance except under certain circumstances; providing a burden of proof; prohibiting nuisance actions from being filed against farm operations unless specified conditions are met; providing requirements for and limitations on damages; providing that plaintiffs who bring nuisance actions against farm operations are liable for certain costs and expenses under certain conditions; amending ss. 193.4517, 316.5501, 633.202, and 812.015, F.S.; conforming cross-references; reenacting ss. 163.3162(2)(b), 163.3163(3)(b), 403.9337(4), and 570.86(4), F.S., relating to agricultural lands and practices, applications for development permits and disclosure and acknowledgment of contiguous sustainable agricultural land, Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, and definitions relating to agritourism, respectively, to incorporate the amendments made by this act to s. 823.14, F.S., in references thereto; providing an effective date.

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

**CS for SB 96**—A bill to be entitled An act relating to child welfare; creating s. 39.101, F.S.; transferring existing provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; revising requirements for certain statistical reports that the department is required to collect and analyze; amending s. 39.201, F.S.; revising when a person is required to report to the central abuse hotline; requiring animal control officers and certain agents to provide their names to hotline staff; requiring central abuse hotline counselors to advise reporters of certain information; requiring counselors to receive specified periodic training; revising requirements relating to reports of abuse involving impregnation of children; providing requirements for the department when handling reports of child abuse, neglect, or abandonment by a parent or caregiver and reports of child-on-child sexual abuse; amending s. 39.2015, F.S.; specifying serious incidents for which the department is required to provide an immediate multiagency investigation; requiring an immediate onsite investigation by a critical incident rapid response team when reports are received by the department containing allegations of the sexual abuse of certain children; revising membership of multiagency teams; amending s. 39.202, F.S.; expanding the authorization of access to certain confidential records to include members of standing or select legislative committees, upon request, within a specified timeframe; amending s. 39.205, F.S.; providing construction;

specifying that certain persons are not relieved from the duty to report by notifying a supervisor; creating s. 39.208, F.S.; providing legislative findings and intent; providing responsibilities for child protective investigators relating to animal cruelty; providing criminal, civil, and administrative immunity to child protective investigators who report known or suspected animal cruelty; providing responsibilities for animal control officers relating to child abuse, abandonment, and neglect; providing criminal penalties; requiring the department to develop training in consultation with the Florida Animal Control Association which relates to child and animal cruelty; providing requirements for such training; requiring the department to adopt rules; amending s. 39.302, F.S.; conforming cross-references; authorizing certain persons to be represented by an attorney or accompanied by another person under certain circumstances during institutional investigations; providing requirements relating to institutional investigations; amending s. 39.3035, F.S.; providing a description of child advocacy centers; creating s. 39.4092, F.S.; providing legislative findings; authorizing offices of criminal conflict and civil regional counsel to establish a multi-disciplinary legal representation model program to serve parents of children in the dependency system; requiring the department to collaborate with the office to implement a program and provide funding; specifying program requirements; defining the term “parent-peer specialist”; requiring each region that establishes a multidisciplinary legal representation model program to submit an annual report by a certain date to the Office of Program Policy Analysis and Government Accountability; requiring the office to compile the reports and include such information in a specified report sent to the Governor and the Legislature by a specified date; authorizing the office of criminal conflict and civil regional counsel to adopt rules; amending s. 409.1415, F.S.; requiring the department to make available specified training for caregivers on the life skills necessary for children in out-of-home care; requiring the department to establish the Foster Information Center for specified purposes; requiring community-based care lead agencies to provide certain information and resources to kinship caregivers and to provide specified assistance to such caregivers; requiring lead agencies to provide caregivers with a certain telephone number; repealing s. 409.1453, F.S., relating to the design and dissemination of training for foster care caregivers; repealing s. 409.1753, F.S.; relating to duties of the department relating to foster care; providing legislative intent; amending s. 827.071, F.S.; renaming the term “sexual bestiality” as “sexual contact with an animal” and redefining the term; amending s. 828.126, F.S.; revising and defining terms; revising prohibitions relating to sexual conduct and sexual contact with an animal; revising criminal penalties; requiring a court to issue certain orders; revising applicability; amending s. 828.27, F.S.; requiring county and municipal animal control officers to complete specified training; requiring that animal control officers be provided with opportunities to attend such training during normal work hours; amending s. 921.0022, F.S.; assigning an offense severity ranking for sexual activities involving animals; amending s. 1012.795, F.S.; requiring the Education Practices Commission to suspend the educator certificate of instructional personnel and school administrators for failing to report known or suspected child abuse under certain circumstances; amending ss. 39.301, 119.071, 322.09, and 934.03, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Rouson and Harrell—

**CS for SB 130**—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.4573, F.S.; providing that the use of peer specialists is an essential element of a coordinated system of care in recovery from a substance use disorder or mental illness; making a technical change; amending s. 397.4073, F.S.; revising background screening requirements for certain peer specialists; revising authorizations relating to work by applicants who have committed disqualifying offenses; amending s. 397.417, F.S.; providing legislative findings and intent; revising requirements for certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and to give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and to be based on current practice standards; requiring the department to certify peer specialists, either directly or by approving a third-party credentialing entity; requiring that a person providing recovery support services be certified or be supervised by a licensed behavioral health care professional or a

certified peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists and certain persons to meet the requirements of a background screening as a condition of employment and continued employment; requiring certain entities to forward fingerprints to specified entities; requiring the department to screen results to determine if the peer specialist meets the certification requirements; requiring that fees for state and federal fingerprint processing be borne by the peer specialist applying for employment; requiring that any arrest record identified through background screening be reported to the department; authorizing the department or certain other agencies to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying disqualifying offenses for a peer specialist who applies for certification; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that a peer specialist certified as of the effective date of this act is deemed to satisfy the requirements of this act; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senators Book and Bradley—

**CS for CS for SB 234**—A bill to be entitled An act relating to registration of sexual predators and sexual offenders; amending s. 775.21, F.S.; specifying how days are calculated for the purposes of determining permanent residence, temporary residence, and transient residence; authorizing reporting of certain registration information through the Department of Law Enforcement’s online system; authorizing reporting of certain registration information through an authorized alternate method provided by the Department of Highway Safety and Motor Vehicles; requiring the reporting of certain vehicle information; clarifying a requirement relating to the timing of reporting of international travel or a change of residence to another state or jurisdiction; specifying that failure to report intended travel is punishable under certain provisions; providing legislative findings and intent regarding the construction of a provision in the definition of the term “sexual offender” relating to release from sanction; amending s. 943.0435, F.S.; redefining the term “sexual offender” to clarify a provision related to release from sanction; authorizing reporting of certain registration information through the Department of Law Enforcement’s online system; authorizing reporting of certain registration information through an authorized alternate method provided by the Department of Highway Safety and Motor Vehicles; requiring the reporting of certain additional vehicle information; clarifying a requirement relating to the timing of reporting of international travel or a change of residence to another state or jurisdiction; specifying that failure to report intended travel is punishable under certain provisions; providing that certain sexual offenders seeking removal of the requirement to register as a sexual offender must comply with current registration-removal requirements; creating a process for a person to petition for relief from registration if the person’s requirement to register is based solely upon a requirement to register in another state for an offense that is not similar to an offense requiring registration in this state and whose registration in that other state is held confidential, not for public release, and for criminal justice purposes only; reenacting ss. 943.0435(1)(f), 944.606(1)(d), 944.609(4), 985.481(1)(d), and 985.4815(1)(f), F.S., relating to sexual offenders required to register with the Department of Law Enforcement and penalties; sexual offenders and notification upon release; career offenders and notification upon release; sexual offenders adjudicated delinquent and notification upon release; and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 61.13(9)(c), 68.07(3)(i), 98.0751(2)(b), 322.141(3), 394.9125(2), 397.487(10)(b), 435.07(4)(b), 775.0862(2), 775.13(4), 775.21(5)(d) and (10)(d), 775.24(2), 775.261(3)(b), 900.05(2)(cc), 903.046(2)(m), 903.133, 907.043(4)(b), 943.0436(2), 943.0584(2), 944.607(4)(a) and (10)(c), 948.06(4), 948.063, 948.31, 985.4815(9) and (10)(c), and 1012.467(2)(g), F.S., relating to support of children, parenting and time-sharing, and powers of court; change of name; restoration of voting rights and termination of ineligibility subsequent to a felony conviction; color or markings of certain licenses or identification cards; state attorneys and the authority to refer a person for civil commitment; voluntary certification of recovery residences; exemptions from disqualification; sexual offenses against students by authority figures and reclassification; re-

gistration of convicted felons, exemptions, and penalties; the Florida Sexual Predators Act; the duty of the court to uphold laws governing sexual predators and sexual offenders; the Florida Career Offender Registration Act; criminal justice data collection; the purpose of and criteria for bail determination; bail on appeal and it being prohibited for certain felony convictions; pretrial release and citizens' right to know; the duty of the court to uphold laws governing sexual predators and sexual offenders; criminal history records ineligible for court-ordered expunction or court-ordered sealing; notification to the department of information on sexual offenders; violation of probation or community control, revocation, modification, continuance, and failure to pay restitution or cost of supervision; violations of probation or community control by designated sexual offenders and sexual predators; evaluation and treatment of sexual predators and offenders on probation or community control; notification to the department of information on juvenile sexual offenders; and noninstructional contractors who are permitted access to school grounds when students are present and background screening requirements, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 68.07(6), 320.02(4), 322.19(1) and (2), 775.25, 794.056(1), 938.085, 938.10(1), 944.607(4)(a) and (9), and 985.04(6)(b), F.S., relating to change of name; registration required, application for registration, and forms; change of address or name; prosecutions for acts or omissions; the Rape Crisis Program Trust Fund; additional cost to fund rape crisis centers; additional court cost imposed in cases of certain crimes; notification to Department of Law Enforcement of information on sexual offenders; and oaths, records, and confidential information, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

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By the Committee on Transportation; and Senator Diaz—

**CS for SB 342**—A bill to be entitled An act relating to vehicle and vessel registration; amending s. 319.32, F.S.; authorizing tax collectors to determine service charges collected by privately owned license plate agents for motor vehicle titles; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; amending s. 320.03, F.S.; requiring tax collectors and approved license plate agents to enter into a memorandum of understanding with the department for a certain purpose; amending s. 320.04, F.S.; authorizing the tax collector to determine service charges collected by privately owned license plate agents for motor vehicle registrations; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; amending s. 328.72, F.S.; authorizing the tax collector to determine service charges collected by privately owned license plate agents for vessel registrations and titles; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; providing an effective date.

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By the Committee on Community Affairs; and Senator Hooper—

**CS for SB 360**—A bill to be entitled An act relating to fire prevention and control; amending s. 633.202, F.S.; authorizing the use of radio communication enhancement systems to comply with minimum radio signal strength requirements; prohibiting the authority having jurisdiction from requiring certain radio communication enhancement systems in apartments or buildings of a certain height; revising the transitory period for compliance; revising the date by which existing apartment buildings that are not in compliance must initiate an application for an appropriate permit; amending s. 843.16, F.S.; providing an exception to the prohibition against installing or transporting certain radio equipment using law enforcement or fire rescue frequencies; providing an effective date.

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By the Committee on Education; and Senators Hutson and Brodeur—

**CS for SB 366**—A bill to be entitled An act relating to educational opportunities leading to employment; amending s. 446.011, F.S.; revising legislative intent related to apprenticeship training; amending s. 446.021, F.S.; defining and redefining terms; amending s. 446.032, F.S.; revising the general duties of the Department of Education with regard

to apprenticeship and preapprenticeship programs; amending s. 446.041, F.S.; requiring the department to regularly review and evaluate its uniform minimum standards for apprenticeship and preapprenticeship programs; conforming provisions to changes made by the act; requiring the department to ensure that equal opportunity for apprentices, preapprentices, and applicants for apprenticeship and preapprenticeship is provided for the apprenticeship and preapprenticeship programs; amending s. 446.045, F.S.; conforming provisions to changes made by the act; revising the membership of the State Apprenticeship Advisory Council; revising meeting requirements; amending s. 446.051, F.S.; providing that apprenticeship or preapprenticeship program sponsors are responsible for the selection and training of certain personnel, as approved by the department; encouraging district school boards and postsecondary educational institutions to cooperate in providing certain equipment, supplies, and instructor salaries; amending s. 446.052, F.S.; encouraging specified entities to cooperate in developing and establishing apprenticeship and preapprenticeship programs that include career instruction; encouraging specified entities to work together toward specified goals relating to apprenticeship programs; amending s. 446.071, F.S.; providing that certain entities may be approved as apprenticeship sponsors if they meet certain uniform minimum standards; removing the definition of the term “need”; conforming provisions to changes made by the act; amending s. 446.081, F.S.; revising construction; repealing s. 446.091, F.S., relating to the adaptation and applicability of certain provisions to on-the-job training programs; amending s. 446.092, F.S.; revising criteria for apprenticeship occupations; creating s. 446.54, F.S.; providing legislative intent; defining the term “work-based learning”; providing that certain individuals enrolled in work-based learning are deemed to be employees of the state for purposes of receiving certain medically necessary care under workers’ compensation coverage; amending s. 1003.01, F.S.; defining the term “work-based learning”; amending s. 1003.491, F.S.; authorizing the department to adopt rules; amending s. 1004.02, F.S.; defining the term “cooperative method of instruction”; amending s. 1007.23, F.S.; requiring that the statewide articulation agreement specify three mathematics pathways that meet a certain requirement upon which degree-seeking students must be placed; amending s. 1007.263, F.S.; requiring admissions counseling to use certain tests or alternative methods to measure achievement of college-level communication and computation by students entering college programs; requiring that such counseling measure achievement of certain basic skills; revising requirements for admission to associate degree programs; amending s. 1007.271, F.S.; revising eligibility requirements for initial enrollment in college-level dual enrollment courses; revising requirements for home education students seeking dual enrollment in certain postsecondary institutions; amending s. 1008.30, F.S.; requiring the State Board of Education to adopt, by a specified date, rules establishing alternative methods for assessing computation and communication skills of certain students; authorizing Florida College System institutions to use such alternative methods in lieu of the common placement test to assess a student’s readiness to perform college-level work in computation and communication; deleting obsolete provisions; requiring Florida College System institutions to use placement test results or alternative methods to determine the extent to which certain students demonstrate sufficient computation and communication skills to indicate readiness for their meta-major; requiring Florida College System institutions to counsel and place certain students in specified college courses; limiting students’ developmental education to content needed for success in their meta-major; conforming provisions to changes made by the act; making technical changes; amending s. 1008.44, F.S.; requiring the Department of Education to identify certain certifications as those leading to occupations in specified industry sectors; authorizing the Commissioner of Education to limit certain certifications for the purpose of specified calculations; amending s. 1009.25, F.S.; authorizing technical centers operated by school districts, Florida College System institutions, or state universities to enter into specified agreements with other entities; authorizing the State Board of Education to adopt specified rules and the Board of Governors to adopt specified regulations; amending s. 1011.62, F.S.; revising the calculation of certain additional full-time equivalent membership relating to funding for the operation of schools; deleting a provision relating to full-time equivalent membership calculation for elementary and middle grades students; requiring that a specified supplemental value for full-time equivalent student membership be calculated for certain industry certifications leading to employment in critical industry sectors; authorizing the use of a specified percentage of certain funds for CAPE program expenses; limiting the amount of funds

that may be used for administrative costs; prohibiting the use of CAPE funding to supplant funds provided for basic operation of the CAPE program; amending s. 1011.80, F.S.; providing for an appropriation to a school district or Florida College System institution from the General Appropriations Act for certain industry certifications; requiring a district school board or Florida College System institution board of trustees that receives certain funding to use the funding in a specified manner; amending s. 1011.802, F.S.; specifying that Florida Pathways to Career Opportunities Grant Program funds may be used for instructional personnel; specifying the maximum amount of funds that may be used by the department to administer the Florida Pathways to Career Opportunities Grant Program; amending s. 1011.81, F.S.; providing for an appropriation to each Florida College System institution from the General Appropriations Act for certain industry certifications; providing an effective date.

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By the Committee on Health Policy; and Senator Rouson—

**CS for SB 404**—A bill to be entitled An act relating to the Office of Minority Health and Health Equity; creating s. 381.735, F.S.; requiring the Office of Minority Health and Health Equity to develop and promote the statewide implementation of certain policies, programs, and practices; requiring one representative from each county health department to serve as a minority health liaison for a specified purpose; requiring the office to use all available resources and pursue funding opportunities to achieve this purpose; specifying duties for the office; requiring the Department of Health to maintain specified information on its website; requiring the office to serve as a liaison to and assist certain federal offices; authorizing the department to adopt rules; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Rodriguez—

**CS for SB 430**—A bill to be entitled An act relating to petroleum fuel measuring devices; amending s. 525.07, F.S.; preempting the regulation of petroleum fuel measuring devices to the state and the Department of Agriculture and Consumer Services; prohibiting the department from enforcing certain provisions for violations of rules relating to petroleum fuel measuring devices unless an owner or operator fails to take certain security measures; amending s. 525.16, F.S.; exempting department petroleum fuel measuring device rules from enforcement under specified provisions unless an owner or operator fails to take certain security measures; providing an effective date.

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By the Committee on Education; and Senator Bradley—

**CS for SB 486**—A bill to be entitled An act relating to juvenile justice education programs; amending s. 1003.01, F.S.; redefining the term “juvenile justice education programs or schools”; amending s. 1003.51, F.S.; increasing the percentage of certain funds that must be spent on specified costs; clarifying that Department of Juvenile Justice education programs are entitled to certain funds; requiring such funds to be spent in a certain manner; amending 1003.52, F.S.; requiring that contracts between district school boards and juvenile justice education programs be in writing; providing a timeframe within which district school boards and juvenile justice education programs must negotiate and execute their contracts; authorizing an extension of time; requiring the Department of Education to provide mediation services for certain disputes; requiring district school boards satisfy certain invoices within a specified timeframe; requiring district school boards that fail to timely issue a warrant for payment to also pay interest at a specified rate to the juvenile justice education program; prohibiting school boards from delaying certain payments pending receipt of local funds; conforming a cross-reference; providing an effective date.

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By the Committee on Community Affairs; and Senator Perry—

**CS for SB 496**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a

statement of rights which a local government may use; requiring a local government to adopt a property rights element by the earlier of its adoption of its next proposed plan amendment initiated after a certain date or the next scheduled evaluation and appraisal of its comprehensive plan; prohibiting a local government’s property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures for the right of first refusal; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

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By the Committee on Judiciary; and Senators Rodrigues and Baxley—

**CS for SB 582**—A bill to be entitled An act relating to parental rights; creating ch. 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term “parent”; creating s. 1014.03, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from infringing on parental rights unless specified conditions are met; creating s. 1014.04, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from obstructing or interfering with specified parental rights; providing construction; authorizing discipline of state employees who encourage or coerce, or attempt to encourage or coerce, a minor child to withhold information from his or her parent; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; specifying requirements for such policy; defining the term “instructional materials”; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing from a district school superintendent; requiring the district school superintendent to provide requested information in a specified timeframe; authorizing a parent to appeal a district school superintendent’s denial of, or failure to provide, requested information; requiring a district school board to place such appeal on the agenda for its next public meeting, or the subsequent meeting if it is too late to place such appeal on the next agenda; creating s. 1014.06, F.S.; prohibiting health care practitioners and their employees from providing health care services or prescribing medicinal drugs to a minor child without a parent’s written consent; prohibiting a provider from allowing a medical procedure to be performed on a minor child in its facility without a parent’s written consent; providing exceptions; providing applicability; providing for disciplinary action and criminal penalties; amending s. 408.813, F.S.; authorizing the Agency for Health Care Administration to impose an administrative fine on providers that violate certain parental consent requirements; amending s. 456.072, F.S.; authorizing the Department of Health to take disciplinary action against health care practitioners who fail to comply with certain parental consent requirements; providing an effective date.

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By the Committee on Criminal Justice; and Senator Bracy—

**CS for SB 620**—A bill to be entitled An act relating to long-term inmates; amending s. 947.002, F.S.; revising legislative intent concerning the granting of parole; creating s. 947.136, F.S.; requiring the Commission on Offender Review and the Department of Corrections to jointly develop a voluntary long-term inmate program; requiring the program to provide evidence-based programming to certain inmates; establishing eligibility for referral for participation in the program; providing program requirements; providing that inmates may be removed from the program under certain circumstances; requiring a certificate of completion upon successful completion of the program; providing that successful completion of the program does not guarantee parole; requiring the commission and the department to adopt rules; providing an effective date.



By the Committee on Children, Families, and Elder Affairs; and Senators Bracy and Torres—

**CS for SB 626**—A bill to be entitled An act relating to juvenile justice; creating s. 985.031, F.S.; providing a short title; prohibiting a child younger than a certain age from being adjudicated delinquent, arrested, or charged with a violation of law or a delinquent act; providing an exception; providing an effective date.

By the Committee on Agriculture; and Senators Taddeo, Book, Rouson, Polsky, Cruz, Jones, Farmer, and Stewart—

**CS for SB 650**—A bill to be entitled An act relating to tethering of domestic dogs and cats; creating s. 828.132, F.S.; defining the term “tether”; providing requirements for tethering domestic dogs and cats; providing applicability; providing penalties; authorizing enforcement of the act in accordance with specified provisions; providing construction; providing an effective date.

By the Committee on Judiciary; and Senators Brandes and Rouson—

**CS for SB 662**—A bill to be entitled An act relating to resentencing; creating s. 921.30, F.S.; providing legislative intent; authorizing the state attorney of a judicial circuit in which an offender was sentenced for a felony offense to petition the sentencing court to resentence the offender if the original sentence no longer advances the interests of justice; authorizing a court to grant or deny the petition; providing requirements if the sentencing court grants the petition; authorizing the court to consider specified postconviction factors; requiring that credit be given for time served; providing requirements for state attorneys; requiring a court to provide an opportunity for victims of the offender’s crimes to present statements; providing applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Bracy and Stewart—

**CS for SB 680**—A bill to be entitled An act relating to batterers’ intervention programs; amending s. 741.325, F.S.; requiring the Department of Children and Families to certify and monitor certain batterers’ intervention programs; providing that the department’s certification and monitoring activities will be funded by specified fees; requiring batterers’ intervention programs to satisfy specified requirements for certification by the department; requiring programs to have certain safety measures in place; requiring programs to employ certain measures to hold batterers accountable; providing requirements for program orientation and weekly group sessions; revising program content requirements; specifying elements and techniques that programs may not include; prohibiting programs from admitting batterers who have not paid the user fee, with an exception; requiring the department to annually review programs for compliance with certification requirements; authorizing the department to reject or suspend certification of a program for failure to comply with the requirements; requiring the department to annually provide a list of certified programs and to immediately notify the courts if it suspends a program’s certification; requiring the department to adopt specified rules; amending ss. 741.281, 741.2902, 741.30, 741.31, and 948.038, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

**CS for SB 682**—A bill to be entitled An act relating to fees; reviving, reenacting, and amending s. 741.327, F.S., relating to certification and monitoring of batterers’ intervention programs and fees; requiring the Department of Children and Families to assess and collect an annual certification fee from batterers’ intervention programs; requiring certain persons attending certified batterers’ intervention programs to pay a fee for each program attended; requiring the batterers’ intervention programs to collect and remit such fee to the department; providing an exception; requiring certification and user fees to be deposited in the Domestic Violence Trust Fund for a specified purpose; providing a contingent effective date.

By the Committee on Judiciary; and Senator Thurston—

**CS for SB 702**—A bill to be entitled An act relating to individual retirement accounts; amending s. 222.21, F.S.; specifying that certain interests received by a transferee after a divorce are exempt from claims of creditors upon being awarded to or received by the transferee; specifying that such interests remain exempt; providing retroactive applicability; providing an effective date.

By the Committee on Judiciary; and Senator Brandes—

**CS for SB 748**—A bill to be entitled An act relating to courts; amending s. 25.221, F.S.; deleting the requirement that the Clerk of the Supreme Court physically keep books, records, and other materials in the clerk’s office; amending s. 25.301, F.S.; deleting the requirement that Supreme Court decisions and orders remain in the clerk’s office; amending s. 28.2457, F.S.; requiring the clerks of the circuit courts, with specified entities, to prepare a plan to procure or develop a statewide electronic solution to accurately identify all assessments mandated by statute; requiring the plan to address certain considerations relating to the implementation of the electronic solution; requiring the clerks to submit the plan to the Legislature by a specified date; deleting a provision requiring the clerks to annually submit a uniform form for identification and imposition of mandated assessments to the Supreme Court; amending s. 34.01, F.S.; providing for the periodic inflationary adjustment of the monetary jurisdictional limit applicable to all actions at law in county courts filed on or after a specified date, beginning in 2030; deleting obsolete language; amending s. 35.15, F.S.; deleting the requirement that decisions and orders of district courts of appeal remain in the office of the clerk of any such court; amending s. 35.23, F.S.; requiring the clerk of a district court of appeal to have an office at the headquarters of the court; deleting a requirement that the clerk keep records at the headquarters office; amending s. 35.24, F.S.; deleting the requirement that the clerk of a district court of appeal physically keep books, records, and other materials in the clerk’s office; amending s. 40.23, F.S.; authorizing any person who has been summoned for jury service to postpone such service for an additional timeframe in the event of a declared public health emergency or a state of emergency; specifying requirements for any such request; amending s. 812.014, F.S.; removing the requirement that fingerprints be taken in open court and in the judge’s presence upon a judgment of guilt of petit theft; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; amending s. 921.241, F.S.; removing the requirement that fingerprints be taken in open court and in the judge’s presence upon a judgment of guilt for a felony; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; removing the requirement that a judge obtain a defendant’s social security number at the time of fingerprinting; amending s. 921.242, F.S.; removing the requirement that fingerprints be taken in open court and in the judge’s presence upon a judgment of guilt for an offense under ch. 796, F.S.; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; providing an effective date.

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

**CS for SB 804**—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; providing criminal penalties for making certain false representations or omissions of material facts when applying for service provider licenses; amending s. 397.415, F.S.; requiring the Department of Children and Families to suspend a service provider’s license under certain circumstances; amending ss. 397.487 and 397.4871, F.S.; expanding the applicability of certain exemptions for disqualification to applications for certification of a recovery residence or a recovery residence administrator, respectively; amending s. 397.4873, F.S.; revising applicability; revising civil penalties; requiring the department to suspend a service provider’s license under certain circumstances; amending s. 553.80, F.S.; prohibiting certain dwellings used as recovery residences from being reclassified for purposes of en-



forcing the Florida Building Code; amending s. 633.208, F.S.; prohibiting a property owner from being required to install fire sprinklers in a residential property under certain circumstances; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Hooper—

**CS for SB 844**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; deleting obsolete language; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder from removing a grantor name, grantee name, or party name from the index on the publicly available website unless the information is subject to a specified public records exemption; prescribing requirements for a person claiming a public records exemption to request removal of information from a publicly available website; prescribing for the release of restricted information to the individual whose information was removed, subject to penalty of perjury; authorizing specified parties to access information recorded in the Official Records of a county which is otherwise exempt pursuant to a specified public records exemption, for a specific purpose, if specified conditions are met; requiring a sworn affidavit, subject to penalty of perjury; authorizing the county recorder to enter into a limited access license agreement to allow electronic access to official records for specified parties and limited purposes; providing criminal penalties for the unlawful use of any official record; amending s. 119.071, F.S.; requiring that a request for maintenance of an exemption be notarized and confirm the individual's status; prescribing procedures for the removal of exempt information for a county property appraiser and county tax collector; authorizing the release of information restricted from public display to the individual whose information was removed; providing notice of disclosure of exempt information under specified circumstances to specified entities; providing that the exempt status of a home address contained in the Official Records is maintained only during a certain period; requiring the employee to submit a written request to release removed information upon the conveyance of his or her dwelling location and is not subject to a fee; amending s. 695.22, F.S.; deleting obsolete language; requiring the daily schedule of deeds and conveyances to include notification of any information therein which is subject to a request for removal; providing an effective date.

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

**CS for SB 932**—A bill to be entitled An act relating to minor time-sharing for parent convicted of or had adjudication withheld for a specified offense; amending s. 61.13, F.S.; prohibiting a court from granting time-sharing with a minor child to a parent under certain circumstances; providing an exception; providing an effective date.

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By the Committee on Education; and Senator Wright—

**CS for SB 934**—A bill to be entitled An act relating to education; amending s. 1004.04, F.S.; requiring additional specified strategies to be included in rules establishing uniform core curricula for each state-approved teacher preparation program; requiring that certain teacher preparation programs require students to demonstrate mastery of general knowledge by passing the General Knowledge Test of the Florida Teacher Certification Examination by the time of graduation; deleting a provision authorizing a teacher preparation program to waive certain admissions requirements for up to 10 percent of admitted students; amending s. 1004.85, F.S.; expanding the instruction that an educator preparation institute may provide to include instruction and professional development for part-time and full-time nondegree teachers of career programs; requiring the Department of Education to approve a certification program if an institute provides evidence of its capacity to implement a competency-based program that includes specified strategies; amending s. 1012.39, F.S.; revising the minimum qualifications for part-time and full-time nondegree teachers of career programs; amending s. 1012.56, F.S.; revising the acceptable means of demonstrating mastery of general knowledge to include documentation of receipt of a master's or higher degree from certain postsecondary institutions; revising the criteria for the Department of Education to issue a professional certificate; amending s. 1012.575, F.S.; authorizing an organization of private schools or a consortium of charter schools

with an approved professional development system to design alternative teacher preparation programs; amending s. 1012.986, F.S.; defining the term "educational leader"; providing that the William Cecil Golden Professional Development Program for School Leaders must consist of a network of specified entities; revising the goals of the program; requiring the department to also offer program components through university or educational leadership academies and through educational leadership coaching and mentoring; making technical changes; providing an effective date.

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By the Committee on Regulated Industries; and Senators Diaz and Taddeo—

**CS for SB 964**—A bill to be entitled An act relating to environmental compliance costs; amending s. 366.8255, F.S.; redefining the term "environmental compliance costs" to include costs or expenses prudently incurred by an electric utility in complying with specified reclaimed water reuse requirements; providing an effective date.

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By the Committee on Environment and Natural Resources; and Senator Brodeur—

**CS for SB 976**—A bill to be entitled An act relating to a study of the Little Wekiva River; requiring the Department of Environmental Protection, in consultation with the St. Johns River Water Management District, Seminole County, the Fish and Wildlife Conservation Commission, and the Department of Transportation, to conduct a study and issue a report on sediment accumulation and water quality in the Little Wekiva River by a specified date; providing requirements for the report; authorizing local and state entities or their contractors to conduct restoration efforts during the study period; requiring the department and the water management district to review certain permits along the Little Wekiva River; requiring certain enforcement actions to be taken against noncompliant permittees; providing an effective date.

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By the Committee on Criminal Justice; and Senator Perry—

**CS for SB 980**—A bill to be entitled An act relating to battery upon public transit workers; creating s. 341.0611, F.S.; requiring certain public transit providers to post a specified sign concerning the penalty for committing a battery upon a transit worker by a specified date; requiring public transit providers to create and implement a risk reduction program by a specified date; requiring each such program to include conflict deescalation training for public transit employees and agents; authorizing programs to include the deployment of battery mitigation infrastructure and technology on public transit vehicles; providing a declaration of important state interest; amending s. 784.07, F.S.; including assault or battery on a public transit employee or agent within specified reclassified offenses; providing an effective date.

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By the Committee on Criminal Justice; and Senator Perry—

**CS for SB 1032**—A bill to be entitled An act relating to criminal convictions; amending s. 455.213, F.S.; revising the timeframe when a conviction, or any other adjudication, for a crime may not be grounds for denial of licensure in specified professions; removing a provision requiring good moral character for licensure in such professions; requiring the applicable board to approve certain education program credits offered to inmates in correctional institutions or facilities to satisfy training requirements for licensure in specified professions; amending s. 921.002, F.S.; revising the principles that the Criminal Punishment Code embodies as it relates to punishment and rehabilitation; conforming provisions to changes made by the act; amending s. 944.02, F.S.; defining the term "gain-time"; amending s. 944.275, F.S.; authorizing the Department of Corrections to grant deductions from sentences in the form of good behavior time, rehabilitation credits, and outstanding deed awards, rather than solely for gain-time, for specified purposes; revising a prisoner's "tentative release date" that the department must calculate for each prisoner based on his or her good behavior time, rehabilitation credits, and outstanding deed awards; requiring the department to grant good behavior time, rather than basic gain-time, as a means of encouraging satisfactory behavior and developing character traits necessary for successful reentry to the community, subject to certain conditions; authorizing the department to grant

rehabilitation credits, rather than incentive gain-time, for each month during which a prisoner engages in specified activities; revising the rates of eligibility to earn rehabilitation credits; increasing the authorized amount of outstanding deed awards which a prisoner may be granted per outstanding deed performed; authorizing the department to grant a specified number of additional days of rehabilitation credit for successful completion of specified programs; defining the term “life skills program”; providing for retroactivity of specified rehabilitation credits; authorizing the department to grant up to a certain additional amount of days per month to prisoners serving sentences for certain violations; providing for retroactivity of specified good behavior time; prohibiting certain prisoners from being eligible to earn or receive good behavior time or outstanding deed awards in an amount that would cause a sentence to expire, end, or terminate, or that would result in a prisoner’s release, before he or she serves a specified minimum percentage of the sentence imposed; prohibiting certain prisoners from earning or receiving rehabilitation credits in an amount that would cause a sentence to expire, end, or terminate, or that would result in a prisoner’s release, before he or she serves a specified minimum percentage of the sentence imposed; providing that gain-time may be forfeited according to law after due process if a prisoner is found guilty of an infraction of certain laws or rules; requiring the department to adopt rules in accordance with the changes made by the act; conforming provisions to changes made by the act; making technical changes; amending ss. 316.027, 775.0845, 775.0847, 775.0861, 775.0862, 775.087, 775.0875, 777.03, 777.04, 794.011, 794.023, 817.568, 831.032, 843.22, 874.04, 944.281, 944.473, and 944.70, F.S.; conforming provisions to changes made by the act; reenacting ss. 775.084(4)(k), 900.05(2)(v) and (3)(e), 944.28, 944.605(1), 944.607(6), 947.005(15), and 985.4815(6)(a), F.S., relating to gain-time granted by the department, the definition of “gain-time credit earned” and gain-time data that the department must collect, the forfeiture of gain-time and the right to earn gain-time in the future, a required notification of expiration of sentence, a requirement that a digitized photograph of sexual offenders be taken within a certain time before release, the definition of “tentative release date,” and a requirement that a digitized photograph of sexual offenders be taken within a certain time before release, respectively, to incorporate the amendment made to s. 944.275, F.S., in references thereto; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

**CS for SB 1060**—A bill to be entitled An act relating to limitation of liability for voluntary engineering or architectural services; creating s. 768.38, F.S.; defining the term “structures specialist”; exempting engineers, architects, and structures specialists from liability for certain voluntary engineering or architectural services under certain circumstances; providing applicability; providing an effective date.

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

By the Committee on Regulated Industries; and Senator Baxley—

**CS for SB 574**—A bill to be entitled An act relating to fees; amending s. 471.011, F.S.; authorizing the Board of Professional Engineers to establish fees relating to professional structural engineer licensing; amending s. 471.015, F.S.; requiring applicants to pay a specified fee in order to be eligible to receive a professional structural engineer license; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; and Appropriations.

By the Committee on Children, Families, and Elder Affairs; and Senators Bracy and Torres—

**CS for SB 626**—A bill to be entitled An act relating to juvenile justice; creating s. 985.031, F.S.; providing a short title; prohibiting a child younger than a certain age from being adjudicated delinquent, arrested, or charged with a violation of law or a delinquent act; providing an exception; providing an effective date.

—was referred to the Committees on Criminal Justice; and Rules.

**EXECUTIVE BUSINESS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida State Boxing Commission Appointee: Roche, Tobias, Confidential pursuant to s. 119.071(4), F.S.	09/30/2023
Florida Commission on Community Service Appointees: Cerio, Lorena Jayne, Tallahassee Faurot, Adam, Tallahassee Killinger, Lori, Tampa	09/14/2021 09/14/2021 09/14/2022
Board of Trustees of Eastern Florida State College Appointees: Figueroa, Edgar Allan, Melbourne Howse, Ronald S., Cocoa	05/31/2022 05/31/2023
Board of Trustees of Gulf Coast State College Appointees: Powell, Charles David, Panama City Tannehill, Joe K., Jr., Panama City	05/31/2022 05/31/2022
Board of Trustees of Hillsborough Community College Appointees: Lametto, Brian, Valrico Watkins, Nancy Hemmingway, Tampa	05/31/2022 05/31/2023
Board of Trustees of Lake-Sumter State College Appointee: Hidalgo, David, Clermont	05/31/2022
Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Horne, John C., Bradenton	05/31/2021
Board of Trustees of Northwest Florida State College Appointee: Flynt, Charlotte Ann, Miramar Beach	05/31/2022
Board of Trustees of Palm Beach State College Appointee: Friedman-Levine, Melissa, Lantana	05/31/2023
Board of Trustees of Pensacola State College Appointee: Moore, Marjorie T., Pensacola	05/31/2023
Board of Trustees of Polk State College Appointee: Barnett, Ashley B., Winter Haven	05/31/2023
Board of Trustees of St. Johns River State College Appointee: Sapp, Jr., W.J., Orange Park	05/31/2022
Board of Trustees of South Florida State College Appointees: Rider, Kris Y., Lake Placid Wright, Patrick Joseph “Joe,” Avon Park	05/31/2022 05/31/2023
Board of Trustees of Valencia College Appointee: Smith, Beth Anne, Winter Park	05/31/2022
Board of Dentistry Appointee: Johnson, Angela, Deland	10/31/2024
Education Practices Commission Appointee: Plaza, Christine, Hialeah	09/13/2023
Board of Physical Therapy Practice Appointee: Kleponis, Paul, Miami	10/31/2021
Florida Real Estate Commission Appointee: Ketcham, Patricia “Patti” E., Tallahassee	10/31/2024

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Professional Surveyors and Mappers Appointee: Schryver, David W., Vero Beach	10/31/2024	Board of Trustees, New College of Florida Appointee: Stewart, James, Sarasota	01/06/2023
<b>Referred to the Committee on Ethics and Elections.</b>		Board of Trustees, University of Florida Appointee: Hosseini, Mori, Ormond Beach	01/26/2026
<i>Office and Appointment</i>	<i>For Term Ending</i>	Board of Trustees, University of South Florida Appointee: Seixas, Melissa, Seminole	01/06/2026
Secretary of Business and Professional Regulation Appointee: Brown, Julie I., Tampa	Pleasure of Governor	<b>Referred to the Committees on Education; and Ethics and Elections.</b>	
<b>Referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Regulated Industries; and Ethics and Elections.</b>		<i>Office and Appointment</i>	<i>For Term Ending</i>
<i>Office and Appointment</i>	<i>For Term Ending</i>	Investment Advisory Council Appointees: Neal, Patrick, Bradenton Turner, Robb, Palm Beach	02/01/2024 12/12/2023
Secretary of Health Care Administration Appointee: Marsteller, Simone, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor	<b>Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.</b>	
<b>Referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Health Policy; and Ethics and Elections.</b>		<i>Office and Appointment</i>	<i>For Term Ending</i>
<i>Office and Appointment</i>	<i>For Term Ending</i>	Florida Public Service Commission Appointee: La Rosa, Michael, St. Cloud	01/01/2025
Secretary of Children and Families Appointee: Harris, Shevaun, Tallahassee	Pleasure of Governor	<b>Referred to the Committees on Regulated Industries; and Ethics and Elections.</b>	
<b>Referred to the Committees on Children, Families, and Elder Affairs; and Ethics and Elections.</b>		<i>Office and Appointment</i>	<i>For Term Ending</i>
<i>Office and Appointment</i>	<i>For Term Ending</i>	Florida Transportation Commission Appointees: Browning, John P., Jr., Putnam Genson, David, Naples	09/13/2023 09/30/2022
Florida Commission on Offender Review Appointee: Davison, Richard D., Confidential pursuant to s. 119.071(4), F.S.	06/30/2026	<b>Referred to the Committees on Transportation; and Ethics and Elections.</b>	
<b>Referred to the Committees on Criminal Justice; and Ethics and Elections.</b>		<b>ENROLLING REPORTS</b>	
<i>Office and Appointment</i>	<i>For Term Ending</i>	SCR 1340 has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 8, 2021.	
State Board of Education Appointees: Brown, Monesia, Tallahassee Grady, Thomas R., Naples	12/31/2024 12/31/2022	<i>Debbie Brown, Secretary</i>	
Board of Trustees, Florida A & M University Appointee: Dortch, Thomas W., Jr., Atlanta	01/06/2026	<b>CO-INTRODUCERS</b>	
Board of Trustees, Florida Atlantic University Appointees: Cane, Daniel, Boca Raton Feingold, Barbara S., Delray Beach	01/06/2025 01/06/2025	Senators Albritton—SB 1592; Ausley—SB 1634; Baxley—CS for SB 52, SB 880; Berman—SB 812, SB 1224; Book—SB 358, CS for SB 416, SB 1044; Bradley—SB 498; Brandes—CS for SB 76, SB 472, SB 1114, SB 1498; Brodeur—CS for SB 96; Cruz—CS for SB 200; Farmer—SB 874; Garcia—SB 1110, SB 1122, SB 1138, SR 1694, SB 1966; Harrell—SB 826, SB 1314; Perry—SB 514, SB 694; Pizzo—SB 482; Polsky—SJR 276, SB 812; Powell—SB 1120; Rodriguez—SB 514, SR 1694; Rouson—SB 1024; Stewart—CS for SB 50, SB 632; Taddeo—SR 1694; Thurston—SB 534; Torres—SB 626, SB 1224	
Board of Trustees, University of Central Florida Appointees: Altizer, Tiffany, Orlando Condello, Jeffrey, Windermere	01/06/2026 01/06/2026		



# Journal of the Senate

Number 3—Regular Session

Thursday, March 11, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 2:30 p.m. A quorum present—38:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Excused: Senators Bean and Gibson

## PRAYER

The following prayer was offered by The Reverend Brad Clayton, Faith Presbyterian Church, Tallahassee:

Holy God, we call on you this day like so many days before. We call on you to provide for every need that we have. We call on you to forgive us when we make mistakes. We call on you to help us when we are overwhelmed. We call on you to heal our state, our country, our world. We call on you to lift up the broken, to overwhelm our enemies, and to give us prosperity.

But, God, we remember that you call on us too. You call on us to be servant leaders. You call on us to care for the least of these. You call on us to love our enemies and pray for those who persecute us. You call on us to love our neighbors as ourselves. You call on us to seek justice, to love kindness, and to walk humbly. You call on us to believe, to believe in something greater than ourselves.

And so as we live into this calling this day, we ask for courage, for strength, and for inspiration. Grant us faith that carries us through the storms around us. Grant us peace that calms the storms within us. Grant us wisdom to follow your path that you have given us. Grant us hope that inspires those around us. Grant us humility to listen and learn from each other. Grant us the gift of unity, that even when we disagree, we may always work together.

We pray this all in the name of God whose steadfast love endures forever. Amen.

## PLEDGE

Senator Albritton led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Harrell—

By Senator Harrell—

**SR 1910**—A resolution recognizing March 15, 2021, as “Oceans Day” in Florida.

WHEREAS, coastal and ocean resources are vital to Florida’s quality of life and economic vitality, and

WHEREAS, it is the policy of the State of Florida to conserve and protect its natural resources and scenic beauty, in accordance with Section 7, Article II of the State Constitution, and

WHEREAS, this state is the only state in the contiguous United States which is bordered on three sides by the sea, with more than 8,000 miles of continuous tidal shoreline, and

WHEREAS, more than 75 percent of Florida’s residents live within its coastal counties, and

WHEREAS, there is a need to coordinate the protection, enhancement, and management of our state’s ocean resources so that future generations will enjoy healthy ocean and coastal resources, and

WHEREAS, oceans provide the basis for a significant part of this state’s economic, ecological, and social well-being, and

WHEREAS, coastal counties generated more than \$797 billion of economic value in Florida’s economy in 2018, more than three-quarters of the state’s \$1 trillion economy, and

WHEREAS, more than a million jobs in Florida were directly or indirectly created by activities using ocean resources, with the ocean economy contributing \$73.9 billion to the state’s economy in 2018, and

WHEREAS, Florida’s “blue economy” and ocean-related industries are key drivers of economic activity and are critical to Florida’s economic recovery from the coronavirus pandemic, and

WHEREAS, the Florida Ocean Alliance is a nonprofit, nonpartisan, public-private partnership of ocean-related interests which promotes awareness and understanding of the ocean’s importance to the ecology and economy of Florida and its neighbors, NOW, THEREFORE,

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

That March 15, 2021, is recognized as “Oceans Day” in Florida, in recognition of the economic and environmental importance of Florida’s ocean resources.

—was introduced, read, and adopted by publication.

## SPECIAL ORDER CALENDAR

On motion by Senator Passidomo—

**SB 306**—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2021 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2021 shall be effective immediately upon publication; providing that general laws enacted during the 2020 regular session and prior thereto and not included in the Florida Statutes 2021 are repealed; providing that general laws enacted after the 2020 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 306** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

**SB 308**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.058, 20.2551, 39.01, 39.302, 39.3065, 39.521, 39.6012, 45.035, 70.001, 215.555, 215.985, 220.03, 220.183, 252.355, 253.0341, 258.3991, 288.9619, 324.021, 364.336, 365.179, 373.41492, 379.2426, 381.925, 393.066, 400.462, 400.962, 401.45, 402.402, 403.726, 409.165, 409.973, 420.628, 420.9071, 420.9072, 420.9075, 420.9076, 429.02, 456.053, 481.203, 552.30, 556.102, 624.307, 624.5105, 625.091, 627.6387, 627.6648, 631.54, 641.31076, 647.02, 647.05, 723.079, 784.046, 943.059, 960.28, 1004.6499, 1007.33, 1009.24, 1009.50, 1009.51, 1009.52, 1009.65, 1009.986, and 1011.62, F.S.; reenacting s. 408.036, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and revising a statutory provision to conform to a directive of the Legislature; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 308** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

**SB 310**—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 119.071(5)(k), 216.181(11)(e), 267.0618, 311.101(7), 339.2818(8), 464.012(8), 466.00673, 1002.394(15), and 1003.4282(9), F.S., and amending ss. 316.306, 381.986, and 383.14, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2021 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 1002.3105 and 1003.5716, F.S., to conform to the repeal of s. 1003.4282(9), F.S., by this act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 310** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

**SB 312**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 335.066, 339.81, and 380.276, F.S., and repealing s. 338.065, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 312** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brodeur—

**CS for CS for CS for SB 88**—A bill to be entitled An act relating to farming operations; amending s. 823.14, F.S.; revising legislative findings; defining and redefining terms; prohibiting farms from being held liable for nuisance except under certain circumstances; providing a burden of proof; prohibiting nuisance actions from being filed against farm operations unless specified conditions are met; providing requirements for and limitations on damages; providing that plaintiffs who bring nuisance actions against farm operations are liable for certain costs and expenses under certain conditions; amending ss. 193.4517, 316.5501, 633.202, and 812.015, F.S.; conforming cross-references; reenacting ss. 163.3162(2)(b), 163.3163(3)(b), 403.9337(4), and 570.86(4), F.S., relating to agricultural lands and practices, applications for development permits and disclosure and acknowledgment of contiguous sustainable agricultural land, Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, and definitions relating to agritourism, respectively, to incorporate the amendments made by this act to s. 823.14, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brodeur moved the following amendment which was adopted:

**Amendment 1 (545786)**—Delete lines 94-185 and insert:  
by the owner, lessee, agent, independent contractor, ~~or~~ ~~and~~ supplier which occur on a farm in connection with the production of farm, honeybee, or apiculture products *or in connection with complementary agritourism activities. These conditions and activities include, but are not limited to, the marketing of farm products* ~~and includes, but is not limited to, the marketing of farm products~~ ~~produce~~ at roadside stands or farm markets; the operation of machinery and irrigation pumps; the generation of noise, odors, dust, fumes, and particle emissions ~~and fumes~~; ground or aerial seeding and spraying; the placement and operation of an apiary; the application of chemical fertilizers, conditioners, insecticides, pesticides, and herbicides; *agritourism activities*; and the employment and use of labor.

(d)(e) “Farm product” means any plant, as defined in s. 581.011, or animal or insect useful to humans and includes, but is not limited to, any product derived therefrom.

(e)(d) “Established date of operation” means the date the farm operation commenced. *For an agritourism activity, the term “established date of operation” means the date the specific agritourism activity commenced.* If the farm operation is subsequently expanded within the original boundaries of the farm land, the established date of operation of the expansion shall also be considered as the date the original farm operation commenced. If the land boundaries of the farm are subsequently expanded, the established date of operation for each expansion is deemed to be a separate and independent established date of operation. The expanded operation shall not divest the farm operation of a previous established date of operation.

(f) “Nuisance” means any interference with reasonable use and enjoyment of land, including, but not limited to, noise, smoke, odors, dust, fumes, particle emissions, or vibration. *The term also includes all claims that meet the requirements of this definition, regardless of whether the plaintiff designates those claims as brought in nuisance, negligence, trespass, personal injury, strict liability, or other tort.*

~~(4) FARM OPERATIONS; NUISANCE FARM OPERATION NOT TO BE OR BECOME A NUISANCE.~~

(a) No farm operation which has been in operation for 1 year or more since its established date of operation and which was not a nuisance at the time of its established date of operation shall be a public or private nuisance if the farm operation conforms to generally accepted agricultural and management practices, except that the following conditions shall constitute evidence of a nuisance:

1. The presence of untreated or improperly treated human waste, garbage, offal, dead animals, dangerous waste materials, or gases which are harmful to human or animal life.

2. The presence of improperly built or improperly maintained septic tanks, water closets, or privies.

3. The keeping of diseased animals which are dangerous to human health, unless such animals are kept in accordance with a current state or federal disease control program.

4. The presence of unsanitary places where animals are slaughtered, which may give rise to diseases which are harmful to human or animal life.

(b) No farm operation shall become a public or private nuisance as a result of a change in ownership, a change in the type of farm product being produced, a change in conditions in or around the locality of the farm, or a change brought about to comply with best management practices adopted by local, state, or federal agencies if such farm has been in operation for 1 year or more since its established date of operation and if it was not a nuisance at the time of its established date of operation.

(c) *A farm may not be held liable for nuisance unless the plaintiff proves by clear and convincing evidence that the claim arises out of conduct that did not comply with state or federal environmental laws, regulations, or best management practices.*

(d) *A nuisance action may not be filed against a farm operation unless the real property affected by the conditions alleged to be a nuisance is located within one-half mile of the source of the activity or structure alleged to be a nuisance.*

(7) **COMPENSATORY DAMAGES.**—*When the alleged nuisance emanated from a farm operation, the compensatory damages that may be awarded to a plaintiff for a private nuisance action must be measured by the reduction in the fair market value of the plaintiff's property caused by the nuisance, but may not exceed the fair market value of the property.*

(8) **PUNITIVE DAMAGES.**—*Any punitive damages claim in a nuisance action brought against a farm is subject to ss. 768.71 through 768.81. Additionally, a plaintiff may not recover punitive damages in a nuisance action against a farm unless:*

(a) *The alleged nuisance is based on substantially the same conduct that was subject to a civil enforcement judgment or criminal conviction; and*

(b) *The conviction or judgment occurred within 3 years of the first action forming the basis of the nuisance action.*

(9) **NUISANCE ACTIONS BASED ON EXISTING FARM OPERATIONS.**—*A plaintiff who fails to prevail in a nuisance action based on a farm operation that has been in existence for 1 year or more before the date that the action was instituted and that conforms with generally accepted agricultural and management practices or state and federal environmental laws is liable to the farm for all costs, fees, and expenses incurred in defense of the action.*

Pursuant to Rule 4.19, **CS for CS for CS for SB 88**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Garcia—

**CS for SB 70**—A bill to be entitled An act relating to domestic violence centers; creating s. 39.9057, F.S.; prohibiting the unlawful disclosure of certain information about domestic violence centers; providing criminal penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 70** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Garcia—

**CS for SB 68**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting personal identifying and location information of current and former staff and domestic violence advocates of domestic violence centers certified by the Department of Children and Families under ch. 39, F.S., and personal identifying and location information of spouses and children of such personnel, from public records requirements; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 68** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Hutson—

**CS for CS for SB 46**—A bill to be entitled An act relating to craft distilleries; amending s. 565.02, F.S.; defining the term “destination entertainment venue”; authorizing craft distilleries to be licensed as specified vendors under certain circumstances; providing requirements for such licenses; providing requirements for craft distilleries for such licenses; prohibiting a licensee from taking certain actions; requiring certain alcoholic beverages to be obtained through a licensed distributor; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; prohibiting a distillery from operating as a craft distillery until certain requirements are met; authorizing persons to have common ownership in craft distilleries under certain circumstances; defining the term “common ownership”; requiring a minimum percentage of a craft distillery’s total finished branded products to be distilled in this state and contain one or more Florida agricultural products after a specified date; revising the requirements and prohibitions on the sale of branded products to consumers by a licensed craft distillery; revising the circumstances for which a craft distillery must report certain information about the production of distilled spirits to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; revising prohibitions on the shipment of certain products by a craft distillery; revising prohibitions on the transfer of a craft distillery license or ownership interest in such license; revising prohibitions relating to affiliated ownership of craft distilleries; authorizing a craft distillery to transfer specified distilled spirits from certain locations to its souvenir gift shop and tasting room; making technical changes; requiring the keeping of records for alcoholic beverages received from specified persons; amending s. 565.17, F.S.; authorizing craft distilleries to conduct spirituous beverage tastings under certain circumstances; requiring the division to issue permits to craft distilleries to conduct tastings and sales at certain locations; specifying requirements for distilleries for such permits; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 46** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Burgess—

**CS for SB 416**—A bill to be entitled An act relating to the POW-MIA Vietnam Veterans Bracelet Memorial; creating s. 265.008, F.S.; providing legislative intent; establishing the POW-MIA Vietnam Veterans Bracelet Memorial; providing for the funding and administration of the memorial; directing the Department of Management Services to designate space for the memorial’s construction and placement by a specified date; requiring the department to consider recommendations of, and coordinate with, specified entities regarding the memorial’s placement and design; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 416** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Rodriguez—

**SB 58**—A bill to be entitled An act relating to hospitals' community benefit reporting; repealing s. 193.019, F.S., relating to reporting of community benefit expenses for property tax exemption purposes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 58** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 50** was deferred.

## MOTIONS

On motion by Senator Passidomo, the rules were waived and the following bill temporarily postponed on the Special Order Calendar this day was retained on the Special Order Calendar: **CS for CS for SB 50**.

## BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 11, 2021: SB 306, SB 308, SB 310, SB 312, CS for CS for SB 88, CS for SB 70, CS for SB 68, CS for CS for SB 46, CS for SB 416, SB 58, CS for CS for SB 50.

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

## REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: CS for SB 168

The Committee on Finance and Tax recommends the following pass: CS for SB 598; SB 688; SB 866

The Committee on Judiciary recommends the following pass: SB 1114

The Committee on Transportation recommends the following pass: SB 1716

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

The Committee on Judiciary recommends the following pass: SB 492

**The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

The Committee on Health Policy recommends the following pass: SB 876

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1404

The Committee on Transportation recommends the following pass: SB 1126

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

The Committee on Health Policy recommends the following pass: SB 1140

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 518

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

The Committee on Judiciary recommends the following pass: SB 482

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1262

**The bill was referred to the Committee on Environment and Natural Resources under the original reference.**

The Committee on Community Affairs recommends the following pass: SJR 1182

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

The Committee on Agriculture recommends the following pass: SB 1634

The Committee on Ethics and Elections recommends the following pass: SB 1492

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 770; SB 1512

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

The Committee on Judiciary recommends the following pass: SB 846

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

The Committee on Banking and Insurance recommends the following pass: SB 534

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 826

The Committee on Health Policy recommends the following pass: SB 1064

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

The Committee on Health Policy recommends the following pass: SB 262

**The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.**

The Committee on Banking and Insurance recommends the following pass: CS for SB 286

The Committee on Community Affairs recommends the following pass: SB 738; SB 760

The Committee on Ethics and Elections recommends the following pass: SJR 1238

The Committee on Judiciary recommends the following pass: SB 144; SB 848

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 922

**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 Rules recommends the following pass: CS for CS for SB 54; CS for SB 60

**The bills were placed on the Calendar.**

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The Committee on Regulated Industries recommends a committee substitute for the following: SB 1370

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1024

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

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The Committee on Criminal Justice recommends committee substitutes for the following: SB 1166; SB 1192

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1040

The Committee on Judiciary recommends a committee substitute for the following: SB 838

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

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The Committee on Education recommends a committee substitute for the following: SB 726

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 782

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

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The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 714; SB 1096; SB 1526

The Committee on Health Policy recommends committee substitutes for the following: SB 240; SB 990

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

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The Committee on Transportation recommends committee substitutes for the following: SB 1326; SB 1502

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.**

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The Committee on Judiciary recommends a committee substitute for the following: SB 1288

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

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The Committee on Health Policy recommends a committee substitute for the following: SB 634

**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 Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1076

The Committee on Health Policy recommends a committee substitute for the following: SB 1084

The Committee on Judiciary recommends a committee substitute for the following: SB 1520

The Committee on Regulated Industries recommends committee substitutes for the following: SB 856; SB 1128

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

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The Committee on Community Affairs recommends committee substitutes for the following: SB 1186; SB 1214

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

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

**The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.**

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The Committee on Education recommends a committee substitute for the following: SB 532

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1080

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1408

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1532

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1088; SB 1426

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1428



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

The Committee on Education recommends a committee substitute for the following: SB 938

**The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 686

The Committee on Criminal Justice recommends a committee substitute for the following: SB 498

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 90

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 76; SB 420; SB 1048

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

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 778

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

## REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointment made by the Governor:

*Office and Appointment*

*For Term  
Ending*

Executive Director, Department of Economic Opportunity

Appointee: Eagle, Dane

Pleasure of Governor

**The appointment was referred to the Committee on Commerce and Tourism under the original reference.**

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Judiciary; and Banking and Insurance; and Senators Boyd and Brandes—

**CS for CS for SB 76**—A bill to be entitled An act relating to property insurance; amending s. 626.112, F.S.; providing a criminal penalty for aiding or abetting unlicensed activity; creating s. 626.5813, F.S.; defining the term “claims adjusting”; prohibiting a person from providing claims adjusting services unless the person meets specified requirements; authorizing the department to take administrative actions and impose fines against persons performing specified activities without licensure; amending s. 626.9373, F.S.; providing that, for certain attorney fees awarded for claims arising under surplus lines property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; defining terms; providing for an award of attorney fees for certain claims under specified circumstances; amending s. 627.428, F.S.; providing that, for certain attorney

fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; amending s. 627.7011, F.S.; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by including roof surface reimbursement schedules; providing requirements for roof surface reimbursement schedules; prohibiting application of a roof surface reimbursement schedule under certain circumstances; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by offering roof reimbursement on the basis of replacement costs; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing coverage on specified property insurance policies for a roof that is limited to a certain value; providing that a stated value sublimit of coverage may not be applied to a roof in certain circumstances; amending s. 627.70132, F.S.; revising property insurance coverages for which a notice of claim must be given to the insurer within a specified timeframe; revising the timeframe for providing notices of property insurance claims; revising the definitions of the terms “supplemental claim” and “reopened claim”; amending s. 627.7015, F.S.; conforming a provision to changes made by the act; authorizing property insurance policies to require policyholders and assignees to participate in mediation; creating s. 627.70152, F.S.; providing applicability; defining terms; requiring notice of intent to initiate litigation; specifying requirements for such notice; specifying an assignee’s presuit obligations; specifying the timeframe within which a notice of intent to initiate litigation must be served; requiring dismissal of certain actions under specified circumstances; specifying the admissibility of certain evidence; providing construction; authorizing an insurer to request to inspect, photograph, or evaluate certain property; specifying requirements for such inspections, photographs, and evaluations; authorizing motions to abate suits under property insurance policies; specifying conditions for abatement; providing for an award of attorney fees for certain claims under specified circumstances; providing for an award of attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; creating s. 627.70153, F.S.; requiring parties that are aware of certain residential property insurance claims to notify the court of multiple proceedings; authorizing the court to consolidate certain residential property insurance claims upon notification of any party; amending s. 627.7152, F.S.; deleting definitions; requiring assignment agreements to be provided to named insureds; providing that assignment agreements do not modify the right of insurers to communicate directly with unrepresented named insureds; deleting a requirement for a notice of intent to initiate litigation; deleting requirements for such notice; deleting a requirement for a written response to the notice of intent to initiate litigation; deleting requirements for such response; deleting a provision related to an award of reasonable attorney fees and costs for certain claims arising under an assignment agreement; deleting a provision related to an award of reasonable attorney fees and costs following a voluntary dismissal under certain circumstances; deleting a requirement for the court to stay proceedings under certain circumstances; requesting the Florida Supreme Court to amend rules to require participating lawyers or firms to provide closing statements to the department under certain circumstances; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Ethics and Elections; and Senator Baxley—

**CS for CS for SB 90**—A bill to be entitled An act relating to election administration; amending s. 101.62, F.S.; limiting the duration of requests for vote-by-mail ballots to all elections through the end of the calendar year of the next regularly scheduled general election; requiring vote-by-mail ballot requests to include additional identifying information regarding the requesting elector; prohibiting the supervisor from mailing, delivering, or otherwise providing vote-by-mail ballots to an elector, or a designee thereof, unless a request has been made for such ballot; requiring supervisors of elections to record whether a voter’s certificate on a vote-by-mail ballot has a mismatched signature; restricting who an elector may designate to pick up a vote-by-mail ballot to conform to changes made by the act; amending s. 101.64, F.S.; pro-

hibiting the display of an absent elector's party affiliation or other partisan information on the outside of vote-by-mail ballots and return and secrecy envelopes; amending s. 101.65, F.S.; revising instructions to absent electors to conform to changes made by the act; amending s. 101.68, F.S.; authorizing the canvassing of vote-by-mail ballots upon the completion of the public preelection testing of automatic tabulating equipment; requiring the canvassing board to use the most recent signature of an elector when verifying a signature on a vote-by-mail ballot or a cure affidavit; amending s. 101.69, F.S.; prohibiting the use of drop boxes for the return of vote-by-mail ballots; amending s. 104.0616, F.S.; prohibiting any person from distributing, ordering, requesting, collecting, delivering, or otherwise physically possessing a vote-by-mail ballot of another person, not including a ballot belonging to an immediate family member; providing an exception; providing a penalty; providing for construction and applicability; providing an effective date.

By the Committee on Health Policy; and Senator Book—

**CS for SB 240**—A bill to be entitled An act relating to donor human milk bank services; creating s. 383.017, F.S.; providing legislative intent; defining the term “donor human milk bank”; requiring the Department of Health to establish certain standards for the regulation of donor human milk banks; requiring donor human milk banks to comply with certain standards; requiring the department to adopt rules; providing an effective date.

By the Committee on Judiciary; and Senator Hooper—

**CS for SB 420**—A bill to be entitled An act relating to motor vehicle insurance coverage exclusions; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; requiring excluded drivers to meet certain requirements for financial responsibility; amending ss. 324.151, 627.736, and 627.7407, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senators Gruters, Brandes, Hutson, Baxley, Rodriguez, Rodrigues, Broxson, Albritton, and Bradley—

**CS for SB 498**—A bill to be entitled An act relating to the safety of religious institutions; amending s. 790.06, F.S.; authorizing, for specified purposes, a concealed weapons or firearms licensee to carry a firearm on certain property of a church, a synagogue, or any other religious institution; providing an exception; providing an effective date.

By the Committee on Education; and Senator Burgess—

**CS for SB 532**—A bill to be entitled An act relating to workforce education; amending s. 1011.80, F.S.; revising the workforce education programs that school district career centers are authorized to conduct; providing an effective date.

By the Committee on Health Policy; and Senators Gibson, Baxley, and Farmer—

**CS for SB 634**—A bill to be entitled An act relating to dementia-related staff training; providing a short title; creating s. 430.5025, F.S.; defining terms; requiring certain entities, as a condition of licensure, to provide specified dementia-related training for new employees within a specified timeframe; requiring certain employees to receive additional dementia-related training under certain circumstances within a specified timeframe; providing requirements for the training; requiring annual dementia-related training for certain employees; requiring certain employees to receive additional training developed or approved by the Department of Elderly Affairs under certain circumstances; providing that such additional training counts toward a certified nursing assistant's total annual training; authorizing certain health care practitioners to count certain continuing education hours toward the dementia-related training requirements under certain circumstances; requiring the department to approve such continuing education hours to satisfy the dementia-related training requirements; requiring the de-

partment or its designee to develop a registration process for training providers; specifying requirements for such registration; requiring the department or its designee to issue unique identifiers to approved training providers; requiring the department or its designee to approve courses used to satisfy the dementia-related training requirements; requiring such courses to be approved in various; requiring training providers to develop certain assessments and passing scores for a specified purpose; requiring certain employees to take and pass such assessments upon completion of the training; requiring training providers to issue such employees a certificate upon completing the training and passing the assessments; providing requirements for the certificate; providing that certain employees do not need to repeat certain training when changing employment, under certain circumstances; requiring licensees to maintain copies of training certifications for each of their employees and direct care workers; requiring licensees to make such copies available for inspection for a specified purpose; requiring the department to adopt rules; amending ss. 400.1755, 400.4785, 400.6045, 429.178, 429.52, 429.83, and 429.917, F.S.; revising dementia-related staff training requirements for nursing homes, home health agencies, hospices, facilities that provide special care for persons with Alzheimer's disease or related disorders, assisted living facilities, adult family-care homes, and adult day care centers, respectively, to conform to changes made by the act; providing an effective date.

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

**CS for CS for SB 686**—A bill to be entitled An act relating to offers of judgment; amending s. 768.79, F.S.; authorizing parties to serve offers of judgment that make certain stipulations relating to attorney fees and costs; authorizing certain offerings of judgment relating to jointly owned property to require both individuals to either accept or reject the offer; providing requirements relating to grounds for challenging the validity of offers; defining the term “judgment obtained” as it relates to certain offers of judgment; providing applicability; providing an effective date.

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

**CS for SB 714**—A bill to be entitled An act relating to resource information for individuals with disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to provide specified written information to persons applying for certain waiver services; requiring the agency to provide a certain disclosure statement along with such information; providing an effective date.

By the Committee on Education; and Senator Taddeo—

**CS for SB 726**—A bill to be entitled An act relating to individual education plan requirements for students with disabilities; amending s. 1003.5716, F.S.; revising the timeline for the development and implementation of an individual education plan (IEP) for a student with disabilities to transition to postsecondary education and career opportunities; revising the requirements for an IEP for the transitions to a postsecondary education or career opportunities; requiring the parents of students with disabilities to provide a written notice relating to the deferment of a standard high school diploma by a specified date; conforming provisions to changes made by the act; requiring the Department of Education to conduct a review of specified services and programs; requiring the department to establish and publish on its website uniform best practices for such services and programs by a specified date; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Cruz—

**CS for SB 782**—A bill to be entitled An act relating to educational opportunities for veterans; creating s. 295.011, F.S.; defining the term “disabled veteran”; providing that disabled veterans receiving certain federal educational assistance benefits are eligible to receive an award for the remaining cost of tuition and fees at state universities and Florida College System institutions; specifying applicability of other laws; providing an effective date.

By the Committee on Judiciary; and Senator Boyd—

**CS for SB 838**—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.246, F.S.; clarifying the responsibility of an individual released from incarceration regarding enrolling in a payment plan for any outstanding court obligations; modifying the manner of calculating a monthly payment amount under a payment plan; requiring the clerk to establish all terms of a payment plan; amending s. 28.35, F.S.; modifying duties of the Florida Clerks of Court Operations Corporation with respect to the funding of clerks' offices; conforming a cross-reference; amending s. 28.36, F.S.; conforming a cross-reference; requiring the corporation to establish and manage a contingency reserve within the Clerks of the Court Trust Fund for specified purposes; prescribing reporting requirements; specifying circumstances under which moneys held in reserve may be used; prescribing procedures for the release of such funds; amending s. 28.37, F.S.; modifying a provision regarding state court system funding; defining terms; conforming a cross-reference; revising provisions governing the transfer of certain funds from the Clerks of the Court Trust Fund to the General Revenue Fund by the Department of Revenue; amending s. 28.42, F.S.; requiring the clerks to develop a uniform payment plan form by a specified date; prescribing requirements for the form; requiring the clerks to use such form by a specified date; amending ss. 318.15, 318.20, and 322.245, F.S.; requiring orders and notifications for certain traffic citations and suspensions to include information regarding payment plans; amending s. 775.083, F.S.; designating the clerk as the entity responsible for collecting payment of certain court obligations; requiring a person ordered to pay such obligations to contact the clerk in order to pay or establish a payment plan, unless otherwise provided; providing effective dates.

By the Committee on Regulated Industries; and Senator Hutson—

**CS for SB 856**—A bill to be entitled An act relating to the state preemption of transportation energy infrastructure regulation; creating s. 377.707, F.S.; defining terms; providing legislative findings; preempting the regulation of transportation energy infrastructure to the state; prohibiting a local government from taking specified actions relating to the regulation of transportation energy infrastructure; providing exceptions; providing construction; providing an effective date.

By the Committee on Education; and Senator Wright—

**CS for SB 938**—A bill to be entitled An act relating to Purple Star Campuses; creating s. 1003.051, F.S.; defining the term "military student"; requiring the Department of Education to establish the Purple Star Campus program; specifying program criteria for participating schools; authorizing the department to establish additional program eligibility criteria; authorizing schools to partner with school districts to meet such criteria; requiring the State Board of Education to adopt rules; providing an effective date.

By the Committee on Health Policy; and Senator Bradley—

**CS for SB 990**—A bill to be entitled An act relating to occupational therapy; amending s. 468.203, F.S.; revising and defining terms; amending s. 468.209, F.S.; revising the fieldwork experience requirement for certain persons to take the examination for licensure as an occupational therapist; amending s. 468.215, F.S.; authorizing licensed occupational therapists to use a specified title and initials; amending s. 468.223, F.S.; prohibiting certain persons from using a specified title and initials; providing criminal penalties; amending s. 468.225, F.S.; providing construction; reenacting ss. 1002.385(5)(c) and 1002.66(2)(c), F.S., relating to the Gardiner Scholarship and specialized instructional services for children with disabilities, respectively, to incorporate the amendment made to s. 468.203, F.S., in references thereto; providing an effective date.

By the Committee on Banking and Insurance; and Senators Brodeur and Rouson—

**CS for SB 1024**—A bill to be entitled An act relating to increasing access to mental health care; creating s. 624.36, F.S.; requiring the Department of Financial Services to submit a specified report to the Governor and Legislature by a specified date; specifying the minimum

information the report must contain; requiring the department to make certain information available on its website; creating ss. 627.4215 and 641.31085, F.S.; requiring insurers and health maintenance organizations, respectively, to disclose specified information on their websites; requiring insurers and health maintenance organizations, respectively, to annually provide certain written notices to insureds or subscribers; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Brodeur—

**CS for SB 1040**—A bill to be entitled An act relating to duties of the Attorney General; repealing s. 16.10, F.S., relating to the receipt of Supreme Court decisions by the Attorney General; repealing s. 16.101, F.S., relating to the Supreme Court reporter; amending s. 163.503, F.S.; revising the definition of "department" to conform to changes made by the act; amending s. 163.504, F.S.; deleting provisions relating to the Safe Neighborhoods Program; amending ss. 163.5055, 163.506, 163.508, and 163.511, F.S.; relieving the Department of Legal Affairs from certain duties associated with specified neighborhood improvement districts; repealing s. 163.517, F.S., relating to the Safe Neighborhoods Program; repealing s. 163.519, F.S., relating to the duties of the Department of Legal Affairs; repealing s. 163.521, F.S., relating to funding of neighborhood improvement districts inside enterprise zones; repealing s. 163.5215, F.S., relating to the construction of the Safe Neighborhoods Act; repealing s. 163.522, F.S., relating to state redevelopment programs; repealing s. 163.523, F.S., relating to the cooperation and involvement of community organizations to create safe neighborhood districts; amending s. 163.524, F.S.; conforming a provision to changes made by the act; amending s. 215.22, F.S.; specifying that the Crimes Compensation Trust Fund is exempt from the service charge into the General Revenue Fund; amending s. 376.84, F.S.; conforming a cross-reference; amending s. 402.181, F.S.; requiring certain claims for restitution to be filed with specified entities; removing the Department of Legal Affairs as an entity for such filings; authorizing the Department of Children and Families, the Department of Health, the Department of Juvenile Justice, the Department of Corrections, and the Agency for Persons with Disabilities to adopt rules to process specified claims; amending s. 501.160, F.S.; authorizing certain declarations during a state of emergency to be extended for specified days by executive order; amending ss. 775.083 and 812.173, F.S.; conforming a provision to changes made by the act; amending ss. 812.174, 812.175, and 812.176, F.S.; revising provisions to require that the Department of Business and Professional Regulation, instead of the Attorney General, regulate convenience businesses; amending chapter 2019-127, Laws of Florida; extending the timeframe for the Attorney General to have access to records from the prescription drug monitoring program when ordered by a court under specified provisions; delaying the scheduled repeal of amendments until a specified date unless reviewed and saved from repeal through reenactment by the Legislature; amending s. 960.21, F.S.; deleting a reference to the service charge provided for in ch. 215, F.S., to conform to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senators Bean and Baxley—

**CS for SB 1048**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms "conviction integrity unit" and "conviction integrity unit reinvestigation information"; providing a public records exemption for certain conviction integrity unit reinvestigation information; providing for the future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Brodeur—

**CS for SB 1076**—A bill to be entitled An act relating to public works projects; amending s. 255.0991, F.S.; revising a prohibition relating to any solicitation for construction services paid for with state or locally appropriated funds; providing construction; amending s. 255.0992, F.S.; revising the definition of the term "public works project"; prohibiting the state or any political subdivision that contracts for a public works project from taking specified action against certain persons that are

engaged in a public works project or have submitted a bid for such a project; providing construction; providing an effective date.

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By the Committee on Regulated Industries; and Senator Hutson—

**CS for SB 1080**—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.095, F.S.; deleting the definition of the term “adult”; revising age limitations relating to mail order, Internet, and remote sales of tobacco products; amending s. 210.15, F.S.; requiring permits to be issued to persons or corporations whose officers are not under 21 years of age; amending s. 386.212, F.S.; providing that it is unlawful for persons under 21 years of age to smoke tobacco or vape in, on, or within 1,000 feet of the real property comprising a public or private elementary, middle, or secondary school during specified hours; renaming ch. 569, F.S.; providing directives to the Division of Law Revision; amending s. 569.002, F.S.; defining the terms “nicotine product” and “nicotine dispensing device”; conforming provisions to changes made by the act; amending ss. 569.003, 569.004, and 569.006, F.S.; conforming provisions to changes made by the act; amending s. 569.007, F.S.; revising age limitations relating to the sale and delivery of tobacco products; revising applicability; amending s. 569.0075, F.S.; revising age limitations relating to gifting sample tobacco products; amending s. 569.008, F.S.; revising legislative intent; revising qualification requirements for responsible retail tobacco products dealers; conforming provisions to changes made by the act; amending s. 569.009, F.S.; conforming a provision to changes made by the act; amending s. 569.101, F.S.; revising age limitations relating to selling, delivering, bartering, furnishing, or giving tobacco products to certain persons; amending s. 569.11, F.S.; revising age limitations relating to possessing and obtaining tobacco products; amending s. 569.12, F.S.; expanding the authority of tobacco product enforcement officers to include nicotine products; amending s. 569.14, F.S.; revising requirements for signage relating to tobacco products, nicotine products, and nicotine dispensing devices; conforming provisions to changes made by the act; amending s. 569.19, F.S.; conforming provisions to changes made by the act; creating s. 569.31, F.S.; defining terms; creating s. 569.32, F.S.; requiring retail nicotine product dealers to acquire a permit; providing requirements and authorizations for such permit; creating s. 569.33, F.S.; specifying that an applicant for a retail nicotine products dealer permit consents to certain inspections and searches upon accepting such permit; creating s. 569.34, F.S.; prohibiting certain persons, firms, associations, or corporations from operating without a permit; providing civil penalties; creating s. 569.35, F.S.; providing administrative penalties for retail nicotine product dealers under certain circumstances; requiring the Division of Alcoholic Beverages and Tobacco to deposit funds collected from administrative fines into the General Revenue Fund; creating s. 569.37, F.S.; providing restrictions on the sale or delivery of nicotine products; creating s. 569.38, F.S.; prohibiting certain persons from gifting sample nicotine products to persons under a specified age; creating s. 569.381, F.S.; providing legislative intent; providing requirements for a dealer to qualify as a responsible retail nicotine products dealer; authorizing the division to mitigate certain penalties; requiring the division to develop and make available a nicotine products training program; requiring dealers to exercise diligence in the management and supervision of their premises and the supervision and training of certain persons; creating s. 569.39, F.S.; requiring the division to adopt rules; creating ss. 569.41 and 569.42, F.S.; providing civil and criminal penalties relating to selling, delivering, bartering, furnishing, or giving nicotine products to certain persons and possessing and acquiring nicotine products, respectively; creating s. 569.43, F.S.; providing signage requirements relating to the sale of nicotine products or nicotine dispensing devices; providing criminal penalties; creating s. 569.44, F.S.; requiring the division to provide an annual report containing specified information to the Governor and the Legislature; creating s. 569.45, F.S.; defining terms; providing requirements for mail order, Internet, and remote sales of nicotine products; providing applicability; providing criminal penalties; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; providing an effective date.

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By the Committee on Health Policy; and Senators Pizzo and Book—

**CS for SB 1084**—A bill to be entitled An act relating to volunteer ambulance services; amending s. 316.003, F.S.; revising the definition of the term “authorized emergency vehicles” and defining the term “vo-

lunteer ambulance service”; amending s. 316.072, F.S.; authorizing certain medical staff of a volunteer ambulance service to use red lights on a privately owned vehicle under certain circumstances; amending s. 316.2397, F.S.; authorizing vehicles of volunteer ambulance services to show or display red lights and operate emergency lights and sirens under certain circumstances; amending s. 316.2398, F.S.; authorizing privately owned vehicles belonging to certain medical staff of a volunteer ambulance service to display or use red warning signals under certain circumstances; conforming a provision to changes made by the act; prohibiting certain medical staff of volunteer ambulance services from operating red warning signals when not responding to an emergency in the line of duty; amending s. 401.211, F.S.; revising legislative intent; amending s. 401.23, F.S.; defining the term “volunteer ambulance service”; amending s. 401.25, F.S.; exempting certain first responder agencies from certificate of public convenience and necessity requirements; providing that county and municipal governments may not limit, prohibit, or prevent volunteer ambulance services from responding to emergencies or providing emergency medical services or transport within their respective jurisdictions; prohibiting county and municipal governments from requiring volunteer ambulance services to obtain a license or certificate or pay a fee to provide ambulance or air ambulance services within their respective jurisdictions, with an exception; amending s. 316.306, F.S.; conforming a cross-reference; providing an effective date.

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By the Committee on Criminal Justice; and Senator Rodrigues—

**CS for SB 1088**—A bill to be entitled An act relating to modification or continuation of terms of probation; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

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

**CS for SB 1096**—A bill to be entitled An act relating to the screening of summer camp personnel; amending s. 402.302, F.S.; defining terms; creating s. 402.3132, F.S.; providing applicability of certain requirements to summer day camps and summer 24-hour camps; providing an exception; requiring such camps to meet specified minimum requirements relating to health, sanitation, and safety and specified child care personnel screening requirements; providing that failure of a camp to comply with the child care personnel screening requirements results in the loss of the camp’s ability to operate; prohibiting the Department of Children and Families from licensing summer day camps and summer 24-hour camps; authorizing the department to access personnel records of such camps for a specified purpose; authorizing the department to adopt rules; authorizing the department or local licensing agency to perform specified enforcement actions; requiring camps to register with the department for inclusion in the department’s summer camp listing to be in compliance with specified requirements; amending s. 409.175, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Regulated Industries; and Senator Hutson—

**CS for SB 1128**—A bill to be entitled An act relating to preemption on restriction of utility services; creating s. 366.032, F.S.; prohibiting municipalities, counties, special districts, or other political subdivisions from enacting or enforcing provisions or taking actions that restrict or prohibit the types or fuel sources of energy production which may be used, delivered, converted, or supplied to customers by specified entities; providing for preemption; providing for retroactive application; providing an effective date.

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By the Committee on Criminal Justice; and Senator Brandes—

**CS for SB 1166**—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; creating the Accountability and Program Support Program within the Department of Juvenile Justice and revising the name of an existing program; amending s. 985.101, F.S.; authorizing a court to order that a child be taken into custody for failure to appear; requiring a court to consider specified information before it issues such an order; amending s. 985.435, F.S.; requiring each judicial

circuit to develop, in consultation with specified persons and entities, a written plan specifying the alternative consequence component which must be based upon certain principles; providing that the alternative consequence component is designed to provide swift and appropriate consequences or incentives to a child who is alleged to be noncompliant with or in violation of probation; repealing s. 985.686, F.S., relating to the shared county and state financial support responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and intent; requiring the Department of Juvenile Justice to calculate annually by a certain date and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share of detention costs; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual county budget sufficient funds to pay its annual percentage share of detention costs; reenacting ss. 960.001(1)(b) and 985.439(2), F.S., relating to guidelines for fair treatment of victims and witnesses in the criminal justice and juvenile justice systems and violation of probation or postcommitment probation, respectively, to incorporate the amendment made to s. 985.101, F.S., in references thereto; reenacting s. 985.565(4)(b), F.S., relating to sentencing alternatives, to incorporate the amendment made to s. 985.435, F.S., in a reference thereto; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

**CS for SB 1186**—A bill to be entitled An act relating to property assessments for elevated properties; amending ss. 193.155 and 193.1554, F.S.; specifying that changes to elevate certain homestead and nonhomestead residential property, respectively, do not increase the assessed value of the property under certain circumstances; requiring property owners to provide certification for such property; defining the terms “voluntary elevation” and “voluntarily elevated”; prohibiting certain areas from being included in square footage calculation; making clarifying revisions; reenacting s. 193.1557, F.S., relating to assessment of certain property damaged or destroyed by Hurricane Michael, to incorporate amendments made by this act to ss. 193.155 and 193.1554, F.S., in references thereto; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Powell—

**CS for SB 1192**—A bill to be entitled An act relating to mental illness training for law enforcement officers; creating s. 943.17161, F.S.; requiring the Department of Law Enforcement to establish a continued employment training component relating to mental illness; defining the term “mental illness”; requiring that the training component include instruction on the recognition of the symptoms or characteristics of and appropriate responses to individuals exhibiting certain symptoms or characteristics; authorizing completion of the training to count toward continued employment or appointment instruction requirements; providing an effective date.

By the Committee on Community Affairs; and Senator Gruters—

**CS for SB 1214**—A bill to be entitled An act relating to nonprofit taxation; amending s. 196.196, F.S.; specifying that portions of property not used for certain purposes are not exempt from ad valorem taxation; specifying that exemptions from ad valorem taxation are not affected so long as portions of property are used for certain purposes; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Boyd—

**CS for SB 1288**—A bill to be entitled An act relating to assets of an estate in administration; amending s. 69.031, F.S.; deleting a requirement that assets of an estate in administration may be placed in a savings and loan association only if such savings and loan association is a member of the Federal Savings and Loan Insurance Corporation and doing business in this state; providing an effective date.

By the Committee on Transportation; and Senator Harrell—

**CS for SB 1326**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing exemptions from public records requirements for secure login credentials, Internet protocol addresses, and geolocation data held by the Department of Highway Safety and Motor Vehicles; providing retroactive application; defining the terms “secure login credentials” and “public-facing portal”; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Rodriguez—

**CS for SB 1370**—A bill to be entitled An act relating to the medical treatment of animals; amending s. 474.202, F.S.; revising the definition of the term “veterinarian/client/patient relationship”; defining the term “veterinary telemedicine”; creating s. 474.2021, F.S.; authorizing veterinarians to practice veterinary telemedicine; prohibiting veterinarians from prescribing controlled substances; providing exceptions; providing licensure requirements to practice veterinary telemedicine; providing jurisdiction of the Florida Board of Veterinary Medicine; providing construction; amending s. 474.203, F.S.; revising exceptions to who may immunize or treat an animal for certain diseases; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 828.30, F.S.; authorizing employees, agents, or contractors of animal control authorities to administer rabies vaccinations under certain circumstances; providing that a supervising veterinarian assumes responsibility for any person working at his or her discretion or under his or her supervision; defining the term “indirect supervision”; providing requirements; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp on a rabies vaccination certificate; providing an effective date.

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

**CS for SB 1408**—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; specifying powers and duties of the Division of Public Assistance Fraud; amending s. 284.30, F.S.; requiring the State Risk Management Trust Fund to provide insurance for certain firefighter cancer-related benefits; making technical changes; amending s. 284.31, F.S.; requiring the Insurance Risk Management Trust Fund to provide a separate account for certain firefighter cancer-related benefits; making technical changes; amending s. 284.385, F.S.; specifying a condition that must be met before certain firefighter cancer-related benefits may be paid from the State Risk Management Trust Fund; making technical changes; creating s. 284.45, F.S.; prohibiting individuals working for entities covered by the State Risk Management Trust Fund from engaging in retaliatory conduct against sexual harassment victims; defining the term “sexual harassment victim”; specifying a criminal penalty for the willful and knowing dissemination of a sexual harassment victim’s personal identifying information, except under certain circumstances; amending s. 497.101, F.S.; revising provisions relating to membership of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services; authorizing use of communications media technology for board member participation and determination of a quorum of the board; defining the term “communications media technology”; deleting a requirement for the department to adopt certain rules; making technical changes; creating s. 497.1411, F.S.; defining terms; providing for permanent disqualification of applicants for licensure under ch. 497, F.S., for certain offenses; providing for disqualifying periods for applicants for certain offenses; requiring the board to adopt rules; providing for calculation of disqualifying periods; providing conditions for licensure after completion of a disqualifying period; specifying the effect of a pardon or restoration of civil rights; providing for exemptions from disqualification if certain conditions are met; requiring an applicant for an exemption to provide certain evidence that he or she will not present a danger if licensed; granting the board the discretion to approve or deny an exemption; providing applicability; providing construction; amending s. 497.142, F.S.; revising criminal history disclosure requirements for applicants seeking licensure under ch. 497, F.S.; amending s. 497.157, F.S.; prohibiting persons from acting as or advertising themselves as being funeral directors, embalmers, direct disposers, or preneed sales agents unless they are so licensed; prohibiting persons from engaging in certain activities requiring licensure without

holding required licenses; revising the criminal penalty for unlicensed activity; making technical changes; amending s. 497.159, F.S.; conforming a provision to changes made by the act; amending s. 552.081, F.S.; revising the definition of the term “two-component explosives” for the purpose of regulation by the Division of State Fire Marshal; amending s. 553.7921, F.S.; authorizing a contractor repairing certain existing fire alarm systems to begin work after filing an application for a required permit but before receiving the permit; providing construction; amending s. 626.2815, F.S.; revising continuing education requirements for certain persons licensed to solicit, sell, or adjust insurance; amending s. 626.371, F.S.; requiring submission of renewal appointments of certain insurance representatives within a certain timeframe; requiring the department to notify certain insurers or employers regarding inadvertent failures to appoint; requiring insurers and employers to pay certain fees and taxes within a certain timeframe; authorizing the department to issue appointments under certain circumstances; prohibiting the department from considering inadvertent failures to appoint to be violations under certain circumstances; requiring the department to suspend an insurer’s or employer’s authority to appoint licensees under certain circumstances; amending s. 626.8443, F.S.; increasing the maximum period of suspension of a title insurance agent’s or agency’s license; making technical changes; amending s. 626.916, F.S.; deleting a requirement for agents to advise insureds that certain coverage may be available for personal residential property risks to be eligible for export under the Surplus Lines Law; amending s. 626.9551, F.S.; prohibiting a person from requiring an insurance agent or agency to provide replacement cost estimators or certain other proprietary business information under certain circumstances; prohibiting an insurance agent or agency from providing replacement cost estimators or certain other proprietary business information without written authorization; amending s. 627.715, F.S.; providing an exemption from a diligent effort requirement for agents exporting contracts or endorsements providing flood coverage; amending s. 633.136, F.S.; replacing fire protection agencies in the Fire and Emergency Incident Information Reporting Program with fire service providers; revising the composition of the Fire and Emergency Incident Information System Technical Advisory Panel; defining the term “fire service provider”; amending s. 633.202, F.S.; extending a deadline for certain buildings to comply with a minimum radio signal strength requirement under the Florida Fire Prevention Code; requiring such buildings to meet certain conditions by a specified date; revising a condition that existing apartment buildings must meet by a specified date; making technical changes; creating s. 633.217, F.S.; prohibiting certain acts to influence a firesafety inspector to violate certain laws; prohibiting a firesafety inspector from knowingly and intentionally requesting, soliciting, accepting, or agreeing to accept certain compensation; amending s. 633.402, F.S.; revising the composition of the Firefighters Employment, Standards, and Training Council; amending s. 633.416, F.S.; providing that certain persons serving as volunteer firefighters may serve as a regular or permanent firefighter for a limited period, subject to certain restrictions; amending s. 648.30, F.S.; prohibiting the aiding or abetting of unlicensed activity of a bail bond agent or temporary bail bond agent; providing criminal penalties; amending s. 843.08, F.S.; prohibiting false personation of personnel or representatives of the Division of Investigative and Forensic Services; amending s. 943.045, F.S.; revising the definition of the term “criminal justice agency” to include the investigations component of the department which investigates certain crimes; reenacting s. 497.141(5)(a), F.S., relating to licensing and general application procedures, to incorporate the amendment made to s. 497.142, F.S., in a reference thereto; providing effective dates.

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By the Committee on Criminal Justice; and Senator Jones—

**CS for SB 1426**—A bill to be entitled An act relating to pregnant women in custody; providing a short title; creating s. 907.033, F.S.; requiring that every female who is arrested and not released on bond within 72 hours after arrest be administered a pregnancy test within a specified timeframe, upon her request; requiring that each municipal or county detention facility notify each arrested female upon booking of her right to request a pregnancy test; providing for the types of pregnancy tests that may be given; defining the term “female”; creating s. 925.13, F.S.; defining the term “pregnant woman”; requiring that, if a pregnant woman is convicted of a crime and sentenced to incarceration of any length, the sentencing judge provide the pregnant woman the opportunity to defer the imposed sentence until a certain time after delivery; authorizing a sentencing judge to order certain terms and

conditions that the pregnant woman must comply with during the deferral; requiring that, within 10 days after the deferral period ends and the woman is incarcerated, she be offered and, if requested, receive specified services; authorizing sanctions for a new criminal conviction or violation of the terms and conditions ordered by the judge; requiring municipal and county detention facilities to collect and report specified information to the Department of Corrections, which must incorporate such information from its facilities; requiring the department to compile and publish quarterly the information on its public website; providing report requirements; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Wright—

**CS for SB 1428**—A bill to be entitled An act relating to procurement procedures; amending s. 287.042, F.S.; requiring the Department of Management Services to develop procedures that require current and prospective contractors to disclose whether such contractor is owned or controlled by a foreign government before providing commodities or contractual services to the state; requiring any such disclosure to be in writing, under penalty of perjury; providing an effective date.

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By the Committee on Transportation; and Senator Harrell—

**CS for SB 1502**—A bill to be entitled An act relating to public records; amending s. 319.1414, F.S.; exempting from public records requirements certain information received by the Department of Highway Safety and Motor Vehicles as a result of investigations and examinations of private rebuilt inspection providers; providing for future legislative review and repeal of the exemptions; amending s. 319.25, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations relating to title certificates; providing for future legislative review and repeal of the exemptions; amending s. 320.861, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to motor vehicle licenses; providing for future legislative review and repeal of the exemptions; amending s. 322.71, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to driver licenses; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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By the Committee on Judiciary; and Senator Boyd—

**CS for SB 1520**—A bill to be entitled An act relating to ancillary property rights; creating s. 704.09, F.S.; defining the term “utility easement”; providing that a utility easement is an interest in real property and subject to certain actions unless otherwise provided in the instrument creating the easement; providing that the easement is not an undue burden; amending s. 712.03, F.S.; revising rights that are not affected or extinguished by marketable record titles; amending s. 712.04, F.S.; revising what types of interests are extinguished by a marketable record title; providing construction; amending s. 712.12, F.S.; revising the definition of the term “covenant or restriction”; providing applicability; requiring persons with certain interests in land which may be extinguished by this act to file a specified notice to preserve such interests; providing a directive to the Division of Law Revision; providing an effective date.

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

**CS for SB 1526**—A bill to be entitled An act relating to Medicaid coverage for former foster youth; amending s. 409.1451, F.S.; requiring the Department of Children and Families to develop a program to facilitate enrollment of certain young adults in Medicaid; authorizing the department to coordinate with a community-based care lead agency in implementing the program; specifying requirements for outreach services provided by the program; amending s. 409.903, F.S.; revising

eligibility for Medicaid coverage for certain young adults formerly eligible for foster care; providing an effective date.

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

**CS for SB 1532**—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; revising requirements for child support depositories in Title IV-D cases; requiring the depositories to transmit case data through and set up appropriate payment accounts in the Clerk of the Court Child Support Enforcement Collection System upon certain notice from the Department of Revenue; amending s. 61.1354, F.S.; revising provisions related to the sharing of information between consumer reporting agencies and the department; requiring consumer reports to be kept confidential and used only for specified purposes; amending s. 61.30, F.S.; prohibiting the treatment of incarceration as voluntary unemployment for purposes of establishing or modifying child support orders, with exceptions; providing that certain social security benefits are included in a parent's gross income; authorizing certain social security benefits paid to be applied as a credit for purposes of monthly support obligations; providing requirements for such credit; providing procedures for a parent to seek application of such credit; amending s. 409.256, F.S.; revising the definition of the term "rendered"; amending s. 409.2563, F.S.; revising the definition of the term "rendered"; deleting a requirement that a certain order filed by the department be a certified copy of the order; amending s. 409.25656, F.S.; authorizing the department to deliver certain notices by secure electronic means under certain circumstances; amending s. 409.25658, F.S.; revising provisions related to the department's joint efforts with the Department of Financial Services to use unclaimed property for past due child support; amending s. 409.2567, F.S.; authorizing the department to include confidential and exempt information in unencrypted electronic mail communications with parents, caregivers, or other authorized persons under certain circumstances, with exceptions; amending s. 409.2576, F.S.; requiring service recipients to report certain information to the State Directory of New Hires; defining the term "service recipient"; providing reporting requirements for service recipients; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Agriculture; and Senator Cruz—

**CS for SB 1594**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting personal identifying and location information of certain current or former inspectors of the Department of Agriculture and Consumer Services, and personal identifying and location information of spouses and children of such person-

nel, from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

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

**CS for SB 714**—A bill to be entitled An act relating to resource information for individuals with disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to provide specified written information to persons applying for certain waiver services; requiring the agency to provide a certain disclosure statement along with such information; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Criminal Justice; and Senator Rodrigues—

**CS for SB 1088**—A bill to be entitled An act relating to modification or continuation of terms of probation; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

—was referred to the Committee on Rules.

### CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 2 and March 10 were corrected and approved.

### CO-INTRODUCERS

Senators Baxley—SB 266; Berman—SB 806; Book—CS for SB 80, SB 1084; Bradley—SB 1046; Farmer—SB 634, SB 1078; Jones—SB 1078; Pizzo—SB 370; Rodriguez—SB 940; Rouson—CS for CS for SB 46; CS for CS for SB 50; Torres—SB 874

### ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 2:47 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Thursday, March 18 or upon call of the President.



# Journal of the Senate

Number 4—Regular Session

Tuesday, March 16, 2021

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## REPORTS OF COMMITTEES

The Committee on Transportation recommends the following pass: SB 1324

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

The Committee on Environment and Natural Resources recommends the following pass: SB 1480; SB 1482

**The bills were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Judiciary recommends the following pass: SB 1346; SB 1802; SB 1972; SB 1974

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

The Committee on Community Affairs recommends the following pass: SB 1606; SB 1624

**The bills were referred to the Committee on Governmental Oversight and Accountability under the original reference.**

The Committee on Community Affairs recommends the following pass: SB 916; SB 1884

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

The Committee on Appropriations recommends the following pass: CS for SB 96; SJR 340

The Committee on Community Affairs recommends the following pass: SB 628; CS for SB 630

The Committee on Judiciary recommends the following pass: CS for SB 400

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

The Committee on Appropriations recommends the following pass: CS for SB 64; SB 146; CS for SB 348

**The bills were placed on the Calendar.**

The Committee on Finance and Tax recommends committee substitutes for the following: SB 258; CS for SB 734

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

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 1058; SB 1086

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Transportation recommends committee substitutes for the following: SB 138; SB 140; SB 684; SB 1500

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.**

The Committee on Community Affairs recommends a committee substitute for the following: SB 266

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

The Committee on Transportation recommends committee substitutes for the following: SB 426; SB 1620

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1208

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 1382; SB 1788

**The bills with committee substitute attached were referred to the Committee on Governmental Oversight and Accountability under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 742

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



The Committee on Appropriations recommends a committee substitute for the following: CS for SB 522

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 334

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 52; CS for SB 272

The Committee on Rules recommends committee substitutes for the following: CS for SB 56; SB 72; CS for SB 80

**The bills with committee substitute attached were placed on the Calendar.**

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 200; SB 1436

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 92

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

## REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the St. Johns River Water Management District	
Appointees: Bournique, Douglas C.	03/01/2024
Bradley, Rob	03/01/2024
Oliver, John Cole, Esquire	03/01/2022
Peterson, J. Christian, Jr.	03/01/2023
Price, Janet	03/01/2022
Governing Board of the South Florida Water Management District	
Appointee: Martinez, Carlos "Charlie" E.	03/01/2024
Governing Board of the Southwest Florida Water Management District	
Appointees: Armstrong, Elijah D., III	03/01/2022
Barnett, Ashley B.	03/01/2023
Mitten, John Richard	03/01/2024
Williamson, Michelle D.	03/01/2024
Governing Board of the Suwannee River Water Management District	
Appointees: Sessions, Larry C.	03/01/2022
Smith, Harry	03/01/2024
Thompson, Larry K.	03/01/2024

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 2-24**—Not used.

**Senate Bills 26-2012**—Previously introduced.

**SR 2014**—Not introduced.

By Senator Berman—

**SR 2016**—A resolution supporting democratic institutions, affirming a commitment to inclusivity, and condemning extremism and violence.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

**Senate Bills 7000-7056**—Previously introduced.

By the Committee on Agriculture—

**SB 7058**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 502.222, F.S., which provides an exemption from public records requirements for a dairy industry business' trade secrets held by the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Appropriations; and Education; and Senators Rodrigues and Baxley—

**CS for CS for SB 52**—A bill to be entitled An act relating to post-secondary education; amending s. 1004.6495, F.S.; revising grant specifications; requiring funds appropriated for the Florida Postsecondary Comprehensive Transition Program to only be used for certain grants as specifically authorized in the General Appropriations Act; removing a cap on grant awards; amending s. 1007.273, F.S.; renaming collegiate high school programs as early college programs; defining the term "early college program"; requiring early college programs to prioritize certain courses; deleting obsolete language; conforming provisions to changes made by the act; authorizing charter schools to execute contracts with certain institutions to establish an early college program; amending s. 1009.25, F.S.; clarifying fee exemptions for the Department of Children and Families; creating s. 1009.30, F.S.; providing legislative findings; establishing the Dual Enrollment Scholarship Program; providing for the administration of the program; providing for the reimbursement of tuition and costs to eligible postsecondary institutions; requiring students participating in dual enrollment programs to meet specified minimum eligibility requirements in order for institutions to receive reimbursements; requiring participating institutions to annually report specified information to the Department of Education by certain dates; providing a reimbursement schedule for tuition and instructional materials costs; requiring the Department of Education to reimburse institutions by specified dates; providing that reimbursement for dual enrollment courses is contingent upon appropriations; providing for the prorating of reimbursements under certain circumstances; requiring the State Board of Education to adopt rules; creating s. 1012.978, F.S.; authorizing state university boards of trustees to implement a bonus scheme for state university system employees based on awards for work performance or employee recruitment and retention; requiring a board of trustees to submit the bonus scheme to the Board of Governors; requiring the Board of Governors to approve such bonus scheme before its implementation; amending ss. 1002.20 and 1003.4282, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; and Community Affairs; and Senator Rodriguez—

**CS for CS for SB 56**—A bill to be entitled An act relating to community association assessment notices; amending s. 718.111, F.S.; requiring condominium associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 718.116, F.S.; revising timeframes for foreclosure judgments; conforming provisions to changes made by the act; amending s. 718.121, F.S.; requiring condominium associations to deliver certain invoices for assessments or statements of account to unit owners in a specified manner; requiring condominium associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting condominium associations from requiring the payment of attorney fees relating to past due assessments without first providing a specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for condominium associations to file liens against condominium units; conforming provisions to changes made by the act; amending s. 719.104, F.S.; requiring cooperative associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 719.108, F.S.; requiring cooperative associations to deliver certain invoices for assessments or statements of account to unit owners in a specified manner; requiring cooperative associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting cooperative associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for cooperative associations to file liens against cooperative parcels; conforming provisions to changes made by the act; amending s. 720.303, F.S.; requiring homeowners' associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to parcel owners; amending s. 720.3085, F.S.; requiring homeowners' associations to deliver certain invoices for assessments or statements of account to parcel owners in a specified manner; requiring homeowners' associations to give notice to parcel owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring parcel owners to affirmatively acknowledge the changes in delivery methods; prohibiting homeowners' associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to parcel owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; providing an effective date.

By the Committee on Rules; and Senators Brandes, Perry, Baxley, and Hutson—

**CS for SB 72**—A bill to be entitled An act relating to civil liability for damages relating to COVID-19; creating s. 768.38, F.S.; providing legislative findings and intent; defining terms; specifying requirements for civil actions based on COVID-19-related claims; requiring the court to make certain determinations in such actions; providing that plaintiffs have the burden of proof in such actions; requiring plaintiffs to commence COVID-19-related claims within specified timeframes; creating s. 768.381, F.S.; defining terms; providing preliminary procedures for civil actions based on COVID-19-related claims; providing the standard of proof required at trial for such claims; providing affirmative defenses; requiring COVID-19-related claims to commence within specified timeframes; providing construction; providing that the act provides the exclusive cause of action for COVID-19-related claims against health care providers; providing applicability; providing severability; providing applicability and for retroactive application; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senators Brodeur, Albritton, and Book—

**CS for CS for SB 80**—A bill to be entitled An act relating to child welfare; creating s. 39.00146, F.S.; defining terms; requiring the case record of every child under the supervision or in the custody of the Department of Children and Families, the department's agents, or providers contracting with the department to include a case record face sheet; specifying information required to be included in the case record face sheet; requiring the department, the department's agents, and providers contracting with the department to update the case record face sheet monthly; providing requirements for the case record face sheet; authorizing the department to develop, or contract with a third party to develop, a case record face sheet; requiring community-based care lead agencies to use such face sheets; requiring the department to adopt rules; amending s. 39.401, F.S.; requiring the department to determine out-of-home placement based on priority of placements and other factors; amending s. 39.402, F.S.; requiring the department to make reasonable efforts to place a child in out-of-home care based on priority of placements; providing exceptions and other criteria; creating s. 39.4021, F.S.; providing legislative findings; establishing certain placement priorities for out-of-home placements; requiring the department or lead agency to place sibling groups together when possible if in the best interest of each child after considering specified factors; providing an exception; providing construction; creating s. 39.4022, F.S.; providing legislative intent; defining terms; requiring that multidisciplinary teams be established for certain purposes; providing goals for such teams; providing for membership of multidisciplinary team staffings; authorizing the department or lead agency to invite other participants to attend a team staffing under certain circumstances; providing requirements for multidisciplinary team staffings; requiring that team staffings be held when specified decisions regarding a child must be made; providing applicability; requiring team staffing participants to gather and consider data and information on the child before formulating a decision; providing for the use of an evidence-based assessment instrument or tool; requiring multidisciplinary teams to conduct supplemental assessments for certain children; requiring team participants to gather certain information related to the child for such supplemental assessments; requiring that a unanimous consensus decision reached by the team becomes the official position and that specified parties are bound by such consensus decision; providing procedures for when the team does not reach a consensus decision; requiring that the department determine a suitable placement if the team cannot come to a consensus decision; requiring the formation of a team within specified timeframes; requiring the facilitator to file a report with the court within a specified timeframe if the team does not reach a consensus decision; providing requirements for the report; authorizing specified parties to discuss confidential information during a team staffing in the presence of participating individuals; providing that information collected by any agency or entity that participates in a staffing which is confidential and exempt upon collection remains confidential and exempt when discussed in staffings; requiring individuals who participate in a staffing to maintain the confidentiality of all information shared; providing construction; requiring the department to adopt rules; creating s. 39.4023, F.S.; providing legislative findings and intent; defining terms; providing for the creation of transition plans for specified changes in placement; providing conditions under which a child may be removed from a caregiver's home; requiring community-based care lead agencies to provide services to prevent a change in placement; requiring the department and a community-based care lead agency to convene a multidisciplinary team staffing to develop a transition plan under certain circumstances; requiring the department or community-based care lead agency to provide written notice of a planned placement change; providing requirements for the notice; providing applicability; requiring additional considerations for placement changes for infants and young children; providing findings; requiring the department or community-based care lead agency to create and implement individualized transition plans; specifying factors that must be considered when selecting a new school for a child; requiring children who enter out-of-home care or undergo changes in placement to remain with familiar child care providers or early education programs, if possible; providing requirements for transition plans for transitions between K-12 schools; requiring the department, in collaboration with the Quality Parenting Initiative, to develop a form for a specified purpose; specifying requirements for the form; requiring the department and community-based care lead agencies to document multidisciplinary team staffings and placement transition decisions in the Florida Safe

Families Network and include such information in the social study report for judicial review; providing an exemption; requiring the department to adopt rules; creating s. 39.4024, F.S.; providing legislative findings; defining terms; requiring the department or lead agency to make reasonable efforts to place siblings in the same foster, kinship, adoptive, or guardianship home when certain conditions are met; requiring the department or lead agency and multidisciplinary team to take certain actions when siblings are not placed together; specifying that the department and court are not required to make a placement or change in placement to develop certain sibling relationships; requiring the department or the lead agency to convene a multidisciplinary team staffing to determine and assess sibling relationships when a child is removed from a home; providing for the placement of sibling groups in certain circumstances; specifying factors for the multidisciplinary team to consider when determining placement or change of placement for children in sibling groups who do not have an existing relationship with siblings; requiring that a child's transition to a new home be carried out gradually when it is determined that the child would benefit from being placed with siblings; requiring the department, in collaboration with the Quality Parenting Initiative, to develop standard protocols for the department and lead agency for use in making specified decisions about child placement; providing considerations for maintaining contact between siblings when separated; providing duties for caregivers; authorizing the court to limit and restrict communication and visitation upon a finding of clear and convincing evidence that such communication or visitation is harmful to the child; requiring the department and community-based care lead agencies to periodically reassess certain sibling placements in certain instances; requiring the department to provide certain services to prevent disruption in a placement when a child does not adjust to such placement; requiring that a multidisciplinary team staffing is convened when one child does not adjust to placement as a sibling group under certain conditions; requiring the team to review such placement and choose a plan least detrimental to each child; requiring that a multidisciplinary team be convened in certain circumstances where the department or child subsequently identifies a sibling; requiring the department to provide children with specified information relating to their siblings; requiring the department to make reasonable efforts to ascertain such information if it is not known; providing that a child has a right to continued communication with a sibling under certain circumstances; requiring the department and lead agencies to document in writing decisions to separate siblings in case files and the Florida Safe Families Network; specifying requirements for such documentation; providing an exemption; requiring the department to adopt rules; amending s. 39.522, F.S.; deleting and relocating criteria for the court to consider when determining whether a legal change of custody is in the best interest of the child; conforming a provision to changes made by the act; defining the term "change in physical custody"; providing a rebuttable presumption that the best interest of a child is to remain in a current placement; providing applicability for such presumption; establishing the manner in which to rebut the presumption; requiring the department or lead agency to notify certain caregivers within a specified timeframe of the intent to change the physical custody of a child; requiring that a multidisciplinary team staffing be held within a specified timeframe before the intended date for the child's change in physical custody; requiring that the department's official position be provided to the parties under certain circumstances; requiring the caregiver to provide written notice of objection to such change in physical custody within a specified timeframe; requiring the court to conduct an initial case status hearing within a specified timeframe upon receiving specified written notice from a caregiver; providing procedures for when a caregiver objects to the child's change in physical custody; requiring the court to conduct an initial case status hearing; requiring the court to conduct an evidentiary hearing; requiring the department or lead agency to implement an appropriate transition plan if the court orders a change in physical custody of the child; amending s. 39.523, F.S.; requiring the department or lead agency to coordinate a multidisciplinary team staffing for specified purposes; requiring, rather than authorizing, the department to create rules; amending s. 39.806, F.S.; conforming a cross-reference; providing an effective date.

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By the Committee on Transportation; and Senators Brandes and Rodriguez—

**CS for SB 138**—A bill to be entitled An act relating to electric vehicles; amending s. 316.003, F.S.; revising definitions; authorizing the

Department of Transportation to adopt rules; amending s. 334.046, F.S.; revising the principles relating to mobility which the department's goals are required to address; creating s. 339.0802, F.S.; requiring that certain funds be used for specified purposes relating to the Electric Vehicle Infrastructure Grant Program, beginning in a specified year; providing for future expiration; creating s. 339.286, F.S.; requiring the department to establish the Electric Vehicle Infrastructure Grant Program; providing the purpose of the program; providing for the distribution of grants to certain entities to install electric vehicle charging infrastructure; providing grant requirements; providing requirements for equipment installed using grant funds; requiring the department to develop and publish criteria for the prioritization of grant applications and to maintain a prioritized list of approved applications; requiring the department to continually review emerging research, policies, and standards; requiring the department to publish certain information; authorizing the department to develop a model plan for specified entities; requiring the department to adopt rules; amending s. 339.287, F.S.; requiring the department to coordinate, develop, and recommend a supplemental master plan to address innovations in electric vehicle charging station infrastructure and the development of high-powered charging infrastructure for electric aircraft; requiring the department to submit the plan to the Governor and the Legislature by a specified date; conforming provisions to changes made by the act; requiring the department to file a second status report with the Governor and the Legislature by a specified date; amending s. 366.94, F.S.; prohibiting certain rules adopted by the Department of Agriculture and Consumer Services from requiring specific methods of sale for electric vehicle charging equipment used and services provided in this state; providing effective dates.

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By the Committee on Transportation; and Senator Brandes—

**CS for SB 140**—A bill to be entitled An act relating to fees; amending s. 320.08001, F.S.; creating additional fees for electric vehicles; creating a license tax and an additional fee for plug-in hybrid electric vehicles; authorizing persons and entities to biennially renew vehicle registrations for electric vehicles and plug-in hybrid electric vehicles; providing for the distribution of proceeds from the additional fees; providing that certain vehicles are exempt from specified fees; providing for the future expiration and reversion of specified statutory text; providing a contingent effective date.

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

**CS for SB 258**—A bill to be entitled An act relating to an internship tax credit program; amending s. 220.02, F.S.; specifying the order in which the Florida Internship Tax Credit Program corporate income tax credit created by this act is applied; amending s. 220.13, F.S.; requiring certain claimed tax credit amounts to be added to a taxpayer's adjusted federal income; creating s. 220.198, F.S.; providing a short title; defining terms; providing a corporate income tax credit for qualified businesses employing student interns if certain criteria are met; specifying the amount of the credit a qualified business may claim per student intern; specifying a limit on the credit claimed per taxable year; authorizing the Department of Revenue to adopt certain rules; authorizing a qualified business to carry forward unused credit for a certain time; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing effective dates.

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By the Committee on Community Affairs; and Senators Perry and Baxley—

**CS for SB 266**—A bill to be entitled An act relating to home-based businesses; creating s. 559.955, F.S.; providing legislative findings and intent; specifying conditions under which a business is considered a home-based business; providing requirements for home-based businesses; authorizing a home-based business to operate in a residential zone under certain circumstances; specifying that home-based businesses are subject to certain business taxes; prohibiting a local government from taking certain actions relating to home-based businesses; providing construction; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Baxley—

**CS for CS for SB 272**—A bill to be entitled An act relating to the Rare Disease Advisory Council; creating s. 381.99, F.S.; creating the advisory council adjunct to the Department of Health; specifying the purpose of the advisory council; providing for staff and administrative support; defining the term “rare disease”; specifying application of state law governing the establishment of advisory councils; prescribing the composition of the advisory council; providing for initial appointments to the advisory council by a specified date; providing organizational and other meeting requirements for the advisory council; prescribing duties and responsibilities of the advisory council; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Gruters, Hutson, Perry, and Harrell—

**CS for SB 334**—A bill to be entitled An act relating to regulation of smoking in public places; revising the title of part II of ch. 386, F.S.; amending s. 386.201, F.S.; revising a short title; amending s. 386.209, F.S.; authorizing counties and municipalities to further restrict smoking, except for smoking cigars or pipe tobacco, within the boundaries of public beaches and public parks under certain circumstances; creating s. 386.2095, F.S.; prohibiting smoking within the boundaries of a state park; providing an exception; amending ss. 381.84 and 386.211, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senator Boyd—

**CS for SB 426**—A bill to be entitled An act relating to state preemption of seaport regulations; creating s. 311.25, F.S.; prohibiting a local ballot initiative or referendum from restricting maritime commerce in the seaports of this state; providing that certain local initiatives or referendums relating to such restrictions are prohibited and void; prohibiting certain municipalities and municipal special districts from adopting specified restrictions or regulations on maritime commerce in the seaports of this state with respect to any federally authorized passenger cruise vessel; providing that certain local actions relating to such restrictions or regulations are prohibited and void; providing a directive to the Division of Law Revision; providing an effective date.

By the Committees on Appropriations; and Regulated Industries; and Senator Diaz—

**CS for CS for SB 522**—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit taxes for certain transactions; reordering and amending s. 509.013, F.S.; defining the terms “advertising platform” and “merchant business tax receipt”; amending s. 509.032, F.S.; conforming a cross-reference; revising an exemption to the prohibition against certain local regulation of vacation rentals; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring licenses issued by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to be displayed conspicuously to the public inside the licensed establishment; requiring the operator of certain vacation rentals to also display its vacation rental license number and applicable merchant business tax receipt or tax account numbers; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and verify such information; requiring the division to maintain certain information in a readily accessible electronic format; requiring advertising platforms to quarterly provide the division with certain information regarding vacation rentals in this state listed on the platforms; requiring advertising platforms to remove an advertisement or listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and

desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; requiring advertising platforms to adopt an antidiscrimination policy and to inform their users of the policy’s provisions; amending s. 775.21, F.S.; revising the definition of the term “temporary residence”; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references to changes made by the act; providing applicability; authorizing the department to adopt emergency rules; providing requirements and an expiration for such rules; providing for the expiration of such rulemaking authority; providing appropriations; providing effective dates.

By the Committee on Transportation; and Senator Brandes—

**CS for SB 684**—A bill to be entitled An act relating to the Department of Transportation; requiring the department to allow persons to purchase certain commuter passes for their motor vehicles; requiring that funds collected from the sale of the commuter passes be deposited in specified trust funds and used for the operation and maintenance of the Pinellas Bayway System; requiring the department or the Florida Turnpike Enterprise, as appropriate, to index annual commuter pass costs to certain inflation indicators; providing an effective date.

By the Committees on Finance and Tax; and Commerce and Tourism; and Senator Gruters—

**CS for CS for SB 734**—A bill to be entitled An act relating to tax exemptions; amending s. 201.25, F.S.; exempting federal loans related to a state of emergency from the excise tax imposed on documents; providing exemptions from the sales and use tax for specified disaster preparedness supplies during a specified timeframe; providing applicability for certain exemptions; defining the term “impact-resistant”; requiring purchasers of certain items to furnish a specified affidavit and information to the selling dealer; providing a criminal penalty for furnishing a false affidavit with certain intent; specifying locations where the exemptions do not apply; authorizing the Department of Revenue to adopt emergency rules; providing effective dates.

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

**CS for SB 742**—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; redefining the term “covered policy” under the Florida Hurricane Catastrophe Fund in relation to certain collateral protection insurance policies; amending s. 624.423, F.S.; specifying when service of process is valid and binding upon insurers; creating s. 624.46227, F.S.; authorizing any association, trust, or pool created for the purpose of forming or managing a risk management mechanism or providing self-insurance for a public entity to establish a quorum and conduct public business through communication media technology; amending s. 626.7351, F.S.; revising a qualification for licensure as a customer representative; amending s. 626.856, F.S.; revising the definition of the term “company employee adjuster”; amending s. 626.9202, F.S.; revising the definition of the term “loss run statement”; specifying the entities that must receive requests for loss run statements; specifying that insurers must provide loss run statements under certain circumstances; revising the required claims history in loss run statements; providing applicability; limiting loss run statement requests with respect to group health insurance policies to group policyholders; amending s. 627.062, F.S.; revising the factors for determining whether an insurance rate filing is excessive, inadequate, or unfairly discriminatory; amending s. 627.0629, F.S.; authorizing, rather than requiring, rate filings for certain residential property insurance to include certain rate factors; authorizing insurers to file certain insurance rating plans based on certain windstorm mitigation construction standards; authorizing insurers to require policyholders to provide evidence of compliance with mitigation standards under certain conditions; amending s. 627.072, F.S.; providing a ratemaking factor for workers’ compensation and employer’s liability insurance; amending s. 627.351, F.S.; revising conditions for determining the ineligibility of condominiums for wind-only coverage; amending s. 627.421, F.S.; authorizing insurers to electronically transmit policy documents and claims documents under certain circumstances; amending s. 627.444, F.S.; revising the definition of the term “loss run statement”; specifying the entities that must receive requests for loss run statements; specifying that insurers must provide loss run statements under certain circumstances;

revising the required claims history in loss run statements; providing applicability; limiting loss run statement requests with respect to group health insurance policies to group policyholders; repealing s. 627.6647, F.S., relating to the release of information required for bid to group health insurance policyholders; amending s. 627.7011, F.S.; revising conditions for inclusion of costs for law and ordinance coverage in loss adjustments under certain homeowners' policies; amending s. 627.715, F.S.; providing an exemption from a diligent effort requirement for agents exporting contracts or endorsements providing flood coverage; amending s. 627.7152, F.S.; revising the definition of the term "assignment agreement"; specifying the addresses to which a notice of intent must be served; amending s. 627.7276, F.S.; revising notice requirements for motor vehicle policies that do not provide coverage for bodily injury and property damage liability; amending ss. 634.171, 634.317, and 634.419, F.S.; authorizing licensed personal lines or general lines agents to solicit, negotiate, advertise, or sell motor vehicle service agreements, home warranty contracts, and service warranties, respectively, without a sales representative license; reenacting s. 627.7153(1) and (2)(d), F.S., relating to policies restricting assignment of post-loss benefits under a property insurance policy, to incorporate the amendment made by the act to s. 627.7152, F.S., in references thereto; providing effective dates.

By the Committee on Environment and Natural Resources; and Senator Burgess—

**CS for SB 1058**—A bill to be entitled An act relating to sanitary sewer lateral inspection programs; amending ss. 125.569 and 166.0481, F.S.; defining the term "continuous monolithic pipe system"; authorizing counties and municipalities, respectively, to access sanitary sewer laterals within their jurisdiction for specified purposes; requiring counties and municipalities to notify private property owners within a specified timeframe if the county or municipality intends to access the owner's sanitary sewer lateral; providing that counties and municipalities that establish programs are legally and financially responsible for all work done; requiring counties and municipalities that establish programs to consider economical methods for the counties and municipalities, rather than the property owners, to complete such work; authorizing a program established by a county or a municipality to evaluate and rehabilitate sanitary sewer laterals on residential and commercial properties to use state or local funds allocated for environmental preservation or the protection of water quality; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Hutson—

**CS for SB 1086**—A bill to be entitled An act relating to operation and safety of motor vehicles and vessels; amending ss. 316.1932 and 316.1939, F.S.; revising conditions under which a person's driving privilege is suspended and under which the person commits a misdemeanor relating to tests for alcohol, chemical substances, or controlled substances; specifying such misdemeanor as a misdemeanor of the first degree; amending s. 327.02, F.S.; defining the term "human-powered vessel"; revising the definition of the term "navigation rules"; amending s. 327.04, F.S.; providing additional rulemaking authority to the Fish and Wildlife Conservation Commission; creating s. 327.462, F.S.; defining terms; authorizing heads of certain entities to establish temporary protection zones in certain water bodies for certain purposes; providing protection zone requirements; requiring reports of establishment of such protection zones to the commission and to the appropriate United States Coast Guard Sector Command; providing report requirements; providing applicability; providing penalties; amending ss. 327.352 and 327.359, F.S.; revising conditions under which a person commits a misdemeanor the first degree for refusing to submit to certain tests; creating s. 327.371, F.S.; providing circumstances under which a person may operate a human-powered vessel within the boundaries of the marked channel of the Florida Intracoastal Waterway; providing a penalty; amending s. 327.391, F.S.; conforming cross-references; amending s. 327.395, F.S.; removing authority of the commission to appoint certain entities to administer a boating safety education course or temporary certificate examination and issue certain credentials; exempting certain persons from the requirement to possess certain documents aboard a vessel; amending s. 327.4107, F.S.; revising the conditions under which officers may determine a vessel is at risk of

becoming derelict; authorizing certain officers to provide notice that a vessel is at risk of becoming derelict via body camera recordings; authorizing the commission or certain officers to relocate at-risk vessels to a certain distance from mangroves or vegetation; providing that the commission or officers are not liable for damages to such vessels; providing an exception; authorizing the commission to establish a derelict vessel prevention program consisting of certain components; authorizing the commission to adopt rules; providing that such program is subject to appropriation by the Legislature; providing for funding; amending s. 327.4108, F.S.; designating Monroe County as an anchoring limitation area subject to certain requirements; requiring the commission to adopt rules; providing applicability; deleting obsolete language; amending s. 327.4109, F.S.; prohibiting the anchoring or mooring of a vessel or floating structure within a certain distance of certain facilities; providing exceptions; amending s. 327.45, F.S.; authorizing the commission to establish protection zones where certain activities are prohibited in or near springs; amending s. 327.46, F.S.; authorizing a county or municipality to establish a boating-restricted area within and around a public mooring field and within certain portions of the Florida Intracoastal Waterway; providing an exception with respect to a certain vessel-exclusion zone; creating s. 327.463, F.S.; specifying conditions under which a vessel is and is not operating at slow speed, minimum wake; prohibiting a person from operating a vessel faster than slow speed, minimum wake within a certain distance from other specified vessels; exempting a person from being cited for a violation under certain circumstances; providing penalties; providing applicability; amending s. 327.50, F.S.; authorizing the commission to exempt vessel owners and operators from certain safety equipment requirements; amending s. 327.53, F.S.; requiring the owner or operator of a live-aboard vessel or houseboat equipped with a marine sanitation device to maintain a record of the date and location of each pumpout of the device for a certain period; conforming a cross-reference; making technical changes; amending s. 327.54, F.S.; prohibiting a livery from leasing, hiring, or renting a vessel to a person required to complete a commission-approved boating safety education course unless such person presents certain documentation indicating compliance; amending s. 327.60, F.S.; authorizing a local government to enact and enforce regulations allowing the local law enforcement agency to remove an abandoned or lost vessel affixed to a public mooring; amending s. 327.73, F.S.; providing additional violations that qualify as noncriminal infractions; providing civil penalties; prohibiting conviction of a person cited for a violation relating to possessing proof of boating safety education under certain circumstances; increasing certain civil penalties; providing that certain vessels shall be declared a public nuisance subject to certain statutory provisions; authorizing the commission or certain officers to relocate or remove public nuisance vessels from the waters of this state; providing that the commission or officers are not liable for damages to such vessels; providing an exception; amending s. 328.09, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a certificate of title to an applicant for a vessel that has been deemed derelict pursuant to certain provisions; authorizing the department, at a later date, to reject an application for a certificate of title for such a vessel; amending s. 376.15, F.S.; revising unlawful acts relating to derelict vessels; defining the term "leave"; prohibiting an owner or operator whose vessel becomes derelict due to specified accidents or events from being charged with a violation under certain circumstances; providing applicability; conforming provisions to changes made by the act; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel storage, destruction, and disposal activities; authorizing the commission to provide local government grants for the storage, destruction, and disposal of derelict vessels; providing for funding; amending s. 705.103, F.S.; providing notice procedures for when a law enforcement officer ascertains that a derelict or public nuisance vessel is present on the waters of this state; requiring a mailed notice to the owner or party responsible for the vessel to inform him or her of the right to a hearing; providing hearing requirements; authorizing a law enforcement agency to take certain actions if a hearing is not requested or a vessel is determined to be derelict or otherwise in violation of law; revising provisions relating to liability for vessel removal costs and notification of the amount owed; providing penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; requiring persons whose vessel registration and motor vehicle privileges have been revoked for failure to pay certain costs to be reported to the department; prohibiting issuance of a certificate of registration to such persons until such costs are paid; amending s. 823.11, F.S.; revising application of definitions; revising

the definition of the term “derelict vessel”; specifying requirements for a vessel to be considered wrecked, junked, or substantially dismantled; providing construction; revising unlawful acts relating to derelict vessels; defining the term “leave”; prohibiting an owner or operator whose vessel becomes derelict due to specified accidents or events from being charged with a violation under certain circumstances; providing applicability; providing that relocation or removal costs incurred by a governmental subdivision are recoverable against the vessel owner or the party determined to be legally responsible for the vessel being derelict; providing penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel relocation or removal activities; providing effective dates.

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By the Committee on Community Affairs; and Senators Rodriguez, Burgess, Gruters, and Polsky—

**CS for SB 1208**—A bill to be entitled An act relating to the property assessed clean energy program; amending s. 163.08, F.S.; revising legislative findings regarding the types of improvements that qualify for specified financing under this act; defining and redefining terms; specifying that a property owner may apply to a PACE program for certain purposes; providing that costs incurred by the PACE program may be collected as a non-ad valorem assessment; authorizing a local government to enter into agreements with PACE administrators and to incur debt; authorizing a local government to enter into a PACE assessment contract only with the record owner of the affected property; revising the items a local government or a PACE administrator must reasonably determine before entering into a PACE contract; requiring a qualifying improvement to be affixed or plan to be affixed to specified properties before final funding; authorizing a PACE assessment contract to cover qualifying improvements on real properties under new construction; revising the written disclosure statement required to be given by sellers to prospective purchaser when executing a contract for the sale and purchase of certain properties; requiring a PACE administrator to make specified determinations about a property owner’s ability to pay the annual PACE assessment; specifying information a PACE administrator must provide to the residential real property owner or an authorized representative before entering into a PACE assessment contract; specifying a timeframe within which a residential real property owner may cancel a PACE assessment contract; prohibiting the term of a PACE assessment contract from exceeding specified timeframes; prohibiting a PACE administrator from offering specified types of financing for residential real properties; prohibiting a PACE administrator from enrolling certain PACE contractors unless certain conditions are met; providing requirements that must be met before a PACE administrator may disburse funds; specifying marketing and communications guidelines that PACE administrators and PACE contractors must comply with when communicating with residential real property owners; prohibiting a PACE contractor from engaging in certain practices regarding pricing of qualifying improvement on residential real properties; providing an effective date.

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By the Committee on Community Affairs; and Senator Perry—

**CS for SB 1382**—A bill to be entitled An act relating to building inspections; amending s. 125.56, F.S.; requiring that certain counties allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; amending s. 553.79, F.S.; requiring that local enforcement agencies allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; authorizing enforcement agencies to perform virtual inspections; providing an exception; providing a definition; requiring a refund of certain fees in certain circumstances; requiring that certain surcharges be recalculated under certain conditions; amending ss. 440.103 and 553.80, F.S.; conforming cross-references; providing an effective date.

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By the Committee on Transportation; and Senator Harrell—

**CS for SB 1500**—A bill to be entitled An act relating to transportation; amending s. 316.126, F.S.; requiring drivers to change lanes when approaching a road and bridge maintenance or construction vehicle displaying warning lights on the roadside; amending s. 316.3045, F.S.;

revising provisions relating to the operation of radios or other sound-making devices in vehicles; deleting a standard for determining prohibited sound levels; deleting an exception for vehicles operated for business or political purposes; authorizing local authorities to regulate the place where such soundmaking devices may be operated; amending s. 316.305, F.S.; deleting obsolete language; amending s. 316.70, F.S.; providing that owners and drivers of nonpublic sector buses operated on public highways of this state are subject to specified provisions of law; authorizing the Department of Highway Safety and Motor Vehicles to conduct compliance reviews for a specified purpose; revising civil penalties; authorizing certain law enforcement officers and appointed agents to require drivers of commercial vehicles to submit to an inspection of the vehicle and the driver’s records; authorizing such officers and agents to require the vehicle and driver to be removed from service under specified conditions; authorizing such officers and agents to give written notice; creating s. 319.1414, F.S.; authorizing the department to conduct investigations and examinations of department-authorized private rebuilt inspection providers; authorizing the department to exercise certain powers when conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court’s order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; amending s. 319.25, F.S.; authorizing the department to conduct investigations and examinations relating to violations of provisions relating to title certificates; authorizing the department to exercise certain powers when conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court’s order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; amending s. 319.30, F.S.; revising conditions under which insurance companies are authorized to receive salvage certificates of title or certificates of destruction for motor vehicles and mobile homes from the department; amending s. 320.27, F.S.; requiring motor vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 320.77, F.S.; requiring mobile home dealer licensees to deliver copies of renewed, continued, changed, or new surety bonds, cash bonds, or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 320.771, F.S.; revising requirements for applications for licenses required of recreational vehicle dealers; requiring recreational vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds to the department within specified timeframes under certain conditions; amending s. 320.8225, F.S.; requiring mobile home and recreational vehicle manufacturer, distributor, and importer licensees to deliver copies of renewed, continued, changed, or new surety bonds, cash bonds, or letters of credit to the department within specified timeframes under certain conditions; amending s. 320.861, F.S.; authorizing the department to conduct investigations and examinations relating to violations of certain laws, rules, or orders relating to motor vehicle licenses; revising the powers of the department relating to conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court’s order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; creating s. 322.71, F.S.; authorizing the department to conduct investigations and examinations relating to violations of certain laws, rules, or orders re-

lating to driver licenses; authorizing the department to exercise certain powers when conducting such investigations and examinations; authorizing the department to petition a court if a person refuses to testify, produce materials, or obey a subpoena or subpoena duces tecum; requiring the court to issue an order; requiring such person to obey the subpoena or show cause for failing to obey the subpoena; providing a penalty for a person who fails to comply with the court's order; authorizing the department to designate agents for specified purposes; providing that subpoenaed witnesses are entitled to witness fees; providing exceptions; authorizing the department to adopt rules; amending s. 337.14, F.S.; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 338.221, F.S.; revising the definition of the term "economically feasible"; amending s. 339.0809, F.S.; requiring that funds in the State Transportation Trust Fund be first available for appropriation for payments under a service contract before any other purpose; providing exceptions; prohibiting annual debt service on the Florida Department of Transportation Financing Corporation's bonds payable from moneys appropriated from service contract payments from exceeding \$100 million; repealing part III of ch. 343, F.S., relating to the creation and operation of the Northwest Florida Transportation Corridor Authority; amending s. 348.754, F.S.; prohibiting the Central Florida Expressway Authority from constructing any extensions, additions, or improvements to the Central Florida Expressway System in Lake County without prior consultation with, rather than consent of, the Secretary of Transportation; reenacting s. 318.18(2)(d), F.S., relating to the amount of penalties, to incorporate the amendment made to s. 316.126, F.S., in a reference thereto; reenacting s. 316.3026(1), F.S., relating to unlawful operation of motor carriers, to incorporate the amendment made to s. 316.70, F.S., in a reference thereto; reenacting s. 338.2276, F.S., relating to the Western Beltway turnpike project, to incorporate the amendment made to s. 338.221, F.S., in a reference thereto; dissolving the Northwest Florida Transportation Corridor Authority and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority's assets; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

**CS for SB 1620**—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; defining the term "low-speed autonomous delivery vehicle"; amending s. 316.2122, F.S.; authorizing the operation of a low-speed autonomous delivery vehicle on certain streets and roads; providing construction; authorizing the operation of a low-speed autonomous delivery vehicle on streets or roads with a posted speed limit of up to 45 miles per hour under specified conditions; providing requirements for low-speed autonomous delivery vehicles; amending s. 316.215, F.S.; providing that certain fully autonomous vehicles are not subject to certain provisions of law or regulations; amending ss. 316.306 and 655.960, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Boyd—

**CS for SB 1788**—A bill to be entitled An act relating to construction permits; amending s. 125.022, F.S.; revising the requirements for when a county may request certain information; amending s. 125.56, F.S.; requiring a county that issues building permits to post certain building permit information on its website; authorizing all components of a completed application to be submitted electronically or in person; amending s. 166.033, F.S.; revising the requirements for when a municipality may request certain information; amending s. 553.79, F.S.; requiring a local enforcement agency to post certain building permit information on its website; authorizing all components of a completed application to be submitted electronically or in person; requiring a local enforcement agency to reduce a building permit fee by a specified percentage for failing to meet certain deadlines; providing an exception; requiring the reduction of a building permit fee to be based on the original amount of such fee; requiring certain surcharges to be recalculated under certain conditions; amending ss. 553.792 and 553.794, F.S.; requiring a local government or a local building department, respectively, to reduce a building permit fee or master building permit fee, as applicable, by a specified percentage for failing to meet certain deadlines; providing exceptions; requiring certain surcharges to be recalculated under certain conditions; making technical changes;

amending s. 713.135, F.S.; prohibiting authorities from requiring applicants to provide certain contracts as a condition of receiving a building permit; providing applicability; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Governmental Oversight and Accountability; and Senator Brodeur—

**CS for SB 1040**—A bill to be entitled An act relating to duties of the Attorney General; repealing s. 16.10, F.S., relating to the receipt of Supreme Court decisions by the Attorney General; repealing s. 16.101, F.S., relating to the Supreme Court reporter; amending s. 163.503, F.S.; revising the definition of "department" to conform to changes made by the act; amending s. 163.504, F.S.; deleting provisions relating to the Safe Neighborhoods Program; amending ss. 163.5055, 163.506, 163.508, and 163.511, F.S.; relieving the Department of Legal Affairs from certain duties associated with specified neighborhood improvement districts; repealing s. 163.517, F.S., relating to the Safe Neighborhoods Program; repealing s. 163.519, F.S., relating to the duties of the Department of Legal Affairs; repealing s. 163.521, F.S., relating to funding of neighborhood improvement districts inside enterprise zones; repealing s. 163.5215, F.S., relating to the construction of the Safe Neighborhoods Act; repealing s. 163.522, F.S., relating to state redevelopment programs; repealing s. 163.523, F.S., relating to the cooperation and involvement of community organizations to create safe neighborhood districts; amending s. 163.524, F.S.; conforming a provision to changes made by the act; amending s. 215.22, F.S.; specifying that the Crimes Compensation Trust Fund is exempt from the service charge into the General Revenue Fund; amending s. 376.84, F.S.; conforming a cross-reference; amending s. 402.181, F.S.; requiring certain claims for restitution to be filed with specified entities; removing the Department of Legal Affairs as an entity for such filings; authorizing the Department of Children and Families, the Department of Health, the Department of Juvenile Justice, the Department of Corrections, and the Agency for Persons with Disabilities to adopt rules to process specified claims; amending s. 501.160, F.S.; authorizing certain declarations during a state of emergency to be extended for specified days by executive order; amending ss. 775.083 and 812.173, F.S.; conforming a provision to changes made by the act; amending ss. 812.174, 812.175, and 812.176, F.S.; revising provisions to require that the Department of Business and Professional Regulation, instead of the Attorney General, regulate convenience businesses; amending chapter 2019-127, Laws of Florida; extending the timeframe for the Attorney General to have access to records from the prescription drug monitoring program when ordered by a court under specified provisions; delaying the scheduled repeal of amendments until a specified date unless reviewed and saved from repeal through reenactment by the Legislature; amending s. 960.21, F.S.; deleting a reference to the service charge provided for in ch. 215, F.S., to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Health Policy; and Senators Pizzo and Book—

**CS for SB 1084**—A bill to be entitled An act relating to volunteer ambulance services; amending s. 316.003, F.S.; revising the definition of the term "authorized emergency vehicles" and defining the term "volunteer ambulance service"; amending s. 316.072, F.S.; authorizing certain medical staff of a volunteer ambulance service to use red lights on a privately owned vehicle under certain circumstances; amending s. 316.2397, F.S.; authorizing vehicles of volunteer ambulance services to show or display red lights and operate emergency lights and sirens under certain circumstances; amending s. 316.2398, F.S.; authorizing privately owned vehicles belonging to certain medical staff of a volunteer ambulance service to display or use red warning signals under certain circumstances; conforming a provision to changes made by the act; prohibiting certain medical staff of volunteer ambulance services from operating red warning signals when not responding to an emergency in the line of duty; amending s. 401.211, F.S.; revising legislative intent; amending s. 401.23, F.S.; defining the term "volunteer ambulance service"; amending s. 401.25, F.S.; exempting certain first responder agencies from certificate of public convenience and necessity requirements; providing that county and municipal governments may not limit, prohibit, or prevent volunteer ambulance services from responding to emergencies or providing emergency medical services or transport within their respective jurisdictions; prohibiting county and municipal governments from requiring volunteer ambulance services to



obtain a license or certificate or pay a fee to provide ambulance or air ambulance services within their respective jurisdictions, with an exception; amending s. 316.306, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Transportation; and Senator Harrell—

**CS for SB 1326**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing exemptions from public records requirements for secure login credentials, Internet protocol addresses, and geolocation data held by the Department of Highway Safety and Motor Vehicles; providing retroactive application; defining the terms “secure login credentials” and “public-facing portal”; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Appropriations; and Rules.

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

**CS for SB 1408**—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; specifying powers and duties of the Division of Public Assistance Fraud; amending s. 284.30, F.S.; requiring the State Risk Management Trust Fund to provide insurance for certain firefighter cancer-related benefits; making technical changes; amending s. 284.31, F.S.; requiring the Insurance Risk Management Trust Fund to provide a separate account for certain firefighter cancer-related benefits; making technical changes; amending s. 284.385, F.S.; specifying a condition that must be met before certain firefighter cancer-related benefits may be paid from the State Risk Management Trust Fund; making technical changes; creating s. 284.45, F.S.; prohibiting individuals working for entities covered by the State Risk Management Trust Fund from engaging in retaliatory conduct against sexual harassment victims; defining the term “sexual harassment victim”; specifying a criminal penalty for the willful and knowing dissemination of a sexual harassment victim’s personal identifying information, except under certain circumstances; amending s. 497.101, F.S.; revising provisions relating to membership of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services; authorizing use of communications media technology for board member participation and determination of a quorum of the board; defining the term “communications media technology”; deleting a requirement for the department to adopt certain rules; making technical changes; creating s. 497.1411, F.S.; defining terms; providing for permanent disqualification of applicants for licensure under ch. 497, F.S., for certain offenses; providing for disqualifying periods for applicants for certain offenses; requiring the board to adopt rules; providing for calculation of disqualifying periods; providing conditions for licensure after completion of a disqualifying period; specifying the effect of a pardon or restoration of civil rights; providing for exemptions from disqualification if certain conditions are met; requiring an applicant for an exemption to provide certain evidence that he or she will not present a danger if licensed; granting the board the discretion to approve or deny an exemption; providing applicability; providing construction; amending s. 497.142, F.S.; revising criminal history disclosure requirements for applicants seeking licensure under ch. 497, F.S.; amending s. 497.157, F.S.; prohibiting persons from acting as or advertising themselves as being funeral directors, embalmers, direct disposers, or preneed sales agents unless they are so licensed; prohibiting persons from engaging in certain activities requiring licensure without holding required licenses; revising the criminal penalty for unlicensed activity; making technical changes; amending s. 497.159, F.S.; conforming a provision to changes made by the act; amending s. 552.081, F.S.; revising the definition of the term “two-component explosives” for the purpose of regulation by the Division of State Fire Marshal; amending s. 553.7921, F.S.; authorizing a contractor repairing certain existing fire alarm systems to begin work after filing an application for a required permit but before receiving the permit; providing construction; amending s. 626.2815, F.S.; revising continuing education requirements for certain persons licensed to solicit, sell, or adjust insurance; amending s. 626.371, F.S.; requiring submission of renewal appointments of certain insurance representatives within a certain

timeframe; requiring the department to notify certain insurers or employers regarding inadvertent failures to appoint; requiring insurers and employers to pay certain fees and taxes within a certain timeframe; authorizing the department to issue appointments under certain circumstances; prohibiting the department from considering inadvertent failures to appoint to be violations under certain circumstances; requiring the department to suspend an insurer’s or employer’s authority to appoint licensees under certain circumstances; amending s. 626.8443, F.S.; increasing the maximum period of suspension of a title insurance agent’s or agency’s license; making technical changes; amending s. 626.916, F.S.; deleting a requirement for agents to advise insureds that certain coverage may be available for personal residential property risks to be eligible for export under the Surplus Lines Law; amending s. 626.9551, F.S.; prohibiting a person from requiring an insurance agent or agency to provide replacement cost estimators or certain other proprietary business information under certain circumstances; prohibiting an insurance agent or agency from providing replacement cost estimators or certain other proprietary business information without written authorization; amending s. 627.715, F.S.; providing an exemption from a diligent effort requirement for agents exporting contracts or endorsements providing flood coverage; amending s. 633.136, F.S.; replacing fire protection agencies in the Fire and Emergency Incident Information Reporting Program with fire service providers; revising the composition of the Fire and Emergency Incident Information System Technical Advisory Panel; defining the term “fire service provider”; amending s. 633.202, F.S.; extending a deadline for certain buildings to comply with a minimum radio signal strength requirement under the Florida Fire Prevention Code; requiring such buildings to meet certain conditions by a specified date; revising a condition that existing apartment buildings must meet by a specified date; making technical changes; creating s. 633.217, F.S.; prohibiting certain acts to influence a firesafety inspector to violate certain laws; prohibiting a firesafety inspector from knowingly and intentionally requesting, soliciting, accepting, or agreeing to accept certain compensation; amending s. 633.402, F.S.; revising the composition of the Firefighters Employment, Standards, and Training Council; amending s. 633.416, F.S.; providing that certain persons serving as volunteer firefighters may serve as a regular or permanent firefighter for a limited period, subject to certain restrictions; amending s. 648.30, F.S.; prohibiting the aiding or abetting of unlicensed activity of a bail bond agent or temporary bail bond agent; providing criminal penalties; amending s. 843.08, F.S.; prohibiting false personation of personnel or representatives of the Division of Investigative and Forensic Services; amending s. 943.045, F.S.; revising the definition of the term “criminal justice agency” to include the investigations component of the department which investigates certain crimes; reenacting s. 497.141(5)(a), F.S., relating to licensing and general application procedures, to incorporate the amendment made to s. 497.142, F.S., in a reference thereto; providing effective dates.

—was referred to the Committees on Appropriations; and Rules.

**EXECUTIVE BUSINESS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Commission on Community Service	
Appointees: Allen, Thomas, Tallahassee	09/14/2023
Wheelock, Sherry, Windemere	09/14/2023
Board of Trustees of Northwest Florida State College	
Appointee: Fountain, Graham, Confidential	
pursuant to s. 119.071(4), F.S.	05/31/2023
Board of Trustees of Palm Beach State College	
Appointee: Bishop, Patrice, Palm Beach	
Gardens	05/31/2021



<i>Office and Appointment</i>	<i>For Term Ending</i>	<b>Referred to the Committees on Education; and Ethics and Elections.</b>
Board of Trustees of St. Johns River State College Appointee: Davis, Wendell D., Fleming Island	05/31/2021	<i>For Term Ending</i>
Florida Housing Finance Corporation Appointee: Motwani, Dev, Fort Lauderdale	11/13/2022	<i>Office and Appointment</i>
Florida Real Estate Appraisal Board Appointee: Jourdan, Herbert, Jr., Ocala	10/31/2022	Investment Advisory Council Appointee: Jones, Peter D., Clearwater 12/12/2024
<b>Referred to the Committee on Ethics and Elections.</b>		<b>Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.</b>

<i>Office and Appointment</i>	<i>For Term Ending</i>	<b>CO-INTRODUCERS</b>
Board of Trustees, Florida International University Appointee: Rowe, Chanel, Confidential pursuant to s. 119.071(4), F.S.	01/06/2026	Senators Bean—SB 1946; Berman—SB 1052; Cruz—SB 186; Garcia—SB 1606; Harrell—SB 676; Pizzo—SB 1482; Polsky—SB 1052; Rouson—SB 1888; Taddeo—SB 1052



# Journal of the Senate

Number 5—Regular Session

Thursday, March 18, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 2:00 p.m. A quorum present—39:

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polisky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Excused: Senator Gruters

## PRAYER

The following prayer was offered by Pastor Addison K. Mitchell, Parker Memorial Missionary Baptist Church, Cocoa:

Almighty God, the creator and sustainer of all life, first and foremost, we want to thank you for a reasonable portion of life, health, and strength. We thank you for your many blessings you have bestowed upon each of us and our respective families down through the years.

We seek your divine blessings upon our Governor, the Honorable Ron DeSantis, and all of the men and women of the Florida State Senate who have devoted their time and talents to serving the needs of the people of our great state. We ask for your guidance as we assemble this afternoon to make decisions that will make our state the best state for living, loving, and laughing.

Grant our Senators the wisdom, knowledge, and understanding that will result in legislation, laws, and amendments that will be pleasing in your sight and best for our state as a whole. Help them to be with one accord. Unite them in love, dignity, and respect of various opinions. At the end of the day, may we all depart this place united as one, indivisible, promoting liberty and justice for all.

These and all blessings we ask for in the name and in the power of our God and creator. Amen.

## PLEDGE

Senator Ausley led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Berman—

By Senator Berman—

**SR 1056**—A resolution recognizing August 2021 as “Amblyopia Awareness Month” in Florida.

WHEREAS, amblyopia is the most common cause of vision loss in children, and

WHEREAS, amblyopia can cause permanent vision loss if not detected and treated early in life, and

WHEREAS, the detection of amblyopia and other vision threatening disorders, including retinoblastoma tumors, cataracts, and strabismus, in early childhood increases the chances of successful treatment, especially if the disorder is detected before a child reaches 5 years of age, and

WHEREAS, many forms of amblyopia are difficult to detect and can be identified only through proper screening techniques, and

WHEREAS, the sooner children are identified as having amblyopia or other vision threatening disorders, the sooner treatment can commence, and

WHEREAS, millions of children in the United States are left with permanent vision loss due to undetected amblyopia and other childhood ocular disorders that could have been detected with proper screening and successfully treated, and

WHEREAS, less than 20 percent of preschool children are currently screened for vision problems, despite the fact that such screening is a covered service by many health insurance plans and health maintenance organizations, and

WHEREAS, parents should be encouraged to have their children screened for vision problems before admission to preschool, and

WHEREAS, the Florida Society of Ophthalmology and the For Eye Care Foundation, Inc., believe that it is of paramount importance to promote statewide preschool vision screening, with the goal of testing all children between 3 and 5 years of age, NOW, THEREFORE,

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

That August 2021 is recognized as “Amblyopia Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Berman—

By Senator Berman—

**SR 1124**—A resolution recognizing March 2021 as “Colorectal Cancer Awareness Month” in Florida.

WHEREAS, excluding skin cancers, colorectal cancer is the third most common cancer diagnosed in both men and women in the United States, and

WHEREAS, the American Cancer Society projects that, in 2021, there will be 140,500 new cases of colorectal cancer in the United States, and

WHEREAS, the American Cancer Society projects that, in 2021, there will be 11,220 new cases of colorectal cancer in Florida and that 4,360 Floridians will die from colorectal cancer, and

WHEREAS, the colorectal cancer survival rate could increase if adults older than 45 years of age were regularly screened to discover the cancer in its earliest stages, and

WHEREAS, increasing awareness of and education concerning colorectal cancer will lead to significant progress in both preventing and overcoming the disease, as the majority of cases have proven to be both treatable and survivable when discovered early, NOW, THEREFORE,

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

That March 2021 is recognized as “Colorectal Cancer Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Berman—

By Senator Berman—

**SR 1376**—A resolution recognizing May 3, 2021, and each May 3 thereafter, as “Promise Fund of Florida, Inc., Founders Day” in Florida.

WHEREAS, 2021 marks the 50th anniversary of the National Cancer Act of 1971, the landmark legislation that intensified support for cancer resources, and

WHEREAS, each year, breast and cervical cancer take the lives of more than 3,500 Floridians, and approximately 18,000 women in this state learn they have breast or cervical cancer, and

WHEREAS, when cancer is caught in its early stages, survival rates are nearly 99 percent for those diagnosed with breast cancer and nearly 95 percent for those diagnosed with cervical cancer, and

WHEREAS, in Florida, 31 percent of breast cancer cases and 50 percent of cervical cancer cases are diagnosed at an advanced stage, and

WHEREAS, breast and cervical cancer disproportionately affect women of color, with black women experiencing a mortality rate for breast cancer that is 40 percent higher than that of white women and the highest rates of death from cervical cancer, and

WHEREAS, Hispanic women are diagnosed with more late-stage breast cancer than white women and are the most likely to develop cervical cancer, and

WHEREAS, the Promise Fund of Florida, Inc., is committed to health equity and building a continuum of care that navigates women to quality screening, diagnostic, and cancer services, and

WHEREAS, in 2020, the Promise Fund of Florida, Inc., opened a Mammography Screening Center, accredited by the American College of Radiology, at a federally qualified health center in Palm Beach County to increase access for black and Hispanic women with limited resources to women’s health care screenings, and

WHEREAS, early diagnosis of breast and cervical cancer substantially increases the likelihood of survival, yet across the nation tens of millions of women are without health insurance and cannot afford such screening, and

WHEREAS, the Promise Fund of Florida, Inc., Mammography Screening Center provides screenings on a sliding-fee basis, with approximately 20 percent of those screenings leading to additional testing, and

WHEREAS, 44 percent of women in this state 40 years of age or older did not receive a mammogram in the past year, and 50 percent of women 18 years of age or older did not receive a Pap test, and

WHEREAS, women should be encouraged to access available, affordable preventive screenings, and the financial barriers and adverse social determinants of health which impede their ability to establish a medical home for well-woman health care exams must be addressed, and

WHEREAS, the Promise Fund of Florida, Inc., and its Patient Navigator Network in Palm Beach County, believe that it is of paramount importance to promote statewide breast and cervical cancer early detection screening, with the goal of reducing late-stage diagnoses, which may lead to death and suffering, NOW, THEREFORE,

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

That May 3, 2021, and each May 3 thereafter, is recognized as “Promise Fund of Florida, Inc., Founders Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Bean—

By Senator Bean—

**SR 2018**—A resolution recognizing the 30th anniversary of the founding of the Florida Healthy Kids Corporation.

WHEREAS, the Florida Healthy Kids Corporation, a nonprofit organization created by the Florida Legislature in 1990, has operated successfully for 30 years to ensure all children have access to affordable, comprehensive, and quality health and dental care, and

WHEREAS, Florida Healthy Kids existed before the national Children’s Health Insurance Program (CHIP), which was signed into law in 1997, and was grandfathered into the CHIP legislation by the United States Congress, and

WHEREAS, Florida Healthy Kids is governed by a dedicated board of directors composed of top officials of state agencies responsible for the welfare of children, as well as physicians, dentists, and other experts on children’s health policy and medical care, and

WHEREAS, Florida Healthy Kids has successfully fulfilled its statutory duties of managing children’s health and dental plans and associated administrative functions, including insurer procurement and management, eligibility determination and enrollment, compliance, fiscal administration, reporting, and related customer services, and

WHEREAS, Florida Healthy Kids is responsible for the marketing of Florida KidCare, the umbrella brand for the four government-sponsored health insurance programs serving children including Medicaid for children, MediKids, Florida Healthy Kids, and the Children’s Medical Services Managed Care Plan, and

WHEREAS, Florida Healthy Kids creates affordable subsidized and full-pay plans for children from 5 years of age through 18 years of age, with affordable subsidized premiums for children in lower-income families, and affordable unsubsidized coverage for any child in this state in a family with income that exceeds a certain income threshold, and

WHEREAS, Florida Healthy Kids successfully engages key stakeholders in this state, including community organizations, hospitals, health care clinics, and school districts, to consistently fulfill its mission to actively increase the number of insured kids by developing child-centered health plans and connecting families to coverage, NOW, THEREFORE,

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

That the Florida Healthy Kids Corporation is recognized for its 30 years of resolute dedication to increasing access to comprehensive, affordable, and quality health care services to improve the health of Florida's children and reduce the incidence and costs of childhood illnesses and disabilities among children in our state.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

SB 306—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2021 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2021 shall be effective immediately upon publication; providing that general laws enacted during the 2020 regular session and prior thereto and not included in the Florida Statutes 2021 are repealed; providing that general laws enacted after the 2020 regular session are not repealed by this adoption act; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, SB 306 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Burgess, Perry, Albritton, Cruz, Pizzo, Ausley, Diaz, Polsky, Baxley, Farmer, Powell, Bean, Gainer, Rodrigues, Berman, Garcia, Rodriguez, Book, Gibson, Rouson, Boyd, Harrell, Stargel, Bracy, Hooper, Stewart, Bradley, Hutson, Taddeo, Brandes, Jones, Thurston, Brodeur, Mayfield, Torres, Broxson, Passidomo, Wright

Nays—None

MOMENT OF SILENCE

At the request of Senator Gibson, the Senate observed a moment of silence honoring the victims of recent race-related attacks on the Asian American community.

SB 308—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.058, 20.2551, 39.01, 39.302, 39.3065, 39.521, 39.6012, 45.035, 70.001, 215.555, 215.985, 220.03, 220.183, 252.355, 253.0341, 258.3991, 288.9619, 324.021, 364.336, 365.179, 373.41492, 379.2426, 381.925, 393.066, 400.462, 400.962, 401.45, 402.402, 403.726, 409.165, 409.973, 420.628, 420.9071, 420.9072, 420.9075, 420.9076, 429.02, 456.053, 481.203, 552.30, 556.102, 624.307, 624.5105, 625.091, 627.6387, 627.6648, 631.54, 641.31076, 647.02, 647.05, 723.079, 784.046, 943.059, 960.28, 1004.6499, 1007.33, 1009.24, 1009.50, 1009.51, 1009.52, 1009.65, 1009.986, and 1011.62, F.S.; reenacting s. 408.036, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and revising a statutory provision to conform to a directive of the Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, SB 308 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Burgess, Perry, Albritton, Cruz, Pizzo, Ausley, Diaz, Polsky, Baxley, Farmer, Powell, Bean, Gainer, Rodrigues, Berman, Garcia, Rodriguez, Book, Gibson, Rouson, Boyd, Harrell, Stargel, Bracy, Hooper, Stewart, Bradley, Hutson, Taddeo, Brandes, Jones, Thurston, Brodeur, Mayfield, Torres, Broxson, Passidomo, Wright

Nays—None

SB 310—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 119.071(5)(k), 216.181(11)(e), 267.0618, 311.101(7), 339.2818(8), 464.012(8), 466.00673, 1002.394(15), and 1003.4282(9), F.S., and amending ss. 316.306, 381.986, and 383.14, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2021 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 1002.3105 and 1003.5716, F.S., to conform to the repeal of s. 1003.4282(9), F.S., by this act; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, SB 310 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Burgess, Perry, Albritton, Cruz, Pizzo, Ausley, Diaz, Polsky, Baxley, Farmer, Powell, Bean, Gainer, Rodrigues, Berman, Garcia, Rodriguez, Book, Gibson, Rouson, Boyd, Harrell, Stargel, Bracy, Hooper, Stewart, Bradley, Hutson, Taddeo, Brandes, Jones, Thurston, Brodeur, Mayfield, Torres, Broxson, Passidomo, Wright

Nays—None

SB 312—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 335.066, 339.81, and 380.276, F.S., and repealing s. 338.065, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, SB 312 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Berman, Brandes, Albritton, Book, Brodeur, Ausley, Boyd, Broxson, Baxley, Bracy, Burgess, Bean, Bradley, Cruz

Diaz	Jones	Rodriguez
Farmer	Mayfield	Rouson
Gainer	Passidomo	Stargel
Garcia	Perry	Stewart
Gibson	Pizzo	Taddeo
Harrell	Polsky	Thurston
Hooper	Powell	Torres
Hutson	Rodriguez	Wright

Nays—None

**CS for CS for CS for SB 88**—A bill to be entitled An act relating to farming operations; amending s. 823.14, F.S.; revising legislative findings; defining and redefining terms; prohibiting farms from being held liable for nuisance except under certain circumstances; providing a burden of proof; prohibiting nuisance actions from being filed against farm operations unless specified conditions are met; providing requirements for and limitations on damages; providing that plaintiffs who bring nuisance actions against farm operations are liable for certain costs and expenses under certain conditions; amending ss. 193.4517, 316.5501, 633.202, and 812.015, F.S.; conforming cross-references; reenacting ss. 163.3162(2)(b), 163.3163(3)(b), 403.9337(4), and 570.86(4), F.S., relating to agricultural lands and practices, applications for development permits and disclosure and acknowledgment of contiguous sustainable agricultural land, Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes, and definitions relating to agritourism, respectively, to incorporate the amendments made by this act to s. 823.14, F.S., in references thereto; providing an effective date.

—as amended March 11, was read the third time by title.

On motion by Senator Brodeur, **CS for CS for CS for SB 88**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Polsky
Albritton	Cruz	Powell
Ausley	Diaz	Rodriguez
Baxley	Gainer	Rodriguez
Bean	Garcia	Rouson
Berman	Harrell	Stargel
Book	Hooper	Stewart
Boyd	Hutson	Taddeo
Bracy	Jones	Thurston
Bradley	Mayfield	Torres
Brandes	Passidomo	Wright
Brodeur	Perry	
Broxson	Pizzo	

Nays—1

Farmer

Vote after roll call:

Yea—Gibson

**CS for SB 70**—A bill to be entitled An act relating to domestic violence centers; creating s. 39.9057, F.S.; prohibiting the unlawful disclosure of certain information about domestic violence centers; providing criminal penalties; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for SB 70** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

**CS for SB 68**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting personal identifying and location information of current and former staff and domestic violence advocates of domestic violence centers certified by the Department of Children and Families under ch. 39, F.S., and personal identifying and location information of spouses and children of such personnel, from public records requirements; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for SB 68** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Cruz	Polsky
Albritton	Diaz	Powell
Ausley	Farmer	Rodriguez
Baxley	Gainer	Rodriguez
Bean	Garcia	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Mayfield	Thurston
Brodeur	Passidomo	Torres
Broxson	Perry	Wright
Burgess	Pizzo	

Nays—3

Berman Brandes Gibson

Vote after roll call:

Yea—Jones

**CS for CS for SB 46**—A bill to be entitled An act relating to craft distilleries; amending s. 565.02, F.S.; defining the term “destination entertainment venue”; authorizing craft distilleries to be licensed as specified vendors under certain circumstances; providing requirements for such licenses; providing requirements for craft distilleries for such licenses; prohibiting a licensee from taking certain actions; requiring certain alcoholic beverages to be obtained through a licensed distributor; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; prohibiting a distillery from operating as a craft distillery until certain requirements are met; authorizing persons to have common ownership in craft distilleries under certain circumstances; defining the term “common ownership”; requiring a minimum percentage of a craft distillery’s total finished branded products to be distilled in this state and contain one or more Florida agricultural products after a specified date; revising the requirements and prohibitions on the sale of branded products to consumers by a licensed craft distillery; revising the circumstances for which a craft distillery must report certain information about the production of distilled spirits to the

Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; revising prohibitions on the shipment of certain products by a craft distillery; revising prohibitions on the transfer of a craft distillery license or ownership interest in such license; revising prohibitions relating to affiliated ownership of craft distilleries; authorizing a craft distillery to transfer specified distilled spirits from certain locations to its souvenir gift shop and tasting room; making technical changes; requiring the keeping of records for alcoholic beverages received from specified persons; amending s. 565.17, F.S.; authorizing craft distilleries to conduct spirituous beverage tastings under certain circumstances; requiring the division to issue permits to craft distilleries to conduct tastings and sales at certain locations; specifying requirements for distilleries for such permits; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, CS for CS for SB 46 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Burgess, Perry, Albritton, Cruz, Pizzo, Ausley, Diaz, Polsky, Baxley, Farmer, Powell, Bean, Gainer, Rodrigues, Berman, Garcia, Rodriguez, Book, Gibson, Rouson, Boyd, Harrell, Stargel, Bracy, Hooper, Stewart, Bradley, Hutson, Taddeo, Brandes, Jones, Thurston, Brodeur, Mayfield, Torres, Broxson, Passidomo, Wright

Nays—None

CS for SB 416—A bill to be entitled An act relating to the POW-MIA Vietnam Veterans Bracelet Memorial; creating s. 265.008, F.S.; providing legislative intent; establishing the POW-MIA Vietnam Veterans Bracelet Memorial; providing for the funding and administration of the memorial; directing the Department of Management Services to designate space for the memorial’s construction and placement by a specified date; requiring the department to consider recommendations of, and coordinate with, specified entities regarding the memorial’s placement and design; providing an effective date.

—was read the third time by title.

On motion by Senator Burgess, CS for SB 416 was passed and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Mr. President, Burgess, Pizzo, Albritton, Cruz, Polsky, Ausley, Diaz, Powell, Baxley, Farmer, Rodrigues, Bean, Gainer, Rodriguez, Berman, Garcia, Rouson, Book, Gibson, Stargel, Boyd, Harrell, Stewart, Bracy, Hooper, Taddeo, Bradley, Hutson, Thurston, Brandes, Mayfield, Torres, Brodeur, Passidomo, Wright, Broxson, Perry

Nays—None

Vote after roll call:

Yea—Jones

SB 58—A bill to be entitled An act relating to hospitals’ community benefit reporting; repealing s. 193.019, F.S., relating to reporting of community benefit expenses for property tax exemption purposes; providing an effective date.

—was read the third time by title.

On motion by Senator Rodriguez, SB 58 was passed and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Mr. President, Burgess, Perry, Albritton, Cruz, Pizzo, Ausley, Diaz, Polsky, Baxley, Farmer, Powell, Bean, Gainer, Rodriguez, Berman, Garcia, Rouson, Book, Gibson, Stargel, Boyd, Harrell, Stewart, Bracy, Hooper, Taddeo, Bradley, Hutson, Thurston, Brandes, Jones, Torres, Brodeur, Mayfield, Wright, Broxson, Passidomo

Nays—1

Rodriguez

SPECIAL ORDER CALENDAR

On motion by Senator Brandes—

SJR 204—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

—was read the second time by title.

Pursuant to Rule 4.19, SJR 204 was placed on the calendar of Bills on Third Reading.

CS for CS for SB 44—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; expanding the authorized uses of drones by law enforcement agencies, by a state agency or political subdivision, or by certified fire department personnel for specified purposes; reenacting s. 330.41(4)(c), F.S., relating to unmanned aircraft systems, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, CS for CS for SB 44 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Burgess, Perry, Albritton, Cruz, Pizzo, Ausley, Diaz, Polsky, Baxley, Farmer, Powell, Bean, Gainer, Rodriguez, Berman, Garcia, Rouson, Book, Gibson, Stargel, Boyd, Harrell, Stewart, Bracy, Hooper, Taddeo, Bradley, Hutson, Thurston, Brandes, Jones, Torres, Brodeur, Mayfield, Wright, Broxson, Passidomo

Nays—None

**SPECIAL RECOGNITION**

Senator Pizzo recognized Senator Burgess for his outstanding effort in assisting with retired U.S. Marine Master Gunnery Sergeant Valentino Sanchez' safe return from the Dominican Republic to the Miami VA Hospital, where he is receiving care.

**CS for CS for SB 234**—A bill to be entitled An act relating to registration of sexual predators and sexual offenders; amending s. 775.21, F.S.; specifying how days are calculated for the purposes of determining permanent residence, temporary residence, and transient residence; authorizing reporting of certain registration information through the Department of Law Enforcement's online system; authorizing reporting of certain registration information through an authorized alternate method provided by the Department of Highway Safety and Motor Vehicles; requiring the reporting of certain vehicle information; clarifying a requirement relating to the timing of reporting of international travel or a change of residence to another state or jurisdiction; specifying that failure to report intended travel is punishable under certain provisions; providing legislative findings and intent regarding the construction of a provision in the definition of the term "sexual offender" relating to release from sanction; amending s. 943.0435, F.S.; redefining the term "sexual offender" to clarify a provision related to release from sanction; authorizing reporting of certain registration information through the Department of Law Enforcement's online system; authorizing alternate method provided by the Department of Highway Safety and Motor Vehicles; requiring the reporting of certain additional vehicle information; clarifying a requirement relating to the timing of reporting of international travel or a change of residence to another state or jurisdiction; specifying that failure to report intended travel is punishable under certain provisions; providing that certain sexual offenders seeking removal of the requirement to register as a sexual offender must comply with current registration-removal requirements; creating a process for a person to petition for relief from registration if the person's requirement to register is based solely upon a requirement to register in another state for an offense that is not similar to an offense requiring registration in this state and whose registration in that other state is held confidential, not for public release, and for criminal justice purposes only; reenacting ss. 943.0435(1)(f), 944.606(1)(d), 944.609(4), 985.481(1)(d), and 985.4815(1)(f), F.S., relating to sexual offenders required to register with the Department of Law Enforcement and penalties; sexual offenders and notification upon release; career offenders and notification upon release; sexual offenders adjudicated delinquent and notification upon release; and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 61.13(9)(c), 68.07(3)(i), 98.0751(2)(b), 322.141(3), 394.9125(2), 397.487(10)(b), 435.07(4)(b), 775.0862(2), 775.13(4), 775.21(5)(d) and (10)(d), 775.24(2), 775.261(3)(b), 900.05(2)(cc), 903.046(2)(m), 903.133, 907.043(4)(b), 943.0436(2), 943.0584(2), 944.607(4)(a) and (10)(c), 948.06(4), 948.063, 948.31, 985.4815(9) and (10)(c), and 1012.467(2)(g), F.S., relating to support of children, parenting and time-sharing, and powers of court; change of name; restoration of voting rights and termination of ineligibility subsequent to a felony conviction; color or markings of certain licenses or identification cards; state attorneys and the authority to refer a person for civil commitment; voluntary certification of recovery residences; exemptions from disqualification; sexual offenses against students by authority figures and reclassification; registration of convicted felons, exemptions, and penalties; the Florida Sexual Predators Act; the duty of the court to uphold laws governing sexual predators and sexual offenders; the Florida Career Offender Registration Act; criminal justice data collection; the purpose of and criteria for bail determination; bail on appeal and it being prohibited for certain felony convictions; pretrial release and citizens' right to know; the duty of the court to uphold laws governing sexual predators and sexual offenders; criminal history records ineligible for court-ordered expunction or court-ordered sealing; notification to the department of information on sexual offenders; violation of probation or community control, revocation, modification, continuance, and failure to pay restitution or cost of supervision; violations of probation or community control by designated sexual offenders and sexual predators; evaluation and treatment of sexual predators and offenders on probation or community control; notification to the department of information on juvenile sexual offenders; and noninstructional contractors who are permitted access to school grounds when students are present and background screening requirements, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 68.07(6), 320.02(4), 322.19(1) and (2), 775.25, 794.056(1), 938.085, 938.10(1), 944.607(4)(a) and (9), and 985.04(6)(b), F.S., relating to

change of name; registration required, application for registration, and forms; change of address or name; prosecutions for acts or omissions; the Rape Crisis Program Trust Fund; additional cost to fund rape crisis centers; additional court cost imposed in cases of certain crimes; notification to Department of Law Enforcement of information on sexual offenders; and oaths, records, and confidential information, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, **CS for CS for SB 234** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

**CS for SB 348**—A bill to be entitled An act relating to Medicaid; amending s. 409.908, F.S.; revising the types of emergency transportation vehicle services provided to Medicare-eligible persons for which Medicaid shall pay deductibles and coinsurance; specifying that such payments must be made according to certain procedure codes; providing an effective date.

—was read the second time by title.

**POINT OF ORDER**

Senator Mayfield raised a point of order that pursuant to Rule 7.1(8)(c), **Amendment 899748** contained language of two bills that were still in committees of reference and was therefore out of order. The President referred the point of order to Senator Passidomo, Chair of the Committee on Rules.

**RULING ON POINT OF ORDER**

On recommendation by Senator Passidomo, Chair of the Committee on Rules, **Amendment 899748** was determined to be out of order due to containing the principal substance of **SB 556** and **SB 698** that were currently in the Committee on Health Policy. Pursuant to Rule 7.1(8)(c), an amendment that incorporates the substance of a bill that has not yet been reported favorably by all committees of reference is out of order. The President accepted the recommendation of the Rules Chair and ruled the point well taken. The amendment was ruled out of order.

**MOTION**

Senator Thurston moved that the rules be waived and the Senate consider **Amendment 899748**. The motion failed.

The vote was:

Yeas—15

Ausley	Farmer	Rouson
Berman	Jones	Stewart
Book	Pizzo	Taddeo
Bracy	Polsky	Thurston
Cruz	Powell	Torres

Nays—23

Mr. President	Broxson	Mayfield
Albritton	Burgess	Passidomo
Baxley	Diaz	Perry
Bean	Gainer	Rodrigues
Boyd	Garcia	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Wright
Brodeur	Hutson	

**President Simpson:** Senators, Rule 7.1 sets out important provisions that protect the committee process. For this reason, waivers of this type should be avoided in order to ensure proper consideration of pending legislation in Senate committees.

On motion by Senator Rodriguez, by two-thirds vote, **CS for SB 348** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

**SB 530**—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; authorizing certain health care practitioners to provide a specified educational pamphlet to patients in an electronic format; providing an effective date.

—was read the second time by title.

Senator Farmer moved the following amendment which was adopted:

**Amendment 1 (951554) (with title amendment)**—Between lines 40 and 41 insert:

Section 2. Subsection (2) of section 627.64195, Florida Statutes, is amended to read:

627.64195 Requirements for opioid coverage.—

(2) COVERAGE REQUIREMENTS.—

(a) A health insurance policy may not require that treatment with an opioid analgesic drug product or an abuse-deterrent opioid analgesic drug product be attempted and have failed before authorizing the use of a nonopioid-based analgesic drug product.

(b) A health insurance policy that provides coverage for abuse-deterrent opioid analgesic drug products:

1.(a) May impose a prior authorization requirement for an abuse-deterrent opioid analgesic drug product only if the policy imposes the same prior authorization requirement for each opioid analgesic drug product without an abuse-deterrence labeling claim.

2.(b) May not require use of an opioid analgesic drug product without an abuse-deterrence labeling claim before authorizing the use of an abuse-deterrent opioid analgesic drug product.

And the title is amended as follows:

Between lines 5 and 6 insert: amending s. 627.64195, F.S.; prohibiting health insurance policies from requiring that treatment with an opioid analgesic drug product or abuse-deterrent opioid analgesic drug product be attempted and have failed before authorizing the use of a nonopioid-based analgesic drug product;

On motion by Senator Perry, by two-thirds vote, **SB 530**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

On motion by Senator Rodrigues—

**CS for CS for SB 52**—A bill to be entitled An act relating to post-secondary education; amending s. 1004.6495, F.S.; revising grant specifications; requiring funds appropriated for the Florida Postsecondary Comprehensive Transition Program to only be used for certain grants as specifically authorized in the General Appropriations Act; removing a cap on grant awards; amending s. 1007.273, F.S.; renaming collegiate high school programs as early college programs; defining the term “early college program”; requiring early college programs to prioritize certain courses; deleting obsolete language; conforming provisions to changes made by the act; authorizing charter schools to execute contracts with certain institutions to establish an early college program; amending s. 1009.25, F.S.; clarifying fee exemptions for the Department of Children and Families; creating s. 1009.30, F.S.; providing legislative findings; establishing the Dual Enrollment Scholarship Program; providing for the administration of the program; providing for the reimbursement of tuition and costs to eligible postsecondary institutions; requiring students participating in dual enrollment programs to meet specified minimum eligibility requirements in order for institutions to receive reimbursements; requiring participating institutions to annually report specified information to the Department of Education by certain dates; providing a reimbursement schedule for tuition and instructional materials costs; requiring the Department of Education to reimburse institutions by specified dates; providing that reimbursement for dual enrollment courses is contingent upon appropriations; providing for the prorating of reimbursements under certain circumstances; requiring the State Board of Education to adopt rules; creating s. 1012.978, F.S.; authorizing state university boards of trustees to implement a bonus scheme for state university system employees based on awards for work performance or employee recruitment and retention; requiring a board of trustees to submit the bonus scheme to the Board of Governors; requiring the Board of Governors to approve such bonus scheme before its implementation; amending ss. 1002.20 and 1003.4282, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Diaz moved the following amendment which was adopted:

**Amendment 1 (214312) (with title amendment)**—Between lines 325 and 326 insert:



Section 8. Subsection (6) of section 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.—

(6) An organization of private schools or consortium of charter schools which has no fewer than 10 member schools in this state, which publishes and files with the Department of Education copies of its standards, and the member schools of which comply with the provisions of part II of chapter 1003, relating to compulsory school attendance, or a public or private college or university with a teacher preparation program approved pursuant to s. 1004.04, may also develop a professional development system that includes a master plan for inservice activities. The system and inservice plan must be submitted to the commissioner for approval pursuant to state board rules.

And the title is amended as follows:

Delete line 45 and insert: to changes made by the act; amending s. 1012.98, F.S.; authorizing certain colleges and universities to develop professional development systems; providing an effective

Pursuant to Rule 4.19, CS for CS for SB 52, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 272—A bill to be entitled An act relating to the Rare Disease Advisory Council; creating s. 381.99, F.S.; creating the advisory council adjunct to the Department of Health; specifying the purpose of the advisory council; providing for staff and administrative support; defining the term “rare disease”; specifying application of state law governing the establishment of advisory councils; prescribing the composition of the advisory council; providing for initial appointments to the advisory council by a specified date; providing organizational and other meeting requirements for the advisory council; prescribing duties and responsibilities of the advisory council; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, CS for CS for SB 272 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

CS for SB 64—A bill to be entitled An act relating to reclaimed water; amending s. 403.064, F.S.; requiring certain domestic wastewater utilities to submit to the Department of Environmental Protection by a specified date a plan for eliminating nonbeneficial surface water discharge within a specified timeframe; providing requirements for the plan; requiring the department to approve plans that meet certain requirements; requiring the department to make a determination regarding a plan within a specified timeframe; requiring the utilities to implement approved plans by specified dates; providing for administrative and civil penalties; requiring certain utilities to submit updated annual plans until certain conditions are met; requiring domestic wastewater utilities applying for permits for new or expanded surface water discharges to prepare a specified plan for eliminating nonbeneficial discharges as part of its permit application; requiring the department to submit an annual report to the Legislature by a specified

date; providing applicability; providing construction; authorizing the department to convene and lead one or more technical advisory groups; providing that potable reuse is an alternative water supply and that projects relating to such reuse are eligible for alternative water supply funding; requiring the department and the water management districts to develop and execute, by a specified date, a memorandum of agreement for the coordinated review of specified permits; providing that potable reuse projects are eligible for certain expedited permitting and priority funding; providing construction; creating s. 403.892, F.S.; defining terms; requiring counties, municipalities, and special districts to authorize graywater technologies under certain circumstances and to provide incentives for the implementation of such technologies; providing requirements for the use of graywater technologies; providing that the installation of residential graywater systems meets certain public utility water conservation measure requirements; providing for the applicability of specified reclaimed water aquifer storage and recovery well requirements; providing a declaration of important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, CS for SB 64 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

CS for SB 72—A bill to be entitled An act relating to civil liability for damages relating to COVID-19; creating s. 768.38, F.S.; providing legislative findings and intent; defining terms; specifying requirements for civil actions based on COVID-19-related claims; requiring the court to make certain determinations in such actions; providing that plaintiffs have the burden of proof in such actions; requiring plaintiffs to commence COVID-19-related claims within specified timeframes; creating s. 768.381, F.S.; defining terms; providing preliminary procedures for civil actions based on COVID-19-related claims; providing the standard of proof required at trial for such claims; providing affirmative defenses; requiring COVID-19-related claims to commence within specified timeframes; providing construction; providing that the act provides the exclusive cause of action for COVID-19-related claims against health care providers; providing applicability; providing severability; providing applicability and for retroactive application; providing an effective date.

—was read the second time by title.

Senator Berman moved the following amendment which failed:

Amendment 1 (273472)—Delete lines 212-220 and insert: includes evidence tending to demonstrate whether the defendant made such a good faith effort and evidence tending to demonstrate that the plaintiff’s damages, injury, or death was caused by the defendant’s acts or omissions.

b. Considering all evidence submitted at this stage, if the court determines that the defendant made such a good faith effort, and the defendant’s acts or omissions were reasonable, given the circumstances, the defendant is immune from civil liability. If more than one source or set of standards or guidance was authoritative or controlling at the time the cause of action accrued, the defendant’s good faith effort to substantially comply with any one of those sources or sets of standards or guidance is admissible.

Senator Torres moved the following amendment which failed:

**Amendment 2 (433794) (with title amendment)**—Between lines 232 and 233 insert:

(5) Any business that is insured under an insurance policy providing coverage for premises liability shall receive a rebate of any insurance premiums paid or accrued from an insurance carrier or insurance provider for the period of any loss of use of the business premises due to authoritative or controlling government-issued health standards or guidance.

And the title is amended as follows:

Delete line 10 and insert: related claims within specified time-frames; requiring certain businesses impacted by specified government-issued measures to receive a rebate of insurance premiums if certain conditions are met; creating

The vote was:

Yeas—17

Ausley	Gainer	Rouson
Berman	Gibson	Stewart
Book	Jones	Taddeo
Bracy	Pizzo	Thurston
Cruz	Polsky	Torres
Farmer	Powell	

Nays—21

Mr. President	Brodeur	Hutson
Albritton	Broxson	Mayfield
Baxley	Burgess	Passidomo
Bean	Diaz	Perry
Boyd	Garcia	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Wright

Vote after roll call:

Nay—Rodriguez

Senator Brandes moved the following amendment which was adopted:

**Amendment 3 (549168) (with title amendment)**—Delete lines 328-375 and insert:

(b) Substantial compliance with government-issued health standards specific to infectious diseases in the absence of standards specifically applicable to COVID-19;

(c) Substantial compliance with government-issued health standards relating to COVID-19 or other relevant standards was not possible due to the widespread shortages of necessary supplies, materials, equipment, or personnel;

(d) Substantial compliance with any applicable government-issued health standards relating to COVID-19 or other relevant standards if the applicable standards were in conflict; or

(e) Substantial compliance with government-issued health standards relating to COVID-19 or other relevant standards was not possible because there was insufficient time to implement the standards.

(5) **LIMITATIONS PERIOD.**—

(a) An action for a COVID-19-related claim against a health care provider which arises out of the transmission, diagnosis, or treatment of COVID-19 must commence within 1 year after the later of the date of death due to COVID-19, hospitalization related to COVID-19, or the first diagnosis of COVID-19 which forms the basis of the action.

(b) An action for a COVID-19-related claim against a health care provider which does not arise out of the transmission, diagnosis, or treatment of COVID-19, such as a claim arising out of a delayed or

canceled procedure, must commence within 1 year after the cause of action accrues.

(c) Notwithstanding paragraph (a) or paragraph (b), an action for a COVID-19-related claim that accrued before the effective date of this act must commence within 1 year after the effective date of this act.

(6) **APPLICATION PERIOD.**—This section applies to claims that have accrued before the effective date of this act and within 1 year after the effective date of this act.

(7) **INTERACTION WITH OTHER LAWS.**—

(a) This section does not create a new cause of action but instead applies in addition to any other applicable provisions of law, including, but not limited to, chapters 400, 429, 766, and 768. This section controls over any conflicting provision of law, but only to the extent of the conflict.

(b) This section does not apply to claims governed by chapter 440.

Section 3. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Section 4. This act applies retroactively and prospectively. However, this act does not apply in a civil

And the title is amended as follows:

Delete lines 17-20 and insert: providing applicability; providing construction; providing severability;

Senator Thurston moved the following amendment:

**Amendment 4 (645490) (with title amendment)**—Delete lines 365-366 and insert:

(c) For COVID-19-related claims governed by chapter 112 or chapter 440 and any other claims for benefits provided by law to individuals suffering injury or illness in the course and scope of employment, the following individuals are presumed to have contracted COVID-19 in the course and scope of their employment:

1. A person licensed under chapter 458, chapter 459, chapter 461, chapter 463, chapter 464, chapter 465, chapter 466, or chapter 483;

2. An employee of a:

a. Facility licensed, certified, or approved by any state agency and for which chapter 395, chapter 400, chapter 429, or chapter 766 applies;

b. Federally qualified health center as defined in 42 U.S.C. s. 1396d(l)(2)(B); or

c. Sole proprietorship, group practice, partnership, or corporation that provides health care services by physicians covered by s. 627.419, that is directly supervised by one or more of such physicians, and that is wholly owned by one or more of those physicians or by a physician and the spouse, parent, child, or sibling of that physician;

3. An emergency medical technician as defined in s. 401.23(11);

4. A paramedic as defined in 401.23(17);

5. A law enforcement officer as defined in s. 112.531(2); or

6. A firefighter as defined in s. 112.81(1).

(d) The presumption in paragraph (c) may be rebutted if the defendant proves by clear and convincing evidence that the individual's infection did not arise out of the course and scope of his or her employment.

And the title is amended as follows:

Delete line 20 and insert: creating a certain presumption for COVID-19-related claims of certain employees which are governed by

certain other provisions; providing that such presumption may be rebutted under certain circumstances; providing severability;

Senator Thurston moved the following substitute amendment which failed:

**Substitute Amendment 5 (735608) (with title amendment)**—Delete lines 365-366 and insert:

(c) For COVID-19-related claims governed by chapter 112 or chapter 440 and any other claims for benefits provided by law to individuals suffering injury or illness in the course and scope of employment, the following individuals are presumed to have contracted COVID-19 in the course and scope of their employment:

1. A person licensed under chapter 458, chapter 459, chapter 461, chapter 463, chapter 464, chapter 465, chapter 466, or chapter 483;

2. An employee of a:

a. Facility licensed, certified, or approved by any state agency and for which chapter 395, chapter 400, chapter 429, or chapter 766 applies;

b. Federally qualified health center as defined in 42 U.S.C. s. 1396d(l)(2)(B); or

c. Sole proprietorship, group practice, partnership, or corporation that provides health care services by physicians covered by s. 627.419, that is directly supervised by one or more of such physicians, and that is wholly owned by one or more of those physicians or by a physician and the spouse, parent, child, or sibling of that physician;

3. An emergency medical technician as defined in s. 401.23(11);

4. A paramedic as defined in 401.23(17);

5. A law enforcement officer as defined in s. 112.531(2);

6. First responders as defined in s. 112.1815(1);

7. Correctional officers as defined in s. 943.10(2) and other individuals whose official duties require a physical presence in a detention facility;

8. Educational personnel working at least 30 hours a week in person at a K-12 educational institution, including both instructional and administrative personnel; or

9. A firefighter as defined in s. 112.81(1).

(d) The presumption in paragraph (c) may be rebutted if the defendant proves by clear and convincing evidence that the individual's infection did not arise out of the course and scope of his or her employment.

And the title is amended as follows:

Delete line 20 and insert: creating a certain presumption for COVID-19-related claims of certain employees which are governed by certain other provisions; providing that such presumption may be rebutted under certain circumstances; providing severability;

The vote was:

Yeas—18

Ausley	Gibson	Powell
Berman	Harrell	Rouson
Book	Hooper	Stewart
Bracy	Jones	Taddeo
Cruz	Mayfield	Thurston
Farmer	Polsky	Torres

Nays—18

Mr. President	Bean	Brandes
Albritton	Boyd	Brodeur
Baxley	Bradley	Broxson

Burgess	Hutson	Rodriguez
Diaz	Passidomo	Stargel
Garcia	Perry	Wright

Vote after roll call:

Yea to Nay—Harrell, Hooper, Mayfield

The question recurred on **Amendment 4 (645490)** which failed.

The vote was:

Yeas—16

Ausley	Gibson	Stewart
Berman	Jones	Taddeo
Book	Pizzo	Thurston
Bracy	Polsky	Torres
Cruz	Powell	
Farmer	Rouson	

Nays—22

Mr. President	Burgess	Passidomo
Albritton	Diaz	Perry
Bean	Gainer	Rodriguez
Boyd	Garcia	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Wright
Brodeur	Hutson	
Broxson	Mayfield	

#### RECONSIDERATION OF AMENDMENT

On motion by Senator Passidomo, the Senate reconsidered the vote by which **Amendment 3 (549168)** was previously adopted this day.

Senator Thurston moved the following amendments to **Amendment 3 (549168)** which failed:

**Amendment 3A (504394) (with title amendment)**—Delete lines 44-45 and insert:

(b) For COVID-19-related claims governed by chapter 112 or chapter 440 and any other claims for benefits provided by law to individuals suffering injury or illness in the course and scope of employment, the following individuals are presumed to have contracted COVID-19 in the course and scope of their employment:

1. First responders as defined in s. 112.1815(1).

2. Correctional officers as defined in s. 943.10(2) and other individuals whose official duties require a physical presence in a detention facility.

3. Educational personnel working at least 30 hours a week in person at a K-12 educational institution, including both instructional and administrative personnel.

(c) The presumption in paragraph (b) may be rebutted if the defendant proves by clear and convincing evidence that the individual's infection did not arise out of the course and scope of his or her employment.

And the title is amended as follows:

Delete line 59 and insert: providing applicability; creating a certain presumption for COVID-19-related claims of specified employees which are governed by certain other provisions; providing that such presumption may be rebutted under certain circumstances; providing construction;

**Amendment 3B (930780) (with title amendment)**—Delete lines 44-45 and insert:

(b) For COVID-19-related claims governed by chapter 112 or chapter 440 and any other claims for benefits provided by law to individuals suffering injury or illness in the course and scope of employment, the following individuals are presumed to have contracted COVID-19 in the course and scope of their employment:

1. A person licensed under chapter 458, chapter 459, chapter 461, chapter 463, chapter 464, chapter 465, chapter 466, or chapter 483;
  2. An employee of a:
    - a. Facility licensed, certified, or approved by any state agency and for which chapter 395, chapter 400, chapter 429, or chapter 766 applies;
    - b. Federally qualified health center as defined in 42 U.S.C. s. 1396d(l)(2)(B); or
    - c. Sole proprietorship, group practice, partnership, or corporation that provides health care services by physicians covered by s. 627.419, that is directly supervised by one or more of such physicians, and that is wholly owned by one or more of those physicians or by a physician and the spouse, parent, child, or sibling of that physician;
  3. An emergency medical technician as defined in s. 401.23(11); or
  4. A paramedic as defined in 401.23(17).
- (c) The presumption in paragraph (b) may be rebutted if the defendant proves by clear and convincing evidence that the individual's infection did not arise out of the course and scope of his or her employment.

And the title is amended as follows:

Delete line 59 and insert: providing applicability; creating a certain presumption for COVID-19-related claims of specified employees which are governed by certain other provisions; providing that such presumption may be rebutted under certain circumstances; providing construction;

**Amendment 3C (261298)**—Delete line 45 and insert: chapter 440 or to claims brought against a facility that was cited for a deficiency pursuant to s. 400.23(8)(a), (b), or (c) during the 3 years preceding the date of the State Surgeon General's declaration of the state public health emergency relating to COVID-19.

The vote was:

Yeas—13

Ausley	Farmer	Taddeo
Berman	Gibson	Thurston
Book	Pizzo	Torres
Bracy	Powell	
Cruz	Rouson	

Nays—23

Mr. President	Broxson	Mayfield
Albritton	Burgess	Passidomo
Baxley	Diaz	Perry
Bean	Gainer	Rodrigues
Boyd	Garcia	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Wright
Brodeur	Hutson	

Vote after roll call:

Yea—Polsky

The question recurred on **Amendment 3 (549168)** which was adopted.

On motion by Senator Brandes, by two-thirds vote, **CS for SB 72**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—24

Mr. President	Broxson	Mayfield
Albritton	Burgess	Passidomo
Baxley	Diaz	Perry
Bean	Gainer	Rodrigues
Boyd	Garcia	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Stewart
Brodeur	Hutson	Wright

Nays—15

Ausley	Farmer	Powell
Berman	Gibson	Rouson
Book	Jones	Taddeo
Bracy	Pizzo	Thurston
Cruz	Polsky	Torres

**CS for CS for SB 80**—A bill to be entitled An act relating to child welfare; creating s. 39.00146, F.S.; defining terms; requiring the case record of every child under the supervision or in the custody of the Department of Children and Families, the department's agents, or providers contracting with the department to include a case record face sheet; specifying information required to be included in the case record face sheet; requiring the department, the department's agents, and providers contracting with the department to update the case record face sheet monthly; providing requirements for the case record face sheet; authorizing the department to develop, or contract with a third party to develop, a case record face sheet; requiring community-based care lead agencies to use such face sheets; requiring the department to adopt rules; amending s. 39.401, F.S.; requiring the department to determine out-of-home placement based on priority of placements and other factors; amending s. 39.402, F.S.; requiring the department to make reasonable efforts to place a child in out-of-home care based on priority of placements; providing exceptions and other criteria; creating s. 39.4021, F.S.; providing legislative findings; establishing certain placement priorities for out-of-home placements; requiring the department or lead agency to place sibling groups together when possible if in the best interest of each child after considering specified factors; providing an exception; providing construction; creating s. 39.4022, F.S.; providing legislative intent; defining terms; requiring that multidisciplinary teams be established for certain purposes; providing goals for such teams; providing for membership of multidisciplinary team staffings; authorizing the department or lead agency to invite other participants to attend a team staffing under certain circumstances; providing requirements for multidisciplinary team staffings; requiring that team staffings be held when specified decisions regarding a child must be made; providing applicability; requiring team staffing participants to gather and consider data and information on the child before formulating a decision; providing for the use of an evidence-based assessment instrument or tool; requiring multidisciplinary teams to conduct supplemental assessments for certain children; requiring team participants to gather certain information related to the child for such supplemental assessments; requiring that a unanimous consensus decision reached by the team becomes the official position and that specified parties are bound by such consensus decision; providing procedures for when the team does not reach a consensus decision; requiring that the department determine a suitable placement if the team cannot come to a consensus decision; requiring the formation of a team within specified timeframes; requiring the facilitator to file a report with the court within a specified timeframe if the team does not reach a consensus decision; providing requirements for the report; authorizing specified parties to discuss confidential information during a team staffing in the presence of participating individuals; providing that information collected by any agency or entity that participates in a staffing which is confidential and exempt upon collection remains confidential and exempt when discussed in staffings; requiring individuals

who participate in a staffing to maintain the confidentiality of all information shared; providing construction; requiring the department to adopt rules; creating s. 39.4023, F.S.; providing legislative findings and intent; defining terms; providing for the creation of transition plans for specified changes in placement; providing conditions under which a child may be removed from a caregiver’s home; requiring community-based care lead agencies to provide services to prevent a change in placement; requiring the department and a community-based care lead agency to convene a multidisciplinary team staffing to develop a transition plan under certain circumstances; requiring the department or community-based care lead agency to provide written notice of a planned placement change; providing requirements for the notice; providing applicability; requiring additional considerations for placement changes for infants and young children; providing findings; requiring the department or community-based care lead agency to create and implement individualized transition plans; specifying factors that must be considered when selecting a new school for a child; requiring children who enter out-of-home care or undergo changes in placement to remain with familiar child care providers or early education programs, if possible; providing requirements for transition plans for transitions between K-12 schools; requiring the department, in collaboration with the Quality Parenting Initiative, to develop a form for a specified purpose; specifying requirements for the form; requiring the department and community-based care lead agencies to document multidisciplinary team staffings and placement transition decisions in the Florida Safe Families Network and include such information in the social study report for judicial review; providing an exemption; requiring the department to adopt rules; creating s. 39.4024, F.S.; providing legislative findings; defining terms; requiring the department or lead agency to make reasonable efforts to place siblings in the same foster, kinship, adoptive, or guardianship home when certain conditions are met; requiring the department or lead agency and multidisciplinary team to take certain actions when siblings are not placed together; specifying that the department and court are not required to make a placement or change in placement to develop certain sibling relationships; requiring the department or the lead agency to convene a multidisciplinary team staffing to determine and assess sibling relationships when a child is removed from a home; providing for the placement of sibling groups in certain circumstances; specifying factors for the multidisciplinary team to consider when determining placement or change of placement for children in sibling groups who do not have an existing relationship with siblings; requiring that a child’s transition to a new home be carried out gradually when it is determined that the child would benefit from being placed with siblings; requiring the department, in collaboration with the Quality Parenting Initiative, to develop standard protocols for the department and lead agency for use in making specified decisions about child placement; providing considerations for maintaining contact between siblings when separated; providing duties for caregivers; authorizing the court to limit and restrict communication and visitation upon a finding of clear and convincing evidence that such communication or visitation is harmful to the child; requiring the department and community-based care lead agencies to periodically reassess certain sibling placements in certain instances; requiring the department to provide certain services to prevent disruption in a placement when a child does not adjust to such placement; requiring that a multidisciplinary team staffing is convened when one child does not adjust to placement as a sibling group under certain conditions; requiring the team to review such placement and choose a plan least detrimental to each child; requiring that a multidisciplinary team be convened in certain circumstances where the department or child subsequently identifies a sibling; requiring the department to provide children with specified information relating to their siblings; requiring the department to make reasonable efforts to ascertain such information if it is not known; providing that a child has a right to continued communication with a sibling under certain circumstances; requiring the department and lead agencies to document in writing decisions to separate siblings in case files and the Florida Safe Families Network; specifying requirements for such documentation; providing an exemption; requiring the department to adopt rules; amending s. 39.522, F.S.; deleting and relocating criteria for the court to consider when determining whether a legal change of custody is in the best interest of the child; conforming a provision to changes made by the act; defining the term “change in physical custody”; providing a rebuttable presumption that the best

interest of a child is to remain in a current placement; providing applicability for such presumption; establishing the manner in which to rebut the presumption; requiring the department or lead agency to notify certain caregivers within a specified timeframe of the intent to change the physical custody of a child; requiring that a multidisciplinary team staffing be held within a specified timeframe before the intended date for the child’s change in physical custody; requiring that the department’s official position be provided to the parties under certain circumstances; requiring the caregiver to provide written notice of objection to such change in physical custody within a specified timeframe; requiring the court to conduct an initial case status hearing within a specified timeframe upon receiving specified written notice from a caregiver; providing procedures for when a caregiver objects to the child’s change in physical custody; requiring the court to conduct an initial case status hearing; requiring the court to conduct an evidentiary hearing; requiring the department or lead agency to implement an appropriate transition plan if the court orders a change in physical custody of the child; amending s. 39.523, F.S.; requiring the department or lead agency to coordinate a multidisciplinary team staffing for specified purposes; requiring, rather than authorizing, the department to create rules; amending s. 39.806, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 80** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutsun	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

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On motion by Senator Rodriguez—

**CS for CS for SB 56**—A bill to be entitled An act relating to community association assessment notices; amending s. 718.111, F.S.; requiring condominium associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 718.116, F.S.; revising timeframes for foreclosure judgments; conforming provisions to changes made by the act; amending s. 718.121, F.S.; requiring condominium associations to deliver certain invoices for assessments or statements of account to unit owners in a specified manner; requiring condominium associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting condominium associations from requiring the payment of attorney fees relating to past due assessments without first providing a specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for condominium associations to file liens against condominium units; conforming provisions to changes made by the act; amending s. 719.104, F.S.; requiring cooperative associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 719.108, F.S.; requiring cooperative associations to deliver certain invoices for assessments or statements of account to unit owners in a

specified manner; requiring cooperative associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting cooperative associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for cooperative associations to file liens against cooperative parcels; conforming provisions to changes made by the act; amending s. 720.303, F.S.; requiring homeowners' associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to parcel owners; amending s. 720.3085, F.S.; requiring homeowners' associations to deliver certain invoices for assessments or statements of account to parcel owners in a specified manner; requiring homeowners' associations to give notice to parcel owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring parcel owners to affirmatively acknowledge the changes in delivery methods; prohibiting homeowners' associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to parcel owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; providing an effective date.

—was read the second time by title.

Senator Rodriguez moved the following amendments which were adopted:

**Amendment 1 (327230)**—Delete line 307 and insert: *718.111(12)(a)11.b., the invoice for assessments or the unit's statement*

**Amendment 2 (755118)**—Delete line 328 and insert: *delivering an invoice for assessments or the statement of account. The unit owner may make*

**Amendment 3 (236280)**—Delete line 932 and insert: *delivering an invoice for assessments or the statement of account. The parcel owner may*

Pursuant to Rule 4.19, **CS for CS for SB 56**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**SB 146**—A bill to be entitled An act relating to civic education; amending s. 1003.44, F.S.; requiring the Commissioner of Education to develop minimum criteria for a nonpartisan civic literacy practicum for high school students, beginning with a specified school year; requiring the commissioner to develop a certain process for use by district school boards; specifying criteria for the civic literacy practicum; authorizing students to apply the hours they devote to practicum activities to certain community service requirements; requiring school districts accept nonpartisan civic literacy practicum activities and hours in requirements for certain awards; requiring the State Board of Education to designate certain high schools as Freedom Schools; requiring the state board to establish criteria for such designation; providing an effective date.

—was read the second time by title. On motion by Senator Brandes, by two-thirds vote, **SB 146** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bradley	Garcia
Albritton	Brandes	Gibson
Ausley	Brodeur	Harrell
Baxley	Broxson	Hooper
Bean	Burgess	Hutson
Berman	Cruz	Jones
Book	Diaz	Mayfield
Boyd	Farmer	Passidomo
Bracy	Gainer	Perry

Pizzo	Rodriguez	Taddeo
Polsky	Rouson	Thurston
Powell	Stargel	Torres
Rodrigues	Stewart	Wright

Nays—None

On motion by Senator Bradley—

**CS for SB 60**—A bill to be entitled An act relating to county and municipal code enforcement; amending s. 125.69, F.S.; prohibiting code inspectors designated by boards of county commissioners from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the board before an investigation occurs; providing applicability; providing construction; amending s. 162.06, F.S.; prohibiting code inspectors from initiating enforcement proceedings for potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing applicability; amending s. 162.13, F.S.; providing construction; amending s. 162.21, F.S.; prohibiting code enforcement officers from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing applicability; providing construction; amending s. 166.0415, F.S.; prohibiting code inspectors designated by governing bodies of municipalities from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the governing body before an investigation occurs; providing applicability; providing construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 60** was placed on the calendar of Bills on Third Reading.

**SB 380**—A bill to be entitled An act relating to child restraint requirements; amending s. 316.613, F.S.; increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **SB 380** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—None

Vote after roll call:

Yea—Bradley

Consideration of **CS for CS for SB 50** was deferred.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Powell, by two-thirds vote, **SB 1766** was withdrawn from the committees of reference and further consideration.

## MOTIONS

On motion by Senator Passidomo, by two-thirds vote, the following bills were immediately certified to the House: **CS for CS for SB 44, CS for CS for SB 234, CS for SB 348, SB 530, CS for CS for SB 272, CS for SB 64, CS for SB 72, CS for CS for SB 80, SB 146, and SB 380.**

On motion by Senator Passidomo, the rules were waived and the following bill temporarily postponed on the Special Order Calendar this day was retained on the Special Order Calendar: **CS for CS for SB 50.**

## BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 18, 2021: **SJR 204, CS for CS for SB 44, CS for CS for SB 234, CS for SB 348, SB 530, CS for CS for SB 52, CS for CS for SB 272, CS for SB 64, CS for SB 72, CS for CS for SB 80, CS for CS for SB 56, SB 146, CS for SB 60, SB 380.**

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

## REPORTS OF SPECIAL MASTER ON CLAIM BILLS

The Special Master on Claim Bills recommends the following pass: **SB 26; SB 398**

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

## REPORTS OF COMMITTEES

The Committee on Commerce and Tourism recommends the following pass: **CS for SB 574**

The Committee on Criminal Justice recommends the following pass: **CS for SB 936**

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: **CS for SB 938; SB 2006**

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

The Committee on Banking and Insurance recommends the following pass: **SB 1470**

**The bill was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Education recommends the following pass: **SB 1372; SB 1898**

**The bills were referred to the Appropriations Subcommittee on Education under the original reference.**

The Committee on Children, Families, and Elder Affairs recommends the following pass: **SB 606; SB 900; SB 948; SB 1582; SB 1686**

The Committee on Health Policy recommends the following pass: **SB 852; SB 874; SB 1442**

**The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Banking and Insurance recommends the following pass: **SB 1758**

The Committee on Regulated Industries recommends the following pass: **SB 1176**

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

The Committee on Regulated Industries recommends the following pass: **SB 872; SB 998; SB 1490; SB 1944**

**The bills were referred to the Committee on Community Affairs under the original reference.**

The Committee on Children, Families, and Elder Affairs recommends the following pass: **SB 1826**

The Committee on Health Policy recommends the following pass: **SB 818; SB 1934**

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: **SB 794**

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: **SB 224**

The Committee on Commerce and Tourism recommends the following pass: **SB 1444**

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

The Committee on Ethics and Elections recommends the following pass: **SB 1488; SB 1704**

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: **SB 1760**

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

The Committee on Banking and Insurance recommends the following pass: **SB 1786**

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1796

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

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The Committee on Appropriations recommends the following pass: CS for SB 170

The Committee on Banking and Insurance recommends the following pass: CS for SB 1288

The Committee on Commerce and Tourism recommends the following pass: SB 572; SB 616; SM 1544

The Committee on Criminal Justice recommends the following pass: CS for SB 932; SB 1850

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 622; SB 1134; SB 7000; SB 7012

The Committee on Health Policy recommends the following pass: CS for SB 532; CS for SB 614

The Committee on Transportation recommends the following pass: CS for SB 430

**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 Appropriations recommends the following pass: SB 524; SB 866; SB 1716

The Committee on Rules recommends the following pass: CS for SB 776

**The bills were placed on the Calendar.**

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The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1948

The Committee on Community Affairs recommends a committee substitute for the following: SB 758

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1818

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1954

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 344; SB 490; SB 506

The Committee on Judiciary recommends a committee substitute for the following: SB 368

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

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The Committee on Banking and Insurance recommends committee substitutes for the following: SB 390; SB 1574; SB 1598

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1152

**The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Criminal Justice recommends committee substitutes for the following: SB 640; SB 1908; SB 1970

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

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The Committee on Education recommends a committee substitute for the following: SB 86

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

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The Committee on Health Policy recommends committee substitutes for the following: SB 864; SB 1142

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

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The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1560

The Committee on Transportation recommends committee substitutes for the following: SB 676; SB 1034; SB 1466

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

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The Committee on Health Policy recommends a committee substitute for the following: SB 1132

**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 Banking and Insurance recommends a committee substitute for the following: SB 1478

The Committee on Judiciary recommends a committee substitute for the following: SB 954

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.**

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The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 2004

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1752

The Committee on Regulated Industries recommends a committee substitute for the following: SB 268

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

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The Committee on Judiciary recommends committee substitutes for the following: SB 468; SB 470

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 764

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



The Committee on Regulated Industries recommends a committee substitute for the following: SB 896

**The bill with committee substitute attached was referred to the Committee on Environment and Natural Resources under the original reference.**

The Committee on Agriculture recommends a committee substitute for the following: SB 1768

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 302

The Committee on Community Affairs recommends a committee substitute for the following: SB 1256

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1950

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1608

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1924

**The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.**

The Committee on Community Affairs recommends a committee substitute for the following: SB 284

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

The Committee on Agriculture recommends a committee substitute for the following: CS for SB 1370

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1046

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 856; CS for SB 1128

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 626

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 496; SB 1378

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 1060

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

The Committee on Rules recommends a committee substitute for the following: CS for SB 890

**The bill with committee substitute attached was placed on the Calendar.**

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 1192

The Appropriations Subcommittee on Education recommends the following pass: SB 1450

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 404

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

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 726; SB 1484

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 130

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

## REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends that the Senate confirm the following appointments made by the Governor:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Secretary of Business and Professional Regulation Appointee: Brown, Julie I.	Pleasure of Governor
Secretary of the Department of the Lottery Appointee: Davis, John F.	Pleasure of Governor

**The appointments were referred to the Committee on Regulated Industries under the original reference.**

The Appropriations Subcommittee on Health and Human Services recommends that the Senate confirm the following appointments made by the Governor:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Secretary of Health Care Administration Appointee: Marsteller, Simone	Pleasure of Governor

**The appointment was referred to the Committee on Health Policy under the original reference.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 7000-7058**—Previously introduced.

By the Committee on Environment and Natural Resources—

**SB 7060**—A bill to be entitled An act relating to biosolids; ratifying specified rules relating to biosolids management for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding any specified thresholds for likely adverse impact or increase in regulatory

costs; exempting the rules from certain review and approval by the Environmental Regulation Commission; providing applicability; providing construction; providing a declaration of important state interest; amending s. 403.0855, F.S.; requiring the Department of Environmental Protection to provide notice to and receive consent from private property owners before entering onto private property for specified biosolids testing; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Education; and Senator Baxley—

**CS for SB 86**—A bill to be entitled An act relating to student financial aid; creating s. 1006.75, F.S.; requiring the Board of Governors of the State University System to create an online dashboard; specifying minimum information to be included in the dashboard; requiring the dashboard to be available by a specified date; requiring each state university office of admissions website to contain a link to the dashboard; requiring each state university board of trustees to adopt certain procedures; requiring the procedures to include placing a hold on certain students' registration; specifying the requirements for students to lift the hold; requiring the Board of Governors to approve such procedures by a specified date; amending s. 1009.25, F.S.; making technical changes; amending s. 1009.40, F.S.; conforming provisions to changes made by the act; revising eligibility for an award under the Bright Futures Scholarship Program or the Benacquisto Scholarship Program; specifying funding award levels for students initially funded in a certain academic year; requiring postsecondary educational institutions to verify funding levels before award disbursement; creating s. 1009.46, F.S.; specifying the duties of certain postsecondary educational institutions with regard to financial aid and tuition assistance programs; specifying penalties for noncompliance; requiring the Board of Governors, the State Board of Education, and the Independent Colleges and Universities of Florida to each approve, by a specified date, a list of career certificate and undergraduate and graduate degree programs that they determine do not lead directly to employment; requiring that each list include specified information; requiring that the state board list include programs at independent colleges and universities licensed by the Commission for Independent Education; requiring each entity to publish the methodology used in determining whether programs are included on the list; requiring that the lists be updated annually, by a specified date, to be effective the next academic year; amending s. 1009.50, F.S.; revising the formula for calculating how Florida Public Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Public Student Assistance Grant Program funds to be deposited in the State Student Financial Assistance Trust Fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.505, F.S.; deleting a provision authorizing Florida Public Postsecondary Career Education Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.51, F.S.; revising the formula for calculating how Florida Private Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Private Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Private Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.52, F.S.; revising the formula for how Florida Postsecondary Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Postsecondary Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Postsecondary Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.53, F.S.; requiring the Department of Education to advertise the Florida Bright Futures Scholarship Program to specified persons no later than a specified date of each year; deleting a provision authorizing

unused Florida Bright Futures Scholarship Program funds to be carried forward; deleting a provision authorizing certain students to receive specified loans; amending s. 1009.532, F.S.; requiring, beginning with a specified academic year, that the maximum number of credit hours which can be awarded under the Florida Bright Futures Scholarship Program be reduced by the number of postsecondary credit hours the student has earned from certain articulated acceleration mechanisms which are applied toward certificate, diploma, or specified degree requirements or to general education requirements; amending s. 1009.534, F.S.; revising and expanding eligibility requirements of the Florida Academic Scholars award; providing that a Florida Academic Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.5341, F.S.; authorizing a Florida Bright Futures Scholarship recipient to apply the unused portion of a Florida Academic Scholars award or Florida Medallion Scholars award toward graduate study for a specified academic year; authorizing a Florida Bright Futures Scholarship recipient to apply the unused portion of a Florida Academic Scholars award or Florida Medallion Scholars award toward graduate study in a specified degree field, paid at the undergraduate rate, beginning with a specified academic year; amending s. 1009.535, F.S.; revising and expanding eligibility for a Florida Medallion Scholars award; providing a Florida Medallion Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; creating s. 1009.71, F.S.; establishing the Florida Bright Opportunities Grant Program; requiring the program to be administered by the participating institutions subject to state board rules; providing the purpose of the program; specifying eligibility requirements for the program; prohibiting institutions from imposing additional eligibility requirements on students; requiring the program to cover remaining tuition and fees for eligible students after the application of all other federal and state financial aid, with a stipend for books as specified in the General Appropriations Act; requiring program awards to be allocated on a first-come, first-served basis; requiring returning students to receive priority over new students; providing the duration of the award; requiring funds to be distributed to eligible institutions based on a formula approved by the state board; requiring the formula to take into account specified criteria; requiring grants to be transmitted to institutions in advance of the registration period; requiring institutions to notify students of award amounts; requiring institutions to determine the eligibility status of each student at a specified time; prohibiting institutions from being required to reevaluate student eligibility after the specified time; requiring institutions to report specified information to the department; requiring institutions to remit to the department any undisbursed advances within a specified timeframe; requiring the state board to adopt rules; creating s. 1009.711, F.S.; establishing the Florida Endeavor Scholarship Program; requiring the award to cover tuition, registration, and testing fees for eligible students at a Florida College System institution, a career center, or a charter technical career center; providing that students who earned a high school credential before enrolling at the institution are not eligible for the program; requiring enrollment in specified programs; requiring that students meet specified statutory requirements; requiring that students demonstrate readiness for enrollment in a postsecondary clock hour program by meeting a specified requirement, demonstrating specified literacy and numeracy skills, or by enrolling in an Integrated Education and Training program; specifying criteria for continuing eligibility and for a renewal award; prohibiting institutions from imposing additional criteria to determine a student's initial eligibility; providing that students are eligible to receive award amounts equal to certain tuition and registration fees; requiring program awards to be allocated on a first-come, first-served basis, with returning students given priority over new students; requiring funds to be distributed to eligible institutions based on a formula approved by the state board; requiring that the formula take into account specified criteria; requiring that grants be transmitted to institutions in advance of the registration period; requiring institutions to notify students of award amounts; requiring institutions to determine the eligibility status of each student at a specified time; prohibiting institutions from being required to reevaluate student eligibility after the specified time; requiring institutions to report specified information to the department; requiring institutions to remit to the department any undisbursed advances within a specified timeframe; requiring the state board to adopt rules; amending s. 1009.893, F.S.; requiring a student who enrolls in a baccalaureate degree program in specified academic years to comply with certain requirements to attain a Benacquisto Scholarship; pro-

viding that the amount awarded under the program will be as specified in the General Appropriations Act; providing an effective date.

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By the Committee on Regulated Industries; and Senator Perry—

**CS for SB 268**—A bill to be entitled An act relating to preemption of local occupational licensing; creating s. 163.211, F.S.; defining terms; preempting licensing of occupations to the state; providing exceptions; prohibiting local governments from imposing additional licensing requirements or modifying licensing unless specified conditions are met; specifying that certain local licensing that does not meet specified criteria does not apply and may not be enforced; amending s. 489.117, F.S.; specifying that certain specialty contractors are not required to register with the Construction Industry Licensing Board; prohibiting local governments from requiring certain specialty contractors to obtain a license under specified circumstances; specifying job scopes for which a local government may not require a license; amending ss. 489.1455 and 489.5335, F.S.; authorizing counties and municipalities to issue certain journeyman licenses; providing an effective date.

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By the Committee on Community Affairs; and Senators Perry and Hutson—

**CS for SB 284**—A bill to be entitled An act relating to building design; amending s. 163.3202, F.S.; prohibiting certain regulations relating to building design elements from being applied to certain dwellings; providing exceptions; defining terms; providing construction; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Taddeo—

**CS for SB 302**—A bill to be entitled An act relating to a Small Business Saturday sales tax holiday; defining the term “small business”; providing that small businesses are not required to collect the sales and use tax on the retail sale of certain items of tangible personal property during a specified timeframe; authorizing certain dealers to opt out of participating in the tax holiday, subject to certain requirements; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Diaz—

**CS for SB 344**—A bill to be entitled An act relating to legislative review of occupational regulations; providing a short title; creating s. 11.65, F.S.; defining terms; establishing a schedule for the systematic review of occupational regulatory programs; providing legislative intent; providing an effective date.

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By the Committee on Judiciary; and Senator Baxley—

**CS for SB 368**—A bill to be entitled An act relating to an elder-focused dispute resolution process; creating s. 44.407, F.S.; providing legislative findings; defining terms; authorizing the courts to appoint an eldercaring coordinator and refer certain parties and elders to eldercaring coordination; prohibiting the courts from referring certain parties to eldercaring coordination without the consent of the elder and other parties to the action; specifying the duration of eldercaring coordinator appointments; requiring the courts to conduct intermittent review hearings regarding the conclusion or extension of such appointments; providing qualifications and disqualifications for eldercaring coordinators; requiring the applicant to meet certain qualifications for background screening, unless otherwise exempt; requiring prospective eldercaring coordinators to submit fingerprints for purposes of criminal history background screening; providing for the payment and cost of fingerprint processing; providing for the removal and suspension of authority of certain eldercaring coordinators; requiring that notice of hearing on removal of a coordinator be timely served; authorizing the courts to award certain fees and costs under certain circumstances; requiring the court to appoint successor eldercaring coordinators under certain circumstances; authorizing the courts to make certain determinations based on the fees and costs of eldercaring coordination; providing that certain communications between the parties, partici-

pants, and eldercaring coordinators are confidential; providing exceptions to confidentiality; providing requirements for emergency reporting to courts under certain circumstances; providing immunity from liability for eldercaring coordinators under specified circumstances; requiring the Florida Supreme Court to establish certain minimum standards and procedures for eldercaring coordinators; providing an effective date.

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

**CS for SB 390**—A bill to be entitled An act relating to prescription drug coverage; amending s. 624.3161, F.S.; authorizing the Office of Insurance Regulation to examine pharmacy benefit managers; specifying that certain examination costs are payable by persons examined; transferring, renumbering, and amending s. 465.1885, F.S.; revising the entities conducting pharmacy audits to which certain requirements and restrictions apply; authorizing audited pharmacies to appeal certain findings; providing that health insurers and health maintenance organizations that transfer a certain payment obligation to pharmacy benefit managers remain responsible for certain violations; amending ss. 627.64741 and 627.6572, F.S.; authorizing the office to require health insurers to submit to the office certain contracts or contract amendments entered into with pharmacy benefit managers; authorizing the office to order health insurers to cancel such contracts under certain circumstances; authorizing the commission to adopt rules; revising applicability; amending s. 627.6699, F.S.; requiring certain health benefit plans covering small employers to comply with certain provisions; amending s. 641.314, F.S.; authorizing the office to require health maintenance organizations to submit to the office certain contracts or contract amendments entered into with pharmacy benefit managers; authorizing the office to order health maintenance organizations to cancel such contracts under certain circumstances; authorizing the commission to adopt rules; revising applicability; providing an effective date.

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By the Committee on Judiciary; and Senator Bracy—

**CS for SB 468**—A bill to be entitled An act relating to expunction of criminal history records relating to certain cannabis offenses; creating s. 943.0586, F.S.; providing for eligibility; requiring a petitioner to obtain a certificate of eligibility from the Department of Law Enforcement; requiring the department to adopt rules; providing application requirements and contents of a certificate of eligibility for expunction; requiring the department to issue a certificate of eligibility for expunction if a person meets specified criteria; providing contents of a petition; providing court procedures for expungement; providing that the subject of an expungement order may lawfully deny or fail to acknowledge the arrest and notice to appear; providing exceptions; providing that a petition for expunction of certain cannabis offenses does not foreclose the petitioner from applying to seal or expunge other criminal arrests; providing an effective date.

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By the Committee on Judiciary; and Senator Bracy—

**CS for SB 470**—A bill to be entitled An act relating to public records; amending s. 943.0586, F.S.; providing an exemption from public records requirements for specified expunged criminal history records; providing exceptions; providing criminal penalties; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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By the Committee on Governmental Oversight and Accountability; and Senators Bracy and Stewart—

**CS for SB 490**—A bill to be entitled An act relating to Juneteenth Day; amending s. 683.01, F.S.; designating Juneteenth Day as a legal holiday; repealing s. 683.21, F.S., relating to Juneteenth Day; deleting provisions designating Juneteenth Day as a special observance, to conform to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Community Affairs; and Senator Perry—

**CS for CS for SB 496**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights which a local government may use; requiring a local government to adopt a property rights element by the earlier of its adoption of its next proposed plan amendment initiated after a certain date or the next scheduled evaluation and appraisal of its comprehensive plan; prohibiting a local government's property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Garcia—

**CS for SB 506**—A bill to be entitled An act relating to transparency in government spending; amending s. 215.985, F.S.; defining terms; requiring nongovernmental entities that have received a specified amount of state funds to submit an annual report detailing certain compensation data to the Department of Management Services; requiring such reports to be verified under penalty of perjury; requiring the department to post the information received through such reports on a specified website; requiring a nongovernmental entity to post the reported compensation information on its website; requiring a nongovernmental entity to take certain actions before receiving funds from a governmental entity; prohibiting a governmental entity from expending, transferring, or distributing funds to a nongovernmental entity if compliance with reporting requirements is not met; specifying applicability; providing an effective date.

By the Committees on Criminal Justice; and Children, Families, and Elder Affairs; and Senators Bracy and Torres—

**CS for CS for SB 626**—A bill to be entitled An act relating to juvenile justice; creating s. 985.031, F.S.; providing a short title; prohibiting a child younger than a certain age from being taken into custody, arrested, charged, or adjudicated delinquent for a delinquent act or violation of law; providing an exception; providing an effective date.

By the Committee on Criminal Justice; and Senators Powell and Farmer—

**CS for SB 640**—A bill to be entitled An act relating to prosecuting children as adults; amending s. 985.556, F.S.; deleting provisions under which a state attorney must either request a court to transfer and certify children of certain ages who commit specified crimes for prosecution as adults or provide written reasons to the court for not making such a request, or must proceed under certain provisions; amending s. 985.557, F.S.; revising the circumstances under which a state attorney may file an information in cases that involve children of certain ages who commit certain crimes; amending s. 985.56, F.S.; providing that children 14 years of age or older, rather than children of any age, who are charged with certain offenses are subject to the jurisdiction of the court until an indictment is returned by the grand jury; prohibiting the transfer of a child to adult court for criminal prosecution of an indictable offense until the child's competency has been restored, if the child has a pending competency hearing or previously has been found incompetent and has not been restored to competency by a court; providing for the tolling of certain time limits; authorizing, rather than requiring, a child who is found to have committed specified crimes to be sentenced according to certain provisions; amending s. 985.565, F.S.; authorizing, rather than requiring, a child to be sentenced as an adult if the child is found to have committed an offense punishable by death or life imprisonment; conforming provisions to changes made by the act;

amending s. 985.03, F.S.; conforming a cross-reference; reenacting s. 985.265(5), F.S., relating to detention transfer and release, education, and adult jails, to incorporate the amendments made to ss. 985.556 and 985.557, F.S., in references thereto; reenacting s. 985.15(1), F.S., relating to filing decisions, to incorporate the amendments made to ss. 985.556 and 985.557, F.S., in references thereto; reenacting s. 985.26(2)(c), F.S., relating to the length of detention, to incorporate the amendments made to ss. 985.557 and 985.56, F.S., in references thereto; providing an effective date.

By the Committee on Transportation; and Senators Baxley, Pizzo, and Harrell—

**CS for SB 676**—A bill to be entitled An act relating to special and specialty license plates; amending s. 320.08056, F.S.; providing an exception to the requirement that specialty license plate annual use fees and interest earned from those fees be expended only in this state; amending s. 320.08058, F.S.; revising legislative intent; revising distribution and application of annual fees from the sale of Florida Indian River Lagoon license plates; revising distribution of annual use fees from the sale of Wildlife Foundation of Florida license plates; revising distribution of annual use fees from the sale of Divine Nine license plates; providing eligibility requirements for issuance of such plates; authorizing such plates to be personalized and to be displayed on certain vehicles; prohibiting the transfer of such plates between vehicle owners; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for the distribution and use of fees collected from the sale of such plates; amending s. 320.0807, F.S.; revising requirements for the issuance of certain special license plates; amending s. 320.089, F.S.; authorizing the department to issue Army of Occupation license plates; specifying qualifications and requirements for the license plates; providing an effective date.

By the Committee on Community Affairs; and Senator Diaz—

**CS for SB 758**—A bill to be entitled An act relating to the fiduciary duty of care for appointed public officials and executive officers; providing a directive to the Division of Law Revision to create part IX of ch. 112, F.S.; creating s. 112.89, F.S.; providing legislative findings and purpose; defining terms; establishing standards for the fiduciary duty of care for appointed public officials and executive officers of specified governmental entities; requiring training on board governance beginning on a specified date; requiring the Department of Business and Professional Regulation to contract for or approve a training program or publish a list of approved training providers; specifying requirements for such training; authorizing training to be provided by in-house counsel for certain governmental entities; requiring appointed public officials and executive officers to certify their completion of the annual training; requiring the department to adopt rules; providing exceptions to the training requirement; specifying requirements for the appointment of executive officers and general counsels of governmental entities; specifying standards for legal counsel; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Burgess—

**CS for SB 764**—A bill to be entitled An act relating to veterans treatment courts; amending s. 394.47891, F.S.; providing legislative intent; defining terms; authorizing certain courts to create and administer veterans treatment courts for specified purposes; providing standards for admission to a veterans treatment court program; specifying program implementation procedures, components, and policies; specifying eligibility requirements for participation in the program; providing construction; specifying that the act does not create a right to participate in the program; deleting provisions relating to the Military Veterans and Servicemembers Court Program, to conform to changes made by the act; amending ss. 43.51, 910.035, and 948.06, F.S.; conforming provisions to changes made by the act; amending ss. 948.08 and 948.16, F.S.; revising eligibility for certain pretrial programs to include certain individuals eligible to participate in a veterans treatment court program; amending s. 948.21, F.S.; authorizing a court to impose a condition requiring a probationer or community controllee eligible to participate in a veterans treatment court program to participate in certain treatment programs under certain circumstances; specifying

applicability of the act to participants in certain court programs in existence as of a specified date; providing an effective date.

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

**CS for CS for SB 856**—A bill to be entitled An act relating to the express preemption of fuel retailers and related transportation infrastructure; creating s. 377.707, F.S.; defining terms; prohibiting a municipality, county, special district, or political subdivision from taking certain actions to prohibit the siting, development, or redevelopment of fuel retailers and the related transportation infrastructure and from requiring fuel retailers to install or invest in a particular fueling infrastructure; providing construction; providing an effective date.

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By the Committee on Health Policy; and Senator Brodeur—

**CS for SB 864**—A bill to be entitled An act relating to telehealth; amending s. 456.47, F.S.; revising the definition of the term “telehealth”; revising an exemption from telehealth registration requirements; providing an effective date.

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By the Committees on Rules; and Criminal Justice; and Senator Hooper—

**CS for CS for SB 890**—A bill to be entitled An act relating to the use of electronic databases; amending s. 119.0712, F.S.; prohibiting the use or release, not authorized by law, of any information contained in the Driver and Vehicle Information Database; providing a noncriminal infraction; amending s. 943.125, F.S.; requiring the law enforcement accreditation program to address access to and use of personal identification information contained in electronic databases; creating s. 943.1719, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate into the course curriculum required for initial certification of law enforcement officers instruction on the authorized access to and use of personal identification information contained in electronic databases; providing training requirements; creating s. 943.17191, F.S.; requiring the commission to adopt rules requiring that each law enforcement officer receive instruction on the authorized access to and use of personal identification information contained in electronic databases for continued employment or appointment as an officer; providing training requirements; providing an effective date.

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By the Committee on Regulated Industries; and Senator Brodeur—

**CS for SB 896**—A bill to be entitled An act relating to renewable natural gas; amending s. 366.91, F.S.; defining and redefining terms; authorizing the Florida Public Service Commission to approve cost recovery by a gas public utility for certain contracts for the purchase of renewable natural gas; amending ss. 366.92, 373.236, and 403.973, F.S.; conforming cross-references; reenacting s. 288.9606(7), F.S., relating to the issuance of revenue bonds, to incorporate the amendment made to s. 366.91, F.S., in a reference thereto; providing an effective date.

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By the Committee on Judiciary; and Senator Bean—

**CS for SB 954**—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; requiring an attorney who accepts certain engagements to obtain a fee disclosure statement signed by the person responsible for administering an estate; requiring that such disclosure statement contain certain statements; deleting provisions relating to the determination of reasonable compensation for attorneys of personal representatives; deleting provisions relating to petitions to increase or decrease compensation for such attorneys; amending s. 736.1007, F.S.; deleting provisions relating to the determination of reasonable compensation for attorneys of trustees; deleting provisions relating to petitions to increase or decrease compensation for such attorneys; amending ss. 733.106 and 736.1005, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senator Hooper—

**CS for SB 1034**—A bill to be entitled An act relating to transportation-related facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

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By the Committee on Commerce and Tourism; and Senators Bean, Baxley, and Bradley—

**CS for SB 1046**—A bill to be entitled An act relating to arrest booking photographs; amending s. 901.43, F.S.; expanding the applicability of provisions relating to the dissemination of arrest booking photographs to include a person or an entity whose primary business model is the publication or dissemination of such photographs for a commercial purpose or pecuniary gain; providing an effective date.

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By the Committees on Regulated Industries; and Judiciary; and Senator Bradley—

**CS for CS for SB 1060**—A bill to be entitled An act relating to limitation of liability for voluntary engineering or architectural services; creating s. 768.38, F.S.; defining the term “structures specialist”; exempting engineers, architects, and structures specialists from liability for certain voluntary engineering or architectural services under certain circumstances; providing applicability; providing an effective date.

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

**CS for CS for SB 1128**—A bill to be entitled An act relating to preemption over restriction of utility services; creating s. 366.032, F.S.; prohibiting municipalities, counties, special districts, or other political subdivisions from restricting or prohibiting the types or fuel sources of energy production used, delivered, converted, or supplied by certain entities to customers; providing construction; voiding existing specified documents and policies that are preempted by this act; providing an effective date.

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By the Committee on Health Policy; and Senator Bean—

**CS for SB 1132**—A bill to be entitled An act relating to personal care attendants; amending s. 400.141, F.S.; authorizing nursing home facilities to employ personal care attendants if they are participating in a certain training program developed by the Agency for Health Care Administration, in consultation with the Board of Nursing; providing minimum requirements for such program; providing limitations on such personal care attendants’ practice; authorizing the agency to adopt rules; authorizing certain personal care attendant programs to continue operating during the agency’s rulemaking process under certain circumstances; requiring the agency to notify the Division of Law Revision of the date certain rules take effect; providing for future repeal; amending s. 400.211, F.S.; authorizing certain persons to be employed by a nursing home facility as personal care attendants for a specified period if a certain training requirement is met; defining the term “personal care attendants”; providing an effective date.

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By the Committee on Health Policy; and Senator Rodrigues—

**CS for SB 1142**—A bill to be entitled An act relating to prohibited acts by health care practitioners; amending s. 456.072, F.S.; subjecting health care practitioners to discipline for making misleading, deceptive, or fraudulent representations related to their specialty designations; specifying that only certain licensed health care practitioners may use the terms “anesthesiologist” or “dermatologist”; subjecting health care practitioners to discipline for failing to provide written or oral notice to patients of their specialty designation; requiring the department, instead of applicable health care practitioner boards, to enforce the written or oral notice requirement; requiring the department to issue emergency cease and desist orders to certain persons under certain circumstances; providing requirements for the notice of such emergency

orders; requiring the department to impose certain administrative penalties if such persons do not immediately comply with the emergency orders; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Brandes—

**CS for SB 1152**—A bill to be entitled An act relating to fleet management; requiring the Department of Management Services to prepare an inventory of state-owned motor vehicles, maintenance facilities, and fuel depots; requiring the department to submit the inventory to the Governor and the Legislature by a specified date; specifying requirements for the inventory; requiring state agencies and state universities to provide certain information requested by the department; requiring the department to create, administer, and maintain a centralized management system for the motor vehicle fleet, maintenance facilities, and fuel depots; requiring the department to consolidate the management of existing motor vehicles, maintenance facilities, fuel depots, and certain full-time equivalent and other personal services positions; requiring state agencies and state universities to provide certain information requested by the department; requiring the department to contract with a vendor or contractor for a specified purpose; providing an effective date.

By the Committee on Community Affairs; and Senator Polsky—

**CS for SB 1256**—A bill to be entitled An act relating to homestead exemption for seniors 65 and older; amending s. 196.075, F.S.; revising provisions to require certain taxpayers to submit a claim for homestead exemption only one time if certain conditions are met; requiring the property appraiser to provide specified information related to income limitations on an annual basis; providing an effective date.

By the Committees on Agriculture; and Regulated Industries; and Senator Rodriguez—

**CS for CS for SB 1370**—A bill to be entitled An act relating to the medical treatment of animals; amending s. 474.202, F.S.; revising the definition of the term “veterinarian/client/patient relationship”; defining the term “veterinary telemedicine”; creating s. 474.2021, F.S.; authorizing veterinarians to practice veterinary telemedicine; specifying the services a veterinarian may provide without first establishing a veterinarian/client/patient relationship by a physical examination; prohibiting veterinarians from prescribing controlled substances under certain circumstances; providing exceptions; providing licensure requirements to practice veterinary telemedicine; providing jurisdiction of the Florida Board of Veterinary Medicine; providing construction; amending s. 474.203, F.S.; revising exceptions to who may immunize or treat an animal for certain diseases; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 828.30, F.S.; authorizing employees, agents, or contractors of animal control authorities to administer rabies vaccinations under certain circumstances; providing that a supervising veterinarian assumes responsibility for any person working at his or her discretion or under his or her supervision; defining the term “indirect supervision”; providing requirements; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp on a rabies vaccination certificate; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

**CS for SB 1378**—A bill to be entitled An act relating to corporate espionage; providing a short title; amending s. 812.081, F.S.; revising definitions; prohibiting theft of a trade secret; prohibiting trafficking in trade secrets; providing criminal penalties; reclassifying the criminal penalty and increasing the offense severity ranking for an offense committed with specified intent; requiring a court to order specified restitution for a violation; providing for civil actions for violations; providing an exception to criminal and civil liability for certain disclosures; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; ranking the severity of offenses; providing an effective date.

By the Committee on Transportation; and Senator Hutson—

**CS for SB 1466**—A bill to be entitled An act relating to airports; amending s. 332.007, F.S.; revising the types of airports to which funds for master planning and eligible aviation development projects are limited; providing an effective date.

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

**CS for SB 1478**—A bill to be entitled An act relating to consumer finance loans; amending s. 516.03, F.S.; authorizing an applicant for a license to make and collect loans under the Florida Consumer Finance Act to provide certain documents in lieu of evidence of liquid assets; amending s. 516.031, F.S.; prohibiting a person licensed to make and collect consumer finance loans from charging prepayment penalties for loans; amending s. 516.05, F.S.; authorizing an applicant for a license to make and collect consumer finance loans or a licensee to provide a surety bond, certificate of deposit, or letter of credit in lieu of evidence of liquid assets; providing requirements for such bonds, certificates of deposit, and letters of credit; providing rulemaking authority; amending s. 516.07, F.S.; amending grounds for denial of license or disciplinary action; amending s. 516.36, F.S.; providing requirements for loan terms; amending s. 559.952, F.S.; revising exceptions for a licensee during the Financial Technology Sandbox period; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Ausley—

**CS for SB 1560**—A bill to be entitled An act relating to broadband Internet service; amending s. 364.0135, F.S.; revising legislative findings; defining terms; revising the duties of the Florida Office of Broadband within the Department of Economic Opportunity; requiring local technology planning teams or partnerships to work with rural communities for specified purposes; requiring the office to develop geographic information system maps in collaboration with specified entities and consistent with certain federal reporting standards by a specified date; specifying required contents of the maps; requiring the department to annually update such maps and establish a mechanism to receive and verify governmental and public input related to broadband Internet service; authorizing the department to work collaboratively with specified entities in developing the mechanism; requiring the office to develop a broadband infrastructure asset map by a specified date; specifying required contents of the map; establishing the Broadband Deployment Task Force within the office for a specified purpose; requiring the department to provide administrative and technical assistance to the task force; providing for the membership and duties of the task force; requiring the task force to submit annual progress reports to the Governor and the Legislature by a specified date; providing that certain information provided to the department from broadband service providers retains its exemption from public disclosure; creating s. 364.0136, F.S.; creating the Broadband Opportunity Program within the office; providing for administration of the program; providing requirements for grant awards; providing eligibility requirements; providing application requirements; requiring the office to publish certain information related to grant applications and grant awards on its website; authorizing grant applications to be challenged under certain circumstances; specifying contents of a challenge; providing procedures to be used by the office in evaluating challenges; providing direction for prioritizing grant funding; specifying conditions for the award of grants; requiring the office to enter into an agreement containing specified information with each grant recipient; requiring the office to publish specified information annually on its website and provide the information to the Governor and Legislature; creating s. 364.0137, F.S.; defining terms; requiring the office to establish a process to identify eligible households to receive federal Emergency Broadband Benefit Program funds under certain circumstances; providing for direct subsidy payments; providing for household participation in the program; requiring the office to provide certain information to potentially eligible households; providing an effective date.

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

**CS for SB 1574**—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.021, F.S.; revising applicability; amending s. 627.351, F.S.; revising the method for determining the amounts of potential surcharges to be levied against

policyholders under certain circumstances; requiring the corporation to levy an annual legal expenses surcharge; revising conditions for eligibility for coverage with the corporation to require a certain minimum premium; specifying a limit for agent commission rates; revising the application of annual rate increase limits to certain policies issued by the corporation; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation's depopulation, take-out, or keep-out programs; providing thresholds for eligibility for coverage by the corporation for risks offered coverage from qualified surplus lines insurers; authorizing information from underwriting files and confidential claims files to be released by the corporation to specified entities considering writing or underwriting risks insured by the corporation under certain circumstances; specifying that only the corporation's transfer of a policy file to an insurer, as opposed to the transfer of any file, changes the file's public record status; making technical changes; amending s. 627.3517, F.S.; making technical changes; amending s. 627.3518, F.S., and reenacting subsections (6) and (7), relating to the Citizens Property Insurance Corporation policyholder eligibility clearinghouse program, to incorporate the amendments made to s. 627.351, F.S., in references thereto; conforming provisions to changes made by the act; providing an effective date.

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

**CS for SB 1598**—A bill to be entitled An act relating to consumer protection; amending s. 501.0051, F.S.; prohibiting consumer reporting agencies from charging to reissue or provide a new unique personal identifier to a consumer for the removal of a security freeze; amending s. 624.307, F.S.; revising a requirement for persons licensed or authorized by the Department of Financial Services or the Office of Insurance Regulation to respond to the department's Division of Consumer Services regarding consumer complaints; amending s. 624.501, F.S.; deleting a fee for adjusting firm licenses; amending s. 626.015, F.S.; defining the term "claims adjusting"; amending s. 626.112, F.S.; deleting an obsolete provision; prohibiting unlicensed activity by an adjusting firm; providing an exemption; providing an exemption from licensure for branch firms that meet certain criteria; providing an administrative penalty for failing to apply for certain licensure; providing a criminal penalty for aiding or abetting unlicensed activity; amending s. 626.602, F.S.; authorizing the department to disapprove the use of insurance agency names containing the words "Medicare" or "Medicaid"; providing an exception for certain insurance agencies for a certain period; providing for expiration of certain licenses on a certain date; amending s. 626.621, F.S.; adding grounds on which the department may take certain actions against a license, appointment, or application of certain insurance representatives; amending s. 626.7315, F.S.; conforming a cross-reference; amending ss. 626.782 and 626.783, F.S.; revising the definitions of the terms "industrial class insurer" and "ordinary-combination class insurer," respectively, to conform to changes made by the act; amending s. 626.7845, F.S.; conforming a cross-reference; repealing s. 626.796, F.S., relating to the representation of multiple insurers in the same industrial debit territory; amending s. 626.8305, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; revising the timeframes in which an insured or a claimant may cancel a public adjuster's contract to adjust a claim without penalty or obligation; requiring that public adjuster's contracts include a specified disclosure; specifying requirements for written estimates of loss provided by public adjusters to claimants or insureds; prohibiting certain contractors from soliciting insureds to file insurance claims under certain circumstances; revising services a person is prohibited from performing unless the person meets specified requirements; authorizing the department to take administrative actions and impose fines against persons performing specified activities without licensure; amending s. 626.916, F.S.; revising disclosure requirements for certain classes of insurance before being eligible for export under the Surplus Lines Law; amending s. 626.9541, F.S.; adding certain acts or practices to the definition of sliding; amending s. 626.9741, F.S.; requiring an insurer to include certain additional information when providing an applicant or insured with certain credit report or score information; amending s. 626.9953, F.S.; correcting a cross-reference; amending ss. 626.9957 and 627.062, F.S.; conforming cross-references; amending s. 627.502, F.S.; prohibiting life insurers from writing new policies of industrial life insurance beginning on a certain date; making technical changes; amending s. 627.70131, F.S.; providing that a communication made to or by an insurer's representative, rather than to or by an insurer's agent, con-

stitutes communication to or by the insurer; revising the timeframe for insurers to begin certain investigations; requiring an insurer-assigned licensed adjuster to provide the policyholder with certain information in certain investigations; requiring insurers to maintain certain records and provide certain lists upon request; requiring insurers to include specified notices when providing preliminary or partial damage estimates or claim payments; providing applicability; conforming provisions to changes made by the act; creating s. 627.7031, F.S.; prohibiting foreign venue clauses in property insurance policies; providing applicability; amending s. 627.7142, F.S.; revising information contained in the Homeowner Claims Bill of Rights; conforming provisions to changes made by the act; amending s. 631.57, F.S.; deleting a deductible on the obligation of the Florida Insurance Guaranty Association, Incorporated, as to certain covered claims; amending s. 631.904, F.S.; revising the definition of the term "covered claim"; deleting a requirement that a policy be in force on the date of the final order of liquidation; providing effective dates.

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By the Committee on Criminal Justice; and Senator Bean—

**CS for SB 1608**—A bill to be entitled An act relating to protecting consumers against pandemic-related fraud; creating s. 817.418, F.S.; defining the term "personal protective equipment"; prohibiting dissemination of false or misleading information relating to personal protective equipment under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; creating s. 817.504, F.S.; prohibiting dissemination of false or misleading vaccine information under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; amending s. 921.0022, F.S.; ranking offenses created by the act on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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By the Committee on Environment and Natural Resources; and Senator Rodriguez—

**CS for SB 1752**—A bill to be entitled An act relating to construction and maintenance of water supply and sewage disposal systems by counties and independent special districts; amending s. 153.04, F.S.; providing requirements for independent special districts that choose to exercise certain powers granted under ch. 153, F.S.; providing an exception for certain entities to construct water supply systems; providing an effective date.

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By the Committee on Agriculture; and Senator Rouson—

**CS for SB 1768**—A bill to be entitled An act relating to agriculture and nutrition; amending s. 287.082, F.S.; conforming provisions to changes made by the act; creating s. 287.0823, F.S.; declaring that it is a state goal that by a specified date, a percentage of food commodities purchased by state agencies, Florida College System institutions, and state universities will be grown or produced in this state; requiring such agencies, institutions, and universities to give preference to food commodities grown or produced in this state in certain purchasing agreements, state term contracts, or contracts for the purchase of food commodities; providing conditions for such preference; defining the term "food commodities"; requiring certain of such agencies, institutions, and universities to cooperate with the Department of Management Services in establishing a reporting system; requiring such agencies, institutions, and universities to report compliance to the Governor, Cabinet, and Legislature by a specified date each year; specifying report requirements; amending s. 595.405, F.S.; providing sponsor reimbursements for certain school breakfast meals; requiring certain schools to implement a program for special assistance certification and reimbursement alternatives to provide universal free school breakfast and lunch meals; providing an exception; requiring sponsors or designated sponsor entities to consider certain public testimony before declining to implement the program; directing the Department of Education to use specified data and methodologies to establish income levels for schools implementing the program; requiring a specified multiplier to be applied when using certain data; creating s. 595.421, F.S.; establishing the Agricultural Surplus Purchase Program within the Department of



Agriculture and Consumer Services for a specified purpose; authorizing the department to consult with specified entities; directing the department to purchase, donate, and distribute certain agricultural commodities to specified organizations and communities and to adopt specified rules; creating s. 595.422, F.S.; establishing the Local Food Pantry Infrastructure Assistance Grant Program within the department for a specified purpose; defining the term “food pantry”; requiring the department to adopt specified rules and to promote and market the program; creating s. 595.802, F.S.; establishing the Healthy Food Access Pilot Program within the department for a specified purpose; requiring the department to adopt rules; authorizing the department to enter into agreements with third-party vendors; requiring the department to submit an annual report to the Governor and Legislature; providing that the program is repealed by a specified date unless reenacted by the Legislature; providing appropriations; providing an effective date.

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By the Committee on Criminal Justice; and Senator Burgess—

**CS for SB 1818**—A bill to be entitled An act relating to law enforcement officer training; creating s. 943.1719, F.S.; defining terms; authorizing the Criminal Justice Standards and Training Commission to incorporate instruction on use of force, deescalation techniques, and suicide awareness and prevention techniques into the course curriculum required for law enforcement officers obtaining initial certification; providing training authorizations; creating s. 943.17191, F.S.; authorizing the commission to adopt rules authorizing each officer to receive instruction on use of force, deescalation techniques, and suicide awareness and prevention techniques as part of required instruction for continued employment or appointment as an officer; providing an effective date.

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By the Committee on Criminal Justice; and Senator Pizzo—

**CS for SB 1908**—A bill to be entitled An act relating to gain-time for certain women prisoners; creating s. 944.243, F.S.; defining the term “violent felony”; specifying that a pregnant prisoner or a prisoner who is the mother of a child of a certain age sentenced to a state correctional institution is eligible under certain circumstances to earn or receive gain-time in an amount that would cause her sentence to expire, end, or terminate after serving 65 percent of the sentence imposed; providing that a pregnant prisoner or a prisoner who is the mother of a child of a certain age is ineligible under certain circumstances to earn or receive gain-time in an amount that would cause her sentence to expire, end, or terminate after serving 65 percent of the sentence imposed; amending ss. 921.002 and 944.275, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Community Affairs; and Senator Diaz—

**CS for SB 1924**—A bill to be entitled An act relating to emergency management powers of political subdivisions; amending s. 252.38, F.S.; specifying that a political subdivision has the burden of proving the proper exercise of its police power in the issuance of certain emergency orders; authorizing the Governor or the Legislature to invalidate emergency measures issued by a political subdivision under specified conditions; amending s. 252.46, F.S.; providing for the automatic expiration of emergency orders issued by a political subdivision; authorizing the extension of such orders if certain conditions are met; prohibiting a political subdivision from issuing a subsequent order for the same emergency that is substantially similar to the expired order; providing an effective date.

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By the Committee on Commerce and Tourism; and Senators Bean and Bradley—

**CS for SB 1948**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to

create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term “administrative costs” relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Fund; amending s. 290.046, F.S.; revising the application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the definition of the term “specified agency” to include certain regional workforce boards for the purposes of labor laws; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term “address”; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to maintain an effective and efficient system relating to the reemployment assistance program; revising the functions and objectives of the Reemployment Assistance Claims and Benefits Information System; requiring the department to perform an annual review of the system; requiring the department to seek input from certain state entities when performing such review; requiring the department to submit an annual report to the Governor and the Legislature beginning on a specified date; providing requirements for such report; deleting obsolete language; requiring the department take actions to modernize the system in the 2021-2022 fiscal year as directed in the General Appropriations Act; amending s. 443.151, F.S.; revising the timeline for employers’ responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced time-frame; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

**CS for SB 1950**—A bill to be entitled An act relating to financial institutions; amending s. 120.80, F.S.; providing that the failure of foreign nationals to appear through video conference at certain hearings is grounds for denial of certain applications; amending s. 475.01, F.S.; conforming a cross-reference; creating s. 501.2076, F.S.; providing that the imposition of fees or charges upon consumers for online audit verifications of financial institution accounts is a violation of the Florida Deceptive and Unfair Trade Practices Act; amending s. 518.117, F.S.; conforming a cross-reference; amending s. 655.045, F.S.; revising the interval for the Office of Financial Regulation to conduct certain examinations; authorizing the Office of Financial Regulation to delay examinations of financial institutions under certain circumstances; specifying that examination requirements are deemed met under certain circumstances; requiring copies of certain examination reports to be furnished to financial institutions; requiring certain directors to review and acknowledge receipt of such reports; amending s. 655.414, F.S.; revising the entities that may assume liabilities, and the liabilities that may be assumed, according to certain procedures, conditions, and limitations; specifying the basis for calculating percentages of assets or liabilities; amending s. 655.50, F.S.; revising the definition of the term “financial institution”; amending s. 657.021, F.S.; requiring credit unions to submit specified information to the office after certain meetings;



amending s. 657.042, F.S.; revising certain limitations on credit union investments; amending s. 658.12, F.S.; defining the term “target market”; amending s. 658.20, F.S.; requiring the office, upon receiving applications for authority to organize a bank or trust company, to investigate the need for new bank facilities in a primary service area or target market and the ability of such service area or target market to support new and existing bank facilities; amending s. 658.21, F.S.; deleting a requirement that certain proposed financial institution presidents or chief executive officers have certain experience within a specified timeframe; creating s. 658.265, F.S.; defining the term “trust representative office”; authorizing a trust representative office to engage in certain activities; prohibiting a trust representative office from engaging in fiduciary activities; amending s. 658.28, F.S.; requiring a person or group to notify the office upon acquiring a controlling interest in a bank or trust company in this state; amending s. 658.2953, F.S.; defining the term “de novo branch”; amending s. 662.1225, F.S.; revising the type of institution with which certain family trust companies are required to maintain a deposit account; amending s. 662.128, F.S.; revising the timeframe for filing renewal applications for certain family trust companies; amending s. 663.07, F.S.; revising the banks with which international bank agencies or branches shall maintain certain deposits; amending s. 663.532, F.S.; requiring limited service affiliates to suspend certain permissible activities under certain circumstances; specifying that such suspensions remain in effect until certain conditions are met; amending s. 736.0802, F.S.; conforming a cross-reference; providing an effective date.

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By the Committee on Environment and Natural Resources; and Senators Rodrigues and Garcia—

**CS for SB 1954**—A bill to be entitled An act relating to statewide flooding and sea-level rise resilience; creating s. 380.093, F.S.; providing legislative intent; defining terms; establishing the Resilient Florida Grant Program within the Department of Environmental Protection; authorizing the department to provide grants to local governments to fund the costs of community resilience planning, subject to appropriation; providing requirements for certain local government vulnerability assessments; requiring the department to notify the Legislature when specifically referenced sources or standards are updated or replaced; requiring the department to complete a comprehensive statewide flood vulnerability and sea-level rise data set and assessment by specified dates; specifying requirements for such data set and assessment; requiring the department to develop a Statewide Flooding and Sea-Level Rise Resilience Plan and annually submit the plan to the Governor and Legislature by a specified date; specifying requirements for the plan; requiring water management districts to annually submit proposed projects to the department for inclusion in the plan; specifying requirements for such projects; specifying projects that are ineligible for inclusion in the plan; requiring the department to implement a scoring system for assessing projects submitted by water management districts; limiting the total amount of funding that may be proposed in the plan; requiring the Legislature, upon review and subject to appropriation, to approve funding for projects as specified in the plan; authorizing local governments to create regional resilience coalitions for a specified purpose; authorizing the department to provide funding to the coalitions, subject to appropriation; creating s. 380.0933, F.S.; establishing the Florida Flood Hub for Applied Research and Innovation within the University of South Florida College of Marine Science for a specified purpose; providing duties of the hub; providing for an executive director; requiring the hub to submit an annual report to the Governor and Legislature by a specified date; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include specified information relating to inland and coastal flood control in certain assessments; providing an effective date.

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By the Committee on Criminal Justice; and Senators Pizzo and Rodriguez—

**CS for SB 1970**—A bill to be entitled An act relating to law enforcement reform; providing a declaration of important state interest; amending s. 943.10, F.S.; defining terms; amending s. 943.12, F.S.; requiring the Criminal Justice Standards and Training Commission to adopt rules prohibiting law enforcement officers, correctional officers, or correctional probation officers from using specified techniques; providing an exception; requiring the commission to adopt rules requiring employing agencies to report information related to the use of such techniques; requiring that the commission cause to be investigated certain officers who use the prohibited techniques; requiring the com-

mission to provide specified data regarding final commission orders to the National Decertification Index; creating s. 943.121, F.S.; requiring the commission to establish and maintain standards for the instruction of officers in specified subjects in order to build upon and improve police-community relations; providing minimum required standards for deescalation training; requiring that by a specified date the commission provide certain guidance to law enforcement agencies; requiring the commission to create and publish on its website a model written policy; requiring that by a specified date each law enforcement agency adopt a certain written policy; requiring the commission to collect certain data and annually, by a specified date, submit a report to the Legislature; amending s. 943.125, F.S.; revising the minimum aspects of law enforcement that the law enforcement accreditation program must address; amending s. 943.1715, F.S.; requiring every basic skills course required for officers to obtain initial certification to include a minimum number of hours of deescalation training; amending s. 943.1716, F.S.; requiring the commission to adopt rules requiring that every officer receive a minimum number of hours of deescalation training; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Burgess—

**CS for SB 2004**—A bill to be entitled An act relating to broadband Internet; amending s. 364.0135, F.S.; requiring the Florida Office of Broadband’s strategic plan to include short-term and long-term goals for increasing the availability of and access to broadband Internet service in this state; providing requirements for the development of the plan; requiring the updated plan to be submitted to the Governor, the Chief Justice of the Supreme Court, and the Legislature by a specified date; requiring the plan to be updated biennially; requiring the office to provide technical and planning assistance related to broadband infrastructure to rural communities; providing an appropriation; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Criminal Justice; and Senator Bean—

**CS for SB 1608**—A bill to be entitled An act relating to protecting consumers against pandemic-related fraud; creating s. 817.418, F.S.; defining the term “personal protective equipment”; prohibiting dissemination of false or misleading information relating to personal protective equipment under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; creating s. 817.504, F.S.; prohibiting dissemination of false or misleading vaccine information under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; amending s. 921.0022, F.S.; ranking offenses created by the act on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Commerce and Tourism; and Senator Burgess—

**CS for SB 2004**—A bill to be entitled An act relating to broadband Internet; amending s. 364.0135, F.S.; requiring the Florida Office of Broadband’s strategic plan to include short-term and long-term goals for increasing the availability of and access to broadband Internet service in this state; providing requirements for the development of the plan; requiring the updated plan to be submitted to the Governor, the Chief Justice of the Supreme Court, and the Legislature by a specified date; requiring the plan to be updated biennially; requiring the office to provide technical and planning assistance related to broadband infrastructure to rural communities; providing an appropriation; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

**EXECUTIVE BUSINESS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Greater Orlando Aviation Authority Appointee: Mateer, Craig C., Orlando	04/16/2024
Florida Commission on Community Service Appointee: Ancora-Brown, Tajiana, Winter Garden	09/14/2021
Board of Trustees of College of Central Florida Appointee: Bullaro, II, Gabriel, Ocala	05/31/2023
Board of Trustees of Palm Beach State College Appointee: Soto-Jimenez, Omar, Boynton Beach	05/31/2022
Board of Trustees of Pasco-Hernando State College Appointee: Maggard, Lee, Zephyrhills	05/31/2022
Education Practices Commission Appointee: Tompkins, Jordan, Naples	02/17/2024
Board of Psychology Appointee: Broz, Madiley, Miami	10/31/2021

**Referred to the Committee on Ethics and Elections.**

*Office and Appointment*

*For Term Ending*

Board of Trustees, Florida International University Appointee: Hrinak, Donna J., Miami	01/06/2025
Board of Trustees, University of Florida Appointees: Heavener, James W., Winter Park Patel, Rahul, Atlanta Ridley, Fred, Tampa	01/06/2026 01/06/2025 01/06/2026
Board of Trustees, University of South Florida Appointee: Patel, Shilen, Tampa	01/06/2026

**Referred to the Committees on Education; and Ethics and Elections.**

**CORRECTION AND APPROVAL OF JOURNAL**

The Journals of March 11 and March 16 were corrected and approved.

**CO-INTRODUCERS**

Senators Berman—SB 594, SB 1348; Book—CS for SB 130; Bracy—CS for SB 838; Cruz—SB 1348; Diaz—SB 1468, SB 1484; Farmer—SB 594, SB 1348; Garcia—SB 1140, SB 1954; Gibson—CS for CS for SB 234; Hooper—CS for SB 130; Hutson—SB 1606; Perry—SB 874; Rodrigues—SB 1606

**ADJOURNMENT**

On motion by Senator Passidomo, the Senate adjourned at 3:56 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Thursday, March 25 or upon call of the President.



# Journal of the Senate

Number 6—Regular Session

Tuesday, March 23, 2021

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## REPORTS OF COMMITTEES

The Committee on Education recommends the following pass: SB 98

The Committee on Environment and Natural Resources recommends the following pass: SB 1262

The Committee on Finance and Tax recommends the following pass: SB 982; SB 996

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

The Committee on Judiciary recommends the following pass: SB 382

**The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

The Committee on Education recommends the following pass: SB 1282; SB 1656

**The bills were referred to the Appropriations Subcommittee on Education under the original reference.**

The Committee on Environment and Natural Resources recommends the following pass: SB 1550

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

The Committee on Education recommends the following pass: SB 2012

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

The Committee on Environment and Natural Resources recommends the following pass: SB 904

The Committee on Finance and Tax recommends the following pass: CS for SB 342

The Committee on Judiciary recommends the following pass: SB 534; SB 1498

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

The Committee on Finance and Tax recommends committee substitutes for the following: CS for SB 1208; SB 1334

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1054

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Health Policy recommends a committee substitute for the following: SB 894

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1946

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1014

The Committee on Health Policy recommends a committee substitute for the following: SB 716

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 1040

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 912; SB 1018

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

The Committee on Appropriations recommends committee substitutes for the following: SB 100; CS for SB 264

**The bills with committee substitute attached were placed on the Calendar.**

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 838; CS for SB 1166

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

## COMMITTEE SUBSTITUTES

## FIRST READING

By the Committee on Appropriations; and Senators Harrell and Taddeo—

**CS for SB 100**—A bill to be entitled An act relating to highway projects; repealing s. 163.3168(4), F.S., relating to applications for funding for technical assistance relating to areas in and around a proposed multiuse corridor interchange; amending s. 334.044, F.S.; revising the powers and duties of the Department of Transportation relating to the workforce development program; repealing s. 338.2278, F.S., relating to the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.236, F.S.; deleting a requirement for the department to give priority consideration to placement of staging areas in certain counties; amending s. 339.0801, F.S.; requiring that \$35 million transferred to Florida's Turnpike Enterprise be used for a specified purpose beginning in a specified fiscal year and annually for up to 30 years thereafter; conforming provisions to changes made by the act; amending s. 339.0801, F.S.; deleting a requirement for a specified amount of funds to be transferred to Florida's Turnpike Enterprise for a specified purpose; creating s. 339.0803, F.S.; requiring that certain increased revenues be used to fund specified projects beginning in a specified fiscal year and annually thereafter; authorizing such revenues to be used for certain projects; requiring the department to prioritize the use of certain facilities when upgrading arterial highways; providing construction; providing that such funding is in addition to other statutory funding allocations; repealing s. 339.1373, F.S., relating to funding of the Multi-use Corridors of Regional Economic Significance Program; creating s. 339.66, F.S.; providing legislative findings; requiring the department, in coordination with the Florida Turnpike Enterprise, to evaluate certain roadways for development of specific controlled access facilities and to include such projects in the work program; authorizing the department to upgrade roadways with targeted improvements; prohibiting the department from reducing nontolled general use lanes of an existing facility; requiring the department to maintain existing access points; providing for access points for certain property owners; specifying the location of tolling points and requiring a nontolled alternative for local traffic; requiring any new alignments to be established with a specified goal; providing that any tolled facilities are approved turnpike projects and part of the turnpike system; designating a controlled-access portion of a specified roadway a Strategic Intermodal System facility; providing for applicability of certain requirements; requiring the department and Turnpike Enterprise to take into consideration guidance and recommendations of certain studies and reports; requiring certain decisions to be determined in accordance with applicable department rules, policies, and procedures; requiring, to the greatest extent practicable, that roadway alignments, project alignment, and interchange locations be designed as specified; providing for funding sources; providing that project construction is not eligible for funding until completion of 30 percent of the project design phase, with exceptions; authorizing the Division of Bond Finance to issue specified bonds on behalf of the department to finance certain projects; creating s. 339.67, F.S.; requiring the department to develop and include construction of controlled access facilities in the work program of a certain facility; requiring the facility to be developed using existing roadway or portions thereof; requiring the facilities to be developed no later than a specified date to the maximum extent feasible; creating s. 339.68, F.S.; requiring the department to identify and include in the work program projects to increase capacity by widening existing two-lane arterial rural roads to four lanes; providing requirements for roads to be included in work program projects; requiring the department to annually fund at least a specified amount for such projects; providing legislative findings; requiring the department to commence the project development and environmental phase of an extension of the Florida Turnpike; requiring the department to prepare a specified report and to submit the report to the Governor and Legislature by a specified date; providing effective dates.

By the Committees on Appropriations; and Education; and Senator Rodrigues—

**CS for CS for SB 264**—A bill to be entitled An act relating to higher education; amending s. 1001.03, F.S.; defining terms; requiring the State Board of Education to require each Florida College System in-

stitution to conduct an annual assessment related to intellectual freedom and viewpoint diversity; providing criteria relating to such assessment; requiring the State Board of Education to annually publish such assessments by a specified date; authorizing the State Board of Education to adopt rules; prohibiting the State Board of Education from shielding Florida College System institution students from certain speech; amending s. 1001.706, F.S.; defining terms; requiring the Board of Governors to require each state university to conduct an annual assessment related to intellectual freedom and viewpoint diversity; providing criteria relating to such assessment; requiring the Board of Governors to annually publish such assessments by a specified date; prohibiting the Board of Governors from shielding state university students from certain speech; amending s. 1004.097, F.S.; defining the term "shield"; providing that certain faculty communications are protected expressive activity; prohibiting specified entities from shielding students, faculty, or staff from certain speech; authorizing students at public postsecondary institutions to record video and audio in classrooms for specified purposes; prohibiting the publication of certain video or audio recordings; providing an exception; revising available remedies for certain causes of action to include damages; providing that such damages and specified costs and fees must be paid from nonstate funds; providing a cause of action against a person who publishes certain video or audio recordings; providing a limitation on the amount that can be recovered; amending s. 1004.26, F.S.; providing that state university student governments are subject to all applicable federal and state laws and regulations and the policies of the Board of Governors of the State University System and of the university; providing an effective date.

By the Committee on Health Policy; and Senator Book—

**CS for SB 716**—A bill to be entitled An act relating to consent for pelvic examinations; amending s. 456.51, F.S.; revising the definition of the term "pelvic examination"; revising the circumstances under which a pelvic examination may be performed without written consent; authorizing written consent for a pelvic examination to be obtained as a part of a general consent form and to allow multiple health care practitioners or students to perform the examination; providing an effective date.

By the Committee on Health Policy; and Senator Diaz—

**CS for SB 894**—A bill to be entitled An act relating to physician assistants; amending ss. 458.347 and 459.022, F.S.; revising legislative intent; defining and redefining terms; deleting a limitation on the number of physician assistants a physician may supervise at one time; deleting a provision prohibiting a requirement that a supervising physician review and cosign charts or medical records prepared by a physician assistant under his or her supervision; deleting a requirement that a physician assistant inform his or her patients that they have the right to see a physician before the physician assistant prescribes or dispenses a prescription; authorizing physician assistants to procure drugs and medical devices; providing an exception; conforming provisions to changes made by the act; revising requirements for a certain formulary; authorizing physician assistants to authenticate documents that may be authenticated by a physician; authorizing physician assistants to supervise medical assistants; authorizing third-party payors to reimburse employers of physician assistants for services rendered; providing requirements for such payment for services; authorizing physician assistants to bill for and receive direct payment for services they deliver; revising provisions relating to approved programs for physician assistants; revising provisions relating to physician assistant licensure requirements; amending ss. 382.008, 394.463, and 401.45, F.S.; conforming provisions relating to certificates of death, certificates for involuntary examinations, and orders not to resuscitate, respectively, to changes made by the act; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Albritton—

**CS for SB 912**—A bill to be entitled An act relating to the tolling and extension of permits and other authorizations during states of emergency; amending s. 252.363, F.S.; adding consumptive use permits issued under part II of ch. 373, F.S., and specified development permits and development agreements to the list of permits and other authorizations that are tolled and extended during a state of emergency de-

clared by the Governor for a natural emergency; providing for retroactive application; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Baxley—

**CS for SB 1014**—A bill to be entitled An act relating to employee organizations; amending s. 1012.2315, F.S.; revising the information that employee organizations that have been certified as the bargaining agent for a unit of instructional personnel must report in applications for renewal of registration; requiring certain employee organizations to petition the Public Employees Relations Commission for recertification; authorizing the commission to conduct an investigation to confirm the validity of certain information; authorizing the commission to require an employee organization to submit certain information as part of such investigation; providing for the revocation of an employee organization's certification if it fails to meet certain requirements; requiring the commission to adopt rules; prohibiting an employee organization from having its dues and uniform assessments deducted and collected by a district school board; requiring certain instructional personnel to sign and submit a specified form to the employee organization by a certain date and annually thereafter before the employee organization may collect dues or uniform assessments for the upcoming school year; creating s. 1012.8552, F.S.; requiring an employee organization certified as the bargaining agent for a unit of Florida College System institution instructional personnel to include specified information and documentation in an application for registration renewal; providing that certain applications are incomplete; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification; authorizing a Florida College System institution to challenge an employee organization's application; requiring the commission to review a challenged application and revoke an employee organization's registration and certification in certain circumstances; creating s. 1012.916, F.S.; requiring an employee organization certified as the bargaining agent for a unit of State University System institution instructional personnel to include specified information and documentation in an application for registration renewal; providing that certain applications are incomplete; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification; authorizing a State University System institution to challenge an employee organization's application; requiring the commission to review a challenged application and revoke an employee organization's registration and certification in certain circumstances; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Boyd and Perry—

**CS for SB 1018**—A bill to be entitled An act relating to the sale of aquaculture products; amending s. 597.004, F.S.; authorizing certified aquaculture producers and certain licensed dealers to sell Florida largemouth bass without restriction under certain circumstances; making technical changes; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Brodeur—

**CS for CS for SB 1040**—A bill to be entitled An act relating to duties of the Attorney General; repealing s. 16.10, F.S., relating to the receipt of Supreme Court decisions by the Attorney General; repealing s. 16.101, F.S., relating to the Supreme Court reporter; amending s. 163.503, F.S.; revising the definition of "department" to conform to changes made by the act; amending s. 163.504, F.S.; deleting provisions relating to the Safe Neighborhoods Program; amending ss. 163.5055, 163.506, 163.508, and 163.511, F.S.; relieving the Department of Legal Affairs from certain duties associated with specified neighborhood improvement districts; repealing s. 163.517, F.S., relating to the Safe Neighborhoods Program; repealing s. 163.519, F.S., relating to the duties of the Department of Legal Affairs; repealing s. 163.521, F.S., relating to funding of neighborhood improvement districts inside enterprise zones; repealing s. 163.5215, F.S., relating to the construction of the Safe Neighborhoods Act; repealing s. 163.522, F.S., relating to state redevelopment programs; repealing s. 163.523, F.S., relating to the cooperation and involvement of community organizations to create safe neighborhood districts; amending s. 163.524, F.S.; conforming a

provision to changes made by the act; amending s. 376.84, F.S.; conforming a provision to changes made by the act; amending s. 402.181, F.S.; requiring certain claims for restitution to be filed with specified entities; removing the Department of Legal Affairs as an entity for such filings; authorizing the Department of Children and Families, the Department of Health, the Department of Juvenile Justice, the Department of Corrections, and the Agency for Persons with Disabilities to adopt rules to process specified claims; amending s. 501.160, F.S.; authorizing certain declarations during a state of emergency to be extended by executive order; amending s. 775.083, F.S.; conforming a provision to changes made by the act; amending s. 812.171, F.S.; revising a definition; amending ss. 812.173, 812.174, 812.175, and 812.176, F.S.; revising provisions to require that the Division of Alcoholic Beverages and Tobacco, instead of the Attorney General, regulate convenience businesses; amending chapter 2019-127, Laws of Florida; extending the timeframe for the Attorney General to access records from the prescription drug monitoring program when ordered by a court under specified provisions; delaying the scheduled repeal of amendments until a specified date unless reviewed and saved from repeal through reenactment by the Legislature; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Broxson—

**CS for SB 1054**—A bill to be entitled An act relating to soil and groundwater contamination; creating s. 376.91, F.S.; defining terms; requiring the Department of Environmental Protection to adopt statewide rules for cleanup target levels for PFAS in soils and groundwater; prohibiting such rules from taking effect until ratified by the Legislature; providing that certain parties may not be subjected to administrative or judicial action under certain circumstances; providing that certain statutes of limitations are tolled until a specified time; providing construction; requiring the Office of Program Policy Analysis and Government Accountability to conduct an analysis and submit a report to the Governor and the Legislature by a specified date; providing a directive to the Division of Law Revision; providing an effective date.

By the Committees on Finance and Tax; and Community Affairs; and Senators Rodriguez, Burgess, Gruters, and Polsky—

**CS for CS for SB 1208**—A bill to be entitled An act relating to the Resiliency Energy Environment Florida (REEF) program; amending s. 163.08, F.S.; revising legislative findings; defining and redefining terms; specifying that a property owner may apply to a REEF program for certain purposes; providing that costs incurred by the REEF program may be collected as a non-ad valorem assessment; authorizing a local government to enter into agreements with program administrators and to incur debt; authorizing a local government to enter into an assessment financing agreement only with the record owner of the affected property; revising the items a local government or a program administrator must reasonably determine before entering into an assessment financing agreement; requiring a qualifying improvement to be affixed or plan to be affixed to specified properties before final funding; authorizing an assessment financing agreement to cover qualifying improvements on real properties under new construction; revising the written disclosure statement required to be given by sellers to prospective purchasers when executing a contract for the sale and purchase of certain properties; requiring a program administrator to make specified determinations about a property owner's ability to pay the annual assessment; specifying information a program administrator must provide to the residential real property owner or an authorized representative before entering into an assessment financing agreement; specifying a timeframe within which a residential real property owner may cancel an assessment financing agreement; prohibiting the term of an assessment financing agreement from exceeding specified timeframes; prohibiting a program administrator from offering specified types of financing for residential real properties; prohibiting a program administrator from enrolling certain contractors unless certain conditions are met; providing requirements that must be met before a program administrator may disburse funds; specifying marketing and communications guidelines that program administrators and contractors must comply with when communicating with residential real property owners; prohibiting a contractor from engaging in certain practices regarding pricing of qualifying improvements on residential real properties; specifying requirements for government leased prop-

erty; providing exemptions for residential real property that meets certain conditions; providing an effective date.

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

**CS for SB 1334**—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.08, F.S.; providing that modifications of original documents for certain purposes are not renewals and are not subject to document excise taxes; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Polsky and Bean—

**CS for SB 1946**—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; authorizing counties to establish anchoring limitation areas that meet certain requirements; providing that specified established anchoring limitation areas are exempt from specified provisions; specifying size requirements for the anchoring limitation areas; requiring the anchoring limitation areas to be marked with signs and buoys that meet certain requirements; prohibiting vessels from anchoring in such areas for longer than a specified time; requiring vessel owners or operators in certain anchoring limitation areas to be allowed to provide specified proof of compliance with certain provisions; providing that vessels with repeat offenses within a specified timeframe shall be declared public nuisances and subject to certain provisions; requiring the Fish and Wildlife Conservation Commission to initiate rulemaking by a certain date; providing requirements for such rulemaking; removing applicability provisions relating to the commission's recommendations; reenacting s. 327.73(1)(z), F.S., relating to noncriminal infractions, to incorporate the amendment made to s. 327.4108, F.S., in a reference thereto; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability; and Senators Bracy and Stewart—

**CS for SB 490**—A bill to be entitled An act relating to Juneteenth Day; amending s. 683.01, F.S.; designating Juneteenth Day as a legal holiday; repealing s. 683.21, F.S., relating to Juneteenth Day; deleting provisions designating Juneteenth Day as a special observance, to conform to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Governmental Oversight and Accountability; and Senator Baxley—

**CS for SB 1014**—A bill to be entitled An act relating to employee organizations; amending s. 1012.2315, F.S.; revising the information that employee organizations that have been certified as the bargaining agent for a unit of instructional personnel must report in applications for renewal of registration; requiring certain employee organizations to petition the Public Employees Relations Commission for recertification; authorizing the commission to conduct an investigation to confirm the validity of certain information; authorizing the commission to require an employee organization to submit certain information as part of such investigation; providing for the revocation of an employee organization's certification if it fails to meet certain requirements; requiring the commission to adopt rules; prohibiting an employee organization from having its dues and uniform assessments deducted and collected by a district school board; requiring certain instructional personnel to sign and submit a specified form to the employee organization by a certain date and annually thereafter before the employee organization may collect dues or uniform assessments for the upcoming school year; creating s. 1012.8552, F.S.; requiring an employee organization certified as the bargaining agent for a unit of Florida College System institution instructional personnel to include specified information and documentation in an application for registration renewal; providing that certain applications are incomplete; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification; authorizing a Florida College System institution to challenge an employee organization's application;

requiring the commission to review a challenged application and revoke an employee organization's registration and certification in certain circumstances; creating s. 1012.916, F.S.; requiring an employee organization certified as the bargaining agent for a unit of State University System institution instructional personnel to include specified information and documentation in an application for registration renewal; providing that certain applications are incomplete; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification; authorizing a State University System institution to challenge an employee organization's application; requiring the commission to review a challenged application and revoke an employee organization's registration and certification in certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Agriculture; and Senator Rouson—

**CS for SB 1768**—A bill to be entitled An act relating to agriculture and nutrition; amending s. 287.082, F.S.; conforming provisions to changes made by the act; creating s. 287.0823, F.S.; declaring that it is a state goal that by a specified date, a percentage of food commodities purchased by state agencies, Florida College System institutions, and state universities will be grown or produced in this state; requiring such agencies, institutions, and universities to give preference to food commodities grown or produced in this state in certain purchasing agreements, state term contracts, or contracts for the purchase of food commodities; providing conditions for such preference; defining the term "food commodities"; requiring certain of such agencies, institutions, and universities to cooperate with the Department of Management Services in establishing a reporting system; requiring such agencies, institutions, and universities to report compliance to the Governor, Cabinet, and Legislature by a specified date each year; specifying report requirements; amending s. 595.405, F.S.; providing sponsor reimbursements for certain school breakfast meals; requiring certain schools to implement a program for special assistance certification and reimbursement alternatives to provide universal free school breakfast and lunch meals; providing an exception; requiring sponsors or designated sponsor entities to consider certain public testimony before declining to implement the program; directing the Department of Education to use specified data and methodologies to establish income levels for schools implementing the program; requiring a specified multiplier to be applied when using certain data; creating s. 595.421, F.S.; establishing the Agricultural Surplus Purchase Program within the Department of Agriculture and Consumer Services for a specified purpose; authorizing the department to consult with specified entities; directing the department to purchase, donate, and distribute certain agricultural commodities to specified organizations and communities and to adopt specified rules; creating s. 595.422, F.S.; establishing the Local Food Pantry Infrastructure Assistance Grant Program within the department for a specified purpose; defining the term "food pantry"; requiring the department to adopt specified rules and to promote and market the program; creating s. 595.802, F.S.; establishing the Healthy Food Access Pilot Program within the department for a specified purpose; requiring the department to adopt rules; authorizing the department to enter into agreements with third-party vendors; requiring the department to submit an annual report to the Governor and Legislature; providing that the program is repealed by a specified date unless reenacted by the Legislature; providing appropriations; providing an effective date.

—was referred to the Committee on Appropriations.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

**FIRST READING**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) McClure, Bell, Buchanan, Caruso, DiCeglie, Fischer, Giallombardo, Gregory, Killebrew, Maggard, Overdorf, Roach, Smith, D., Snyder—

**CS for HB 7**—A bill to be entitled An act relating to civil liability for damages relating to COVID-19; creating s. 768.38, F.S.; providing legislative findings and intent; providing definitions; providing requirements for a civil action based on a COVID-19-related claim; providing that the plaintiff has the burden of proof in such action; providing a statute of limitations; providing severability; providing retroactive applicability; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 9 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Judiciary Committee and Representative(s) Zika, Bell, Bush, Casello, Fabricio, Giallombardo, Grieco, Hunschofsky, Maggard, McClain, Sirois, Smith, D., Snyder, Tant, Trabulsky, Woodson—

**CS for HB 9**—A bill to be entitled An act relating to protecting consumers against pandemic-related fraud; creating s. 817.418, F.S.; defining the term "personal protective equipment"; prohibiting dissemination of false or misleading information relating to personal protective equipment under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; creating s. 817.504, F.S.; prohibiting dissemination of false or misleading vaccine information under certain circumstances with specified intent; providing criminal penalties; authorizing a state attorney or the statewide prosecutor to prosecute a violation; authorizing the Attorney General to seek civil remedies; amending s. 921.0022, F.S.; ranking offenses created by the act on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Rules.

### CO-INTRODUCERS

Senators Book—SB 942; Cruz—SB 724; Gruters—SM 1630; Mayfield—CS for SB 416; Perry—SB 760, SB 1018; Taddeo—SB 1906; Torres—CS for SB 634



# Journal of the Senate

Number 7—Regular Session

Thursday, March 25, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 1:00 p.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

## PRAYER

The following prayer was offered by Rabbi Schneur Oirechman, Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty G-d, Master of the Universe, we stand here before you in the waning days of a pandemic that shut down much of the world—a global disaster that all began with the smallest of things but which brought so much destruction. So, we ask you today, as we begin to feel the rays of hope, to grant us the capacity to imagine and to appreciate the power of even the smallest good act.

Rabbi Menachem Schneerson, a blessed memory, the Lubavitcher Rebbe, the leader of the Jewish world, whose birthday we marked yesterday, taught all of us that our generation is the last generation of exile and the first generation of the redemption. We are taught by Maimonides that redemption brings to the world peace—no hunger, no greed, no evil, and no war. I am quoting from Maimonides, the Laws of Kings, “In that era, there will be neither famine or war, envy or competition, for good will flow in abundance, and all delights will be freely available as dust. The occupation of the entire world will be solely to know G-d.”

We are taught by the Rebbe that the road to redemption lies in the power of one more small act of goodness and kindness. Each good thought, good and positive word, or good and positive action changes the world for the better and ushers in that era now. And so, Almighty, let us remember that if one small, almost insignificant thing can inflict such horror upon the world, how much more so can one small good thing bring hope to the world?

Let us always remember the influence of one good positive thought, one good positive word, and one good positive action. However, the voice within, the evil inclination, may tell us that goodness doesn’t really matter, that we don’t really matter. What is it? One small good deed, or thought, or speech? But, the Rebbe taught us that it absolutely does matter.

So we pray that we should always heed our inclination to do good, that we should always remember that good thoughts matter, good words matter, and good actions matter. We pray to remember that a little light can dispel much darkness. You don’t fight darkness with darkness. We pray for competence to make this world a better place. We pray for the day that our good thoughts, words, and actions add up and tip the scale to redemption forever.

This coming Saturday night, Jews all around the world will be celebrating Passover. In Passover, we celebrate freedom. We pray that we pass over our limitations and realize our inborn potential, and may G-d help us so we can live up to our true potential. We ask that you bless our noble Senators, our Senate President, and their staff—that their work for the common good bears the fruit of goodness and kindness and helps usher in that world of redemption. And, may it become a reality now. Amen.

## PLEDGE

Senator Baxley led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Book—

By Senators Book and Polsky—

**SR 1266**—A resolution recognizing February 14, 2022, and each February 14 thereafter, as “Marjory Stoneman Douglas High School Memorial Day” in Florida, a day of remembrance for all of those who lost their lives, or whose lives were forever changed, as a result of the mass shooting at Marjory Stoneman Douglas High School in Parkland.

WHEREAS, on February 14, 2018, students, faculty, and staff at Marjory Stoneman Douglas High School in Parkland arrived on campus for a school day that began like any other, and

WHEREAS, at 2:19 p.m., Nikolas Cruz, a 19-year-old former student of the school, was dropped off by an Uber driver on the east side of the Marjory Stoneman Douglas campus, and

WHEREAS, the young man was carrying a rifle bag, and

WHEREAS, minutes later, the young man entered the east hallway doors of Building 12 on the campus, where he removed his semiautomatic rifle from the bag, loaded the weapon, and donned a magazine-carrying vest, and



WHEREAS, at 2:21 p.m., the young man fired the first rounds to the west of the first-floor hallway, striking four students, only one of whom survived her injuries, and

WHEREAS, in the minutes that followed, the young man repeatedly fired into classrooms and at those within his line of sight in the hallway, and

WHEREAS, at 2:22 p.m., the first 911 call was received by a law enforcement communications center in Coral Springs, and

WHEREAS, that call came from inside Building 12, and

WHEREAS, as fire alarms became active within Building 12 and at various locations on campus, students began screaming in panic and sprinting from classrooms, and

WHEREAS, at 2:27 p.m., the young man fired his last gunshot, entered the west stairwell on the third floor of Building 12, placed his rifle vest and 180 rounds of live ammunition on the ground, and ran down the stairs, joining in with a large group of students who were fleeing the campus, and

WHEREAS, in those terrifying 6 minutes from the beginning of the assault to his exit from the building, the young man took the lives of 17 members of the Marjory Stoneman Douglas High School family and wounded 17 others, many of them gravely, and

WHEREAS, those who died were 14-year-old Alyssa Alhadeff, an honor student and athlete; Scott Beigel, age 35, a teacher and coach with a passion for volunteerism; 14-year-old Martin Duque Anguiano, Jr., an honor student and JROTC cadet corporal; 17-year-old Nicholas Dworet, who was captain of the swim team and selected by faculty as one of twenty first class graduating seniors who excelled in academic achievement, character, community service, and athletic achievement; Aaron Feis, age 37, a loving husband and a devoted father, coach, and mentor who always put his family first; 14-year-old Jaime Guttenberg, who was a competitive dancer and a volunteer to children with special needs; Christopher Hixon, age 49, who served in the United States Navy for 27 years, both active duty and reserves, and followed his passion for sports to become athletic director for Broward County Public Schools; 15-year-old Luke Hoyer, known as “Lukey Bear” to his family, who played for many years in the Parkland Basketball League and aspired to join the Marjory Stoneman Douglas football team in the fall; 14-year-old Cara Loughran, who is remembered as a fiercely loyal, determined, beautiful soul; 14-year-old Gina Montalto, a Girl Scout who was an avid reader and a talented artist and who was a member of the Marjory Stoneman Douglas color guard; 17-year-old Joaquin Oliver, who is remembered as the most vibrant personality in any room he entered and as a best friend; 14-year-old Alaina Petty, a vibrant and determined first-year cadet in the JROTC program, where she achieved the highest rank possible for a freshman; 18-year-old Meadow Pollack, who aspired to be an attorney and a mom and who, while small in stature, projected strength and determination; 17-year-old Helena Ramsay, who had friends from all cultures, was passionate about environmental issues, and hoped to join an expedition to find the exquisite pink dolphins of the Amazon; 14-year-old Alex Schachter, who loved sports, especially playing basketball and football, and who played the trombone in the Marjory Stoneman Douglas Eagle Regiment Marching Band; 16-year-old Carmen Schentrup, a National Merit Scholar who loved to explore the world, especially enjoying national parks; and 15-year-old Peter Wang, who embodied the values espoused in the JROTC program — honor, duty, respect, loyalty, selfless service, and courage — and who was posthumously admitted to the West Point class of 2025 and awarded the institution’s Medal of Heroism for his actions to save fellow students on that day, and

WHEREAS, on February 14, 2018, amid the terror and carnage of that day, there were extraordinary acts of courage by members of the Marjory Stoneman Douglas family, several of whom gave their lives in the protection of others, and

WHEREAS, the events of February 14, 2018, at Marjory Stoneman Douglas High School forever changed the lives of the students, faculty, and staff who survived the massacre and their family members, the first responders who rushed to the scene, the health care workers who tended to the wounded, and all who witnessed the carnage, and

WHEREAS, out of the tragedy came hope in the scores of students who survived the attack who joined together in an attempt to ensure that the events of February 14, 2018, will not be forgotten and to advocate for the enactment of laws, policies, and practices that will make our schools safer, NOW, THEREFORE,

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

That we remember the tragic events of February 14, 2018, and all of the lives lost or forever changed in the mass shooting at Marjory Stoneman Douglas High School.

BE IT FURTHER RESOLVED that February 14, 2022, and each February 14 thereafter, is recognized as “Marjory Stoneman Douglas High School Memorial Day” in Florida.

BE IT FURTHER RESOLVED that flags at all state and local government buildings in this state shall be flown at half-staff on Marjory Stoneman Douglas High School Memorial Day.

BE IT FURTHER RESOLVED that Marjory Stoneman Douglas High School Memorial Day shall be commemorated, at the Capitol building in Tallahassee and at gatherings throughout the state, with the reading of the names of those who lost their lives in the mass shooting beginning with a moment of silence at 2:21 p.m., the time at which the first shot was fired.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be available for presentation to the surviving family members of those who lost their lives in the mass shooting at Marjory Stoneman Douglas High School as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Rodrigues—

By Senator Rodrigues—

**SR 2022**—A resolution recognizing March 23, 2021, as “Florida Gulf Coast University Day” in Florida.

WHEREAS, in May 1991, then-Governor Lawton Chiles signed into law a bill passed by the Florida Legislature authorizing the creation of Florida’s tenth public university, Florida Gulf Coast University (FGCU), to provide higher education opportunities and workforce development in the previously underserved region of Southwest Florida, and

WHEREAS, FGCU opened its doors to students on August 25, 1997, and held its first commencement in May 1998 with 81 graduates, and

WHEREAS, FGCU has been led by outstanding and dynamic presidents Dr. Roy McTarnaghan, Dr. William C. Merwin, Dr. Wilson G. Bradshaw, and Dr. Michael V. Martin, and

WHEREAS, with the leadership and vision of current President Martin and the FGCU Board of Trustees, FGCU students have a clear pathway to success and the university is maintaining affordability for all students, and

WHEREAS, FGCU’s top priority is student success, evidenced by the university’s strong focus on providing the necessary academic resources and laboratory facilities for students to timely complete degrees from one of the university’s six colleges, and

WHEREAS, FGCU boasts accomplished faculty members and dedicated staff who help students prepare for successful careers and meet regional and statewide workforce needs, and

WHEREAS, FGCU has strategically grown into a regional university of nearly 15,000 students and today offers 63 undergraduate, 26 master’s, and 7 doctoral programs; has 37,200 alumni worldwide; and leads the State University System in the percentage of alumni employed in this state after graduation, and

WHEREAS, FGCU has climbed 11 spots to No. 17 in the U.S. News and World Report Top Public School-Regional University South rank-

ings and increased 4-year graduation rates by 13 percentage points from 2013 to 2015, and

WHEREAS, FGCU's pathways to student success have led it to achieve national prominence in academics, environmental sustainability, and student service learning, with more than 3 million service hours contributed by students to the Southwest Florida regional community since 1997, and

WHEREAS, FGCU emphasizes innovative and interdisciplinary learning, using the region as a living laboratory while offering students diverse opportunities to participate in meaningful research led by their professors while earning a ranking among the Top 50 Green Colleges, making it the only university in this state to make the list, and

WHEREAS, FGCU has established The Water School, breaking ground on the new academic building in November 2019, to create a University of Distinction Program that will provide FGCU the foundation to pursue the designation of a recognized state and national leader in the area of water studies, focusing on local issues to address challenges throughout the world, and

WHEREAS, FGCU has established the Daveler & Kuanui School of Entrepreneurship, bringing together students from all disciplines to develop products and business plans in a real-world setting, leading to recognition by the Princeton Review, which named it the best such school in Florida and 29th in the nation, and more than 400 businesses have been started by FGCU students and alumni since August 2016, and

WHEREAS, FGCU's School of Nursing has 98 percent to 100 percent certification pass rates and 100 percent postgraduate employment, and develops engaged leaders who deliver transformative care, conduct research, and promote evidence-based practice through academic and community partnerships, and

WHEREAS, FGCU's Lutgert College of Business and Marieb College of Health and Human Services have launched Restart SWFL to help businesses respond to the impact of COVID-19 and get back on their feet and to improve consumer confidence, and

WHEREAS, FGCU's athletics programs continue to be a growing source of pride for their loyal fans, with student-athletes continuing to demonstrate their academic strengths, and

WHEREAS, the collegiate experience continues to enrich the lives of FGCU students and serve the surrounding communities through "The FGCU Effect" and the university's longstanding commitment to promoting racial, ethnic, and cultural diversity on campus, NOW, THEREFORE,

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

That March 23, 2021, is recognized as "Florida Gulf Coast University Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Michael V. Martin, Ph.D., president of Florida Gulf Coast University, as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Gibson—

By Senator Gibson—

**SR 2028**—A resolution expressing appreciation for the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing March 21, 2021, as the 27th annual "Delta Day at the Capitol."

WHEREAS, Delta Sigma Theta Sorority, Inc., is a private, not-for-profit organization founded on January 13, 1913, by 22 illustrious collegiate African-American women at Howard University in Washington, D.C., and

WHEREAS, only 6 weeks after its founding, Delta Sigma Theta Sorority, Inc., joined in the women's suffrage movement, a historic endeavor that transformed the role of women in the democratic process, and

WHEREAS, Delta Sigma Theta Sorority, Inc., is a sisterhood of college-educated women committed to implementing the sorority's mission through its Five-Point Programmatic Thrust: economic development, educational development, physical and mental health, political awareness and involvement, and international awareness and involvement, and

WHEREAS, in 2013, Delta Sigma Theta Sorority, Inc., celebrated 100 years of commendable service and support to local communities, leading dialogue on public policy issues, supporting quality education, producing new projects to stimulate current and future economic growth, and improving the holistic well-being of minority populations internationally, and

WHEREAS, with more than 250,000 college-educated women initiated and more than 900 chapters worldwide, 52 of which are located in Florida and the Bahamas, members of Delta Sigma Theta Sorority, Inc., are clearly focused and visible as corporate and civic leaders, productive public officials, acclaimed academicians, and activists in their own right, and

WHEREAS, for the past 26 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted "Delta Days at the Capitol," during which members have a unique opportunity to show their support for policies and legislation that will impact every area of the Five-Point Programmatic Thrust; promote the role of leadership, advocacy, and empowerment in effecting social change and public policy; advocate for social justice, as well as broaden members' knowledge of the state's legislative process; and influence the enactment of legislation of particular interest to African Americans and women, and

WHEREAS, Senator Audrey Gibson is an esteemed member of Delta Sigma Theta Sorority, Inc., NOW, THEREFORE,

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

That March 21, 2021, is recognized as the 27th annual "Delta Day at the Capitol."

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

**SR 2030**—A resolution thanking the men and women of the Florida National Guard for their service and recognizing March 23, 2021, as "Florida National Guard Day" in Florida.

WHEREAS, as the military arm of the Governor and the people of the State of Florida, the Florida National Guard stands ready in times of crisis or emergency to immediately respond to a call from the Governor, and

WHEREAS, the Florida National Guard traces its lineage back 456 years to 1565 when the first muster of a civilian militia took place in St. Augustine, making Florida's militia the oldest in the nation, and

WHEREAS, today's Florida National Guard stands strong with approximately 12,000 members, and

WHEREAS, the men and women of the Florida National Guard and their families willingly make sacrifices when pandemics, hurricanes, fires, floods, and other natural disasters occur, serving domestically and around the world in contingency operations, and

WHEREAS, without reservation, more than 22,000 men and women of the Florida National Guard have answered the call to federal active duty in the years since the September 11, 2001, attack on our nation, serving with distinction and honor during Operation Enduring Freedom, Operation Iraqi Freedom, Operation New Dawn, Operation Noble Eagle, Operation Freedom's Sentinel, Operation Inherent Resolve, and

Operation Observant Compass, which have taken them far from their families and friends as they ensure that we are safe at home, and

WHEREAS, the employers of the men and women of the Florida National Guard have made significant sacrifices in the conduct of their businesses during the deployment of servicemembers, ensuring that jobs await them when they return home from their service, and

WHEREAS, the men and women of the Florida National Guard engage in hundreds of community service projects across the state while preparing for their federal duty, protecting the residents of this state during times of crisis or emergency, and contributing to local programs that add to the quality of life in the United States and in this state, NOW, THEREFORE,

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

That the men and women of the Florida National Guard are thanked for their service and that March 23, 2021, is recognized as “Florida National Guard Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Pizzo—

By Senator Pizzo—

**SR 2032**—A resolution recognizing March 24, 2021, as “Education and Sharing Day” in Florida.

WHEREAS, in 1950, Rabbi Menachem Mendel Schneerson, known as the Lubavitcher Rebbe, became the leader of the Chabad-Lubavitch movement, and

WHEREAS, while Rabbi Schneerson concentrated his efforts on rebuilding and energizing the global Jewish community after the devastation of the Holocaust, he paid great attention to the needs of all humanity, and

WHEREAS, Rabbi Schneerson taught that every individual and, in fact, every individual action has an impact on the entire universe, emphasizing the importance of education and good character, thereby instilling the hope for a brighter future into the lives of countless people in America and around the globe, and

WHEREAS, today, Chabad-Lubavitch has representatives on every continent, in over 100 countries, in every state in the United States, and in 80 cities in this state, and

WHEREAS, over the last 4 decades, the United States Congress has annually set aside Rabbi Schneerson’s birthday, March 24, 4 days before the Jewish festival of Passover, as “Education and Sharing Day” as a tribute to his commitment to teaching Americans the values that make our country strong, and

WHEREAS, on Education and Sharing Day, all Americans are encouraged to reflect upon our collective opportunity to serve as role models for our children and to take action to bring more goodness and kindness into the world, NOW, THEREFORE,

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

That, in remembrance of the life work of Rabbi Menachem Mendel Schneerson, March 24, 2021, is recognized as “Education and Sharing Day” in Florida.

—was introduced, read, and adopted by publication.

## BILLS ON THIRD READING

**SJR 204**—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

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

That the following amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

### ARTICLE II

#### GENERAL PROVISIONS

##### SECTION 5. Public officers.—

(a) No person holding any office of emolument under any foreign government, or civil office of emolument under the United States or any other state, shall hold any office of honor or of emolument under the government of this state. No person shall hold at the same time more than one office under the government of the state and the counties and municipalities therein, except that a notary public or military officer may hold another office, and any officer may be a member of ~~the a constitution revision commission~~, taxation and budget reform commission, a constitutional convention, or a statutory body having only advisory powers.

(b) Each state and county officer, before entering upon the duties of the office, shall give bond as required by law, and shall swear or affirm:

“I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the state; and that I will well and faithfully perform the duties of \_\_\_\_\_ (title of office) on which I am now about to enter. So help me God.”,

and thereafter shall devote personal attention to the duties of the office, and continue in office until a successor qualifies.

(c) The powers, duties, compensation and method of payment of state and county officers shall be fixed by law.

### ARTICLE XI

#### AMENDMENTS

##### SECTION 5. Amendment or revision election.—

(a) A proposed amendment to or revision of this constitution, or any part of it, shall be submitted to the electors at the next general election held more than ninety days after the joint resolution or report of ~~a revision commission~~, constitutional convention or ~~the~~ taxation and budget reform commission proposing it is filed with the custodian of state records, unless, pursuant to law enacted by the affirmative vote of three-fourths of the membership of each house of the legislature and limited to a single amendment or revision, it is submitted at an earlier special election held more than ninety days after such filing.

(b) A proposed amendment or revision of this constitution, or any part of it, by initiative shall be submitted to the electors at the general election provided the initiative petition is filed with the custodian of state records no later than February 1 of the year in which the general election is held.

(c) The legislature shall provide by general law, prior to the holding of an election pursuant to this section, for the provision of a statement to the public regarding the probable financial impact of any amendment proposed by initiative pursuant to section 3.

(d) Once in the tenth week, and once in the sixth week immediately preceding the week in which the election is held, the proposed amendment or revision, with notice of the date of election at which it will be submitted to the electors, shall be published in one newspaper of general circulation in each county in which a newspaper is published.

(e) Unless otherwise specifically provided for elsewhere in this constitution, if the proposed amendment or revision is approved by vote of at least sixty percent of the electors voting on the measure, it shall be effective as an amendment to or revision of the constitution of the state on the first Tuesday after the first Monday in January following the

election, or on such other date as may be specified in the amendment or revision.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE II, SECTION 5

ARTICLE XI, SECTIONS 2 AND 5

ABOLISHING THE CONSTITUTION REVISION COMMISSION.—Proposing an amendment to the State Constitution to abolish the Constitution Revision Commission, which meets at 20-year intervals and is scheduled to next convene in 2037, as a method of submitting proposed amendments or revisions to the State Constitution to electors of the state for approval. This amendment does not affect the ability to revise or amend the State Constitution through citizen initiative, constitutional convention, the Taxation and Budget Reform Commission, or legislative joint resolution.

—was read the third time by title.

On motion by Senator Brandes, **SJR 204** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Burgess	Mayfield
Albritton	Diaz	Passidomo
Baxley	Gainer	Perry
Bean	Garcia	Pizzo
Boyd	Gibson	Rodrigues
Bradley	Gruters	Rodriguez
Brandes	Harrell	Stargel
Brodeur	Hooper	Stewart
Broxson	Hutson	Wright

Nays—12

Ausley	Farmer	Rouson
Berman	Jones	Taddeo
Bracy	Polsky	Thurston
Cruz	Powell	Torres

Vote after roll call:

Nay—Book

**CS for CS for SB 52**—A bill to be entitled An act relating to post-secondary education; amending s. 1004.6495, F.S.; revising grant specifications; requiring funds appropriated for the Florida Postsecondary Comprehensive Transition Program to only be used for certain grants as specifically authorized in the General Appropriations Act; removing a cap on grant awards; amending s. 1007.273, F.S.; renaming collegiate high school programs as early college programs; defining the term “early college program”; requiring early college programs to prioritize certain courses; deleting obsolete language; conforming provisions to changes made by the act; authorizing charter schools to execute contracts with certain institutions to establish an early college program; amending s. 1009.25, F.S.; clarifying fee exemptions for the Department of Children and Families; creating s. 1009.30, F.S.; providing legislative findings; establishing the Dual Enrollment Scholarship Program; providing for the administration of the program; providing for the reimbursement of tuition and costs to eligible postsecondary institutions; requiring students participating in dual enrollment programs to meet specified minimum eligibility requirements in order for institutions to receive reimbursements; requiring participating institutions to annually report specified information to the Department of Education by certain dates; providing a reimbursement schedule for tuition and instructional materials costs; requiring the Department of Education to reimburse institutions by specified dates; providing that reimbursement for dual enrollment courses is contingent upon appropriations; providing for the prorating of reimbursements under certain circum-

stances; requiring the State Board of Education to adopt rules; creating s. 1012.978, F.S.; authorizing state university boards of trustees to implement a bonus scheme for state university system employees based on awards for work performance or employee recruitment and retention; requiring a board of trustees to submit the bonus scheme to the Board of Governors; requiring the Board of Governors to approve such bonus scheme before its implementation; amending ss. 1002.20 and 1003.4282, F.S.; conforming provisions to changes made by the act; amending s. 1012.98, F.S.; authorizing certain colleges and universities to develop professional development systems; providing an effective date.

—as amended March 18, was read the third time by title.

On motion by Senator Rodrigues, **CS for CS for SB 52**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—26

Mr. President	Burgess	Mayfield
Albritton	Diaz	Passidomo
Baxley	Gainer	Perry
Bean	Garcia	Pizzo
Boyd	Gruters	Rodrigues
Bradley	Harrell	Rodriguez
Brandes	Hooper	Stargel
Brodeur	Hutson	Wright
Broxson	Jones	

Nays—14

Ausley	Farmer	Stewart
Berman	Gibson	Taddeo
Book	Polsky	Thurston
Bracy	Powell	Torres
Cruz	Rouson	

**CS for CS for SB 56**—A bill to be entitled An act relating to community association assessment notices; amending s. 718.111, F.S.; requiring condominium associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 718.116, F.S.; revising timeframes for foreclosure judgments; conforming provisions to changes made by the act; amending s. 718.121, F.S.; requiring condominium associations to deliver certain invoices for assessments or statements of account to unit owners in a specified manner; requiring condominium associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting condominium associations from requiring the payment of attorney fees relating to past due assessments without first providing a specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for condominium associations to file liens against condominium units; conforming provisions to changes made by the act; amending s. 719.104, F.S.; requiring cooperative associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to unit owners; amending s. 719.108, F.S.; requiring cooperative associations to deliver certain invoices for assessments or statements of account to unit owners in a specified manner; requiring cooperative associations to give notice to unit owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring unit owners to affirmatively acknowledge the changes in delivery methods; prohibiting cooperative associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to unit owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; revising the timeframe for cooperative associations to file liens against cooperative parcels; conforming provisions to changes made by the act; amending s. 720.303,

F.S.; requiring homeowners' associations to maintain specified affirmative acknowledgments as official records of the association; specifying that such acknowledgments are not accessible to parcel owners; amending s. 720.3085, F.S.; requiring homeowners' associations to deliver certain invoices for assessments or statements of account to parcel owners in a specified manner; requiring homeowners' associations to give notice to parcel owners before changing the method of delivery for the invoices for assessments or statements of account; providing requirements for the notice; requiring parcel owners to affirmatively acknowledge the changes in delivery methods; prohibiting homeowners' associations from requiring the payment of attorney fees relating to past due assessments without first providing specified notice to parcel owners; providing requirements for the notice; establishing a rebuttable presumption relating to mailing the notice if a certain requirement is met; providing an effective date.

—as amended March 18, was read the third time by title.

On motion by Senator Rodriguez, **CS for CS for SB 56**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Passidomo
Albritton	Cruz	Perry
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright

Nays—None

Vote after roll call:

Yea—Pizzo

**CS for SB 60**—A bill to be entitled An act relating to county and municipal code enforcement; amending s. 125.69, F.S.; prohibiting code inspectors designated by boards of county commissioners from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the board before an investigation occurs; providing applicability; providing construction; amending s. 162.06, F.S.; prohibiting code inspectors from initiating enforcement proceedings for potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing applicability; amending s. 162.13, F.S.; providing construction; amending s. 162.21, F.S.; prohibiting code enforcement officers from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the respective local government before an investigation occurs; providing applicability; providing construction; amending s. 166.0415, F.S.; prohibiting code inspectors designated by governing bodies of municipalities from initiating investigations of potential violations of codes and ordinances by way of anonymous complaints; requiring persons who report potential violations of codes and ordinances to provide specified information to the governing body before an investigation occurs; providing applicability; providing construction; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for SB 60** was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Broxson	Jones
Albritton	Burgess	Mayfield
Ausley	Diaz	Passidomo
Baxley	Gainer	Perry
Bean	Garcia	Rodrigues
Boyd	Gibson	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Stewart
Brodeur	Hutson	Wright

Nays—11

Berman	Farmer	Taddeo
Book	Polsky	Thurston
Bracy	Powell	Torres
Cruz	Rouson	

Vote after roll call:

Yea—Gruters, Pizzo

**SPECIAL ORDER CALENDAR**

**SB 7054**—A bill to be entitled An act relating to trust funds; re-creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity without modification; amending s. 288.80125, F.S.; removing provisions relating to the termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Broxson, by two-thirds vote, **SB 7054** was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 7056**—A bill to be entitled An act relating to trust funds; terminating the Public Defenders Revenue Trust Fund within the Justice Administrative Commission; providing for the disposition of balances in and revenues of the trust fund; terminating the Revolving Trust Fund within the Department of Law Enforcement; providing for the disposition of balances in and revenues of the trust fund; repealing s. 27.61, F.S., relating to the Public Defenders Revenue Trust Fund; amending ss. 318.18 and 817.568, F.S.; providing for the redirection of certain revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund to conform to changes made by the act; terminating the Welfare Transition Trust Fund within the Department of Military Affairs; providing for the disposition of balances in and revenues of the trust fund; repealing s. 250.175(5), F.S., relating to the Welfare Transition Trust Fund; terminating the Welfare Transition

Trust Fund within the Department of Health; providing for the disposition of balances in and revenues of the trust fund; repealing s. 20.435(8), F.S., relating to the Welfare Transition Trust Fund; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **SB 7056** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 524**—A bill to be entitled An act relating to Fish and Wildlife Conservation Commission trust funds; amending s. 379.205, F.S.; revising the sources of funds that may be used for specified purposes for the Florida Panther Research and Management Trust Fund; authorizing the funds to be used for commission administrative costs; amending ss. 379.208 and 379.209, F.S.; authorizing the commission to invest and reinvest funds and the interest thereof of the Marine Resources Conservation Trust Fund and the Nongame Wildlife Trust Fund, respectively; amending s. 379.211, F.S.; authorizing the commission to invest and reinvest funds and the interest thereof of the State Game Trust Fund; deleting a provision limiting the use of such funds; amending s. 379.213, F.S.; authorizing the commission to invest and reinvest funds and the interest thereof of the Save the Manatee Trust Fund; amending s. 320.08058, F.S.; revising the authorized uses for funds of the Save the Manatee Trust Fund collected from sales of the manatee license plates to include administrative costs; revising the use of such funds for the marketing of the license plates; amending s. 379.214, F.S.; authorizing the commission to invest and reinvest the funds and the interest thereof of the Invasive Plant Control Trust Fund; authorizing such funds to be used for commission administrative costs; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **SB 524** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 866**—A bill to be entitled An act relating to the H. Lee Moffitt Cancer Center and Research Institute; amending s. 210.20, F.S.; increasing, at specified timeframes, the percentage of cigarette tax proceeds paid to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute for certain purposes; reenacting s. 210.205, F.S., relating to cigarette tax distribution reporting, to incorporate the amendment made to s. 210.20, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **SB 866** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 100**—A bill to be entitled An act relating to highway projects; repealing s. 163.3168(4), F.S., relating to applications for funding for technical assistance relating to areas in and around a proposed multiuse corridor interchange; amending s. 334.044, F.S.; revising the powers and duties of the Department of Transportation relating to the workforce development program; repealing s. 338.2278, F.S., relating to the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.236, F.S.; deleting a requirement for the department to give priority consideration to placement of staging areas in certain counties; amending s. 339.0801, F.S.; requiring that \$35 million transferred to Florida’s Turnpike Enterprise be used for a specified purpose beginning in a specified fiscal year and annually for up to 30 years thereafter; conforming provisions to changes made by the act; amending s. 339.0801, F.S.; deleting a requirement for a specified amount of funds to be transferred to Florida’s Turnpike Enterprise for a specified purpose; creating s. 339.0803, F.S.; requiring that certain increased revenues be used to fund specified projects beginning in a specified fiscal year and annually thereafter; authorizing such revenues to be used for certain projects; requiring the department to prioritize the use of certain facilities when upgrading arterial highways; providing construction; providing that such funding is in addition to other statutory funding allocations; repealing s. 339.1373, F.S., relating to funding of the Multi-use Corridors of Regional Economic Significance Program; creating s. 339.66, F.S.; providing legislative findings; requiring the department, in coordination with the Florida Turnpike Enterprise, to evaluate certain roadways for development of specific controlled access facilities and to include such projects in the work program; authorizing the department to upgrade roadways with targeted improvements; prohibiting the department from reducing nontolled general use lanes of an existing facility; requiring the department to maintain existing access points; providing for access points for certain property owners; specifying the location of tolling points and requiring a nontolled alternative for local traffic; requiring any new alignments to be established with a specified goal; providing that any tolled facilities are approved turnpike projects and part of the turnpike system; designating a controlled-access portion of a specified roadway a Strategic Intermodal System facility; providing for applicability of certain requirements; requiring the department and Turnpike Enterprise to take into consideration guidance and recommendations of certain studies and reports; requiring certain decisions to be determined in accordance with applicable department rules, policies, and procedures; requiring, to the greatest extent practicable, that roadway alignments, project alignment, and interchange locations be designed as specified; providing for

funding sources; providing that project construction is not eligible for funding until completion of 30 percent of the project design phase, with exceptions; authorizing the Division of Bond Finance to issue specified bonds on behalf of the department to finance certain projects; creating s. 339.67, F.S.; requiring the department to develop and include construction of controlled access facilities in the work program of a certain facility; requiring the facility to be developed using existing roadway or portions thereof; requiring the facilities to be developed no later than a specified date to the maximum extent feasible; creating s. 339.68, F.S.; requiring the department to identify and include in the work program projects to increase capacity by widening existing two-lane arterial rural roads to four lanes; providing requirements for roads to be included in work program projects; requiring the department to annually fund at least a specified amount for such projects; providing legislative findings; requiring the department to commence the project development and environmental phase of an extension of the Florida Turnpike; requiring the department to prepare a specified report and to submit the report to the Governor and Legislature by a specified date; providing effective dates.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bracy moved the following amendment which was adopted:

**Amendment 1 (527720)**—Delete lines 343-349 and insert: *by this section and ss. 339.67 and 339.68, including, but not limited to, the task force reports prepared pursuant to chapter 2019-43, Laws of Florida.*

(6) *Any existing applicable requirements relating to turnpike projects apply to projects undertaken by the Turnpike Enterprise pursuant to this section. The Turnpike Enterprise shall take into consideration the guidance and recommendations of any previous studies or reports relevant to the projects authorized by this section and ss. 339.67 and 339.68, including, but not limited to, the task force reports prepared pursuant to chapter 2019-43, Laws of Florida, and with respect to any extension of the Florida Turnpike from its northerly terminus in Wildwood.*

On motion by Senator Harrell, by two-thirds vote, **CS for SB 100**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—1

Cruz

**CS for CS for SB 50**—A bill to be entitled An act relating to taxes and fees on remote sales; amending s. 212.02, F.S.; expanding the definition of the term “retail sale” to include sales facilitated through a marketplace; conforming a provision to changes made by the act; amending s. 212.05, F.S.; conforming a provision to changes made by the act; amending s. 212.054, F.S.; requiring marketplace providers and persons located outside of this state to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of mail order sales with provisions relating to the taxation of

remote sales; defining the terms “remote sale” and “substantial number of remote sales”; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; authorizing the Department of Revenue to adopt rules for collecting use taxes from unregistered persons; requiring marketplace providers and persons required to report remote sales to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for marketplace sellers; requiring marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the examination and audit authority of the department; providing that a marketplace seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.05965, F.S.; requiring marketplace providers to collect and remit certain additional fees at the time of sale; authorizing marketplace providers and marketplace sellers to contractually agree for marketplace sellers to collect applicable taxes and fees; specifying requirements for marketplace sellers who collect such taxes and fees; providing for liability of sellers who fail to collect or remit such taxes and fees; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; amending 212.07, F.S.; conforming a cross-reference; amending 212.11, F.S.; requiring certain marketplace providers or persons required to report remote sales to file returns and pay taxes electronically; amending s. 212.12, F.S.; deleting the authority of the department’s executive director to negotiate a collection allowance with certain dealers; conforming provisions to changes made by the act; amending s. 212.18, F.S.; requiring certain marketplace providers or persons required to report remote sales to file a registration application electronically; conforming a provision to changes made by the act; amending s. 212.20, F.S.; providing applicability of requirements for refund of taxes adjudicated unconstitutionally collected to taxes levied or collected pursuant to marketplace provisions; amending s. 213.27, F.S.; conforming provisions to changes made by the act; reenacting s. 212.055, F.S., relating to discretionary sales surtaxes, to incorporate the amendment made to s. 212.054, F.S., in references thereto; providing applicability; providing relief to certain persons for liability for tax, penalty, and interest due on certain remote sales and owed on certain purchases that occurred before the effective date of the act; providing applicability; prohibiting the department from using data received from marketplace providers or persons making remote sales for certain purposes; providing applicability; providing construction; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing for severability; providing effective dates.

—was read the second time by title.

Senator Gruters moved the following amendment:

**Amendment 1 (913612) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. *This act may be cited as the “Park Randall ‘Randy’ Miller Act.”*

Section 2. Paragraph (e) of subsection (14) of section 212.02, Florida Statutes, is amended, and paragraph (f) is added to that subsection, to read:

212.02 Definitions.—The following terms and phrases when used in this chapter have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(14)

(e) The term “retail sale” includes a *remote mail order* sale; as defined in s. 212.0596(1).

(f) *The term “retail sale” includes a sale facilitated through a marketplace as defined in s. 212.05965(1).*

Section 3. Section 212.05, Florida Statutes, is amended to read:

212.05 Sales, storage, use tax.—It is hereby declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of selling tangible personal property at retail in this state, including the business of making or facilitating remote mail order sales; or who rents or furnishes any of the things or services taxable under this chapter; or who stores for use or consumption in this state any item or article of tangible personal property as defined herein and who leases or rents such property within the state.

(1) For the exercise of such privilege, a tax is levied on each taxable transaction or incident, which tax is due and payable as follows:

(a)1.a. At the rate of 6 percent of the sales price of each item or article of tangible personal property when sold at retail in this state, computed on each taxable sale for the purpose of remitting the amount of tax due the state, and including each and every retail sale.

b. Each occasional or isolated sale of an aircraft, boat, mobile home, or motor vehicle of a class or type which is required to be registered, licensed, titled, or documented in this state or by the United States Government shall be subject to tax at the rate provided in this paragraph. The department shall by rule adopt any nationally recognized publication for valuation of used motor vehicles as the reference price list for any used motor vehicle which is required to be licensed pursuant to s. 320.08(1), (2), (3)(a), (b), (c), or (e), or (9). If any party to an occasional or isolated sale of such a vehicle reports to the tax collector a sales price which is less than 80 percent of the average loan price for the specified model and year of such vehicle as listed in the most recent reference price list, the tax levied under this paragraph shall be computed by the department on such average loan price unless the parties to the sale have provided to the tax collector an affidavit signed by each party, or other substantial proof, stating the actual sales price. Any party to such sale who reports a sales price less than the actual sales price is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. The department shall collect or attempt to collect from such party any delinquent sales taxes. In addition, such party shall pay any tax due and any penalty and interest assessed plus a penalty equal to twice the amount of the additional tax owed. Notwithstanding any other provision of law, the Department of Revenue may waive or compromise any penalty imposed pursuant to this subparagraph.

2. This paragraph does not apply to the sale of a boat or aircraft by or through a registered dealer under this chapter to a purchaser who, at the time of taking delivery, is a nonresident of this state, does not make his or her permanent place of abode in this state, and is not engaged in carrying on in this state any employment, trade, business, or profession in which the boat or aircraft will be used in this state, or is a corporation none of the officers or directors of which is a resident of, or makes his or her permanent place of abode in, this state, or is a noncorporate entity that has no individual vested with authority to participate in the management, direction, or control of the entity's affairs who is a resident of, or makes his or her permanent abode in, this state. For purposes of this exemption, either a registered dealer acting on his or her own behalf as seller, a registered dealer acting as broker on behalf of a seller, or a registered dealer acting as broker on behalf of the purchaser may be deemed to be the selling dealer. This exemption shall not be allowed unless:

a. The purchaser removes a qualifying boat, as described in subparagraph f., from the state within 90 days after the date of purchase or extension, or the purchaser removes a nonqualifying boat or an aircraft from this state within 10 days after the date of purchase or, when the boat or aircraft is repaired or altered, within 20 days after completion of the repairs or alterations; or if the aircraft will be registered in a foreign jurisdiction and:

(I) Application for the aircraft's registration is properly filed with a civil airworthiness authority of a foreign jurisdiction within 10 days after the date of purchase;

(II) The purchaser removes the aircraft from the state to a foreign jurisdiction within 10 days after the date the aircraft is registered by the applicable foreign airworthiness authority; and

(III) The aircraft is operated in the state solely to remove it from the state to a foreign jurisdiction.

For purposes of this sub-subparagraph, the term "foreign jurisdiction" means any jurisdiction outside of the United States or any of its territories;

b. The purchaser, within 90 days from the date of departure, provides the department with written proof that the purchaser licensed, registered, titled, or documented the boat or aircraft outside the state. If such written proof is unavailable, within 90 days the purchaser shall provide proof that the purchaser applied for such license, title, registration, or documentation. The purchaser shall forward to the department proof of title, license, registration, or documentation upon receipt;

c. The purchaser, within 30 days after removing the boat or aircraft from Florida, furnishes the department with proof of removal in the form of receipts for fuel, dockage, slippage, tie-down, or hanging from outside of Florida. The information so provided must clearly and specifically identify the boat or aircraft;

d. The selling dealer, within 30 days after the date of sale, provides to the department a copy of the sales invoice, closing statement, bills of sale, and the original affidavit signed by the purchaser attesting that he or she has read the provisions of this section;

e. The seller makes a copy of the affidavit a part of his or her record for as long as required by s. 213.35; and

f. Unless the nonresident purchaser of a boat of 5 net tons of admeasurement or larger intends to remove the boat from this state within 10 days after the date of purchase or when the boat is repaired or altered, within 20 days after completion of the repairs or alterations, the nonresident purchaser applies to the selling dealer for a decal which authorizes 90 days after the date of purchase for removal of the boat. The nonresident purchaser of a qualifying boat may apply to the selling dealer within 60 days after the date of purchase for an extension decal that authorizes the boat to remain in this state for an additional 90 days, but not more than a total of 180 days, before the nonresident purchaser is required to pay the tax imposed by this chapter. The department is authorized to issue decals in advance to dealers. The number of decals issued in advance to a dealer shall be consistent with the volume of the dealer's past sales of boats which qualify under this sub-subparagraph. The selling dealer or his or her agent shall mark and affix the decals to qualifying boats in the manner prescribed by the department, before delivery of the boat.

(I) The department is hereby authorized to charge dealers a fee sufficient to recover the costs of decals issued, except the extension decal shall cost \$425.

(II) The proceeds from the sale of decals will be deposited into the administrative trust fund.

(III) Decals shall display information to identify the boat as a qualifying boat under this sub-subparagraph, including, but not limited to, the decal's date of expiration.

(IV) The department is authorized to require dealers who purchase decals to file reports with the department and may prescribe all necessary records by rule. All such records are subject to inspection by the department.

(V) Any dealer or his or her agent who issues a decal falsely, fails to affix a decal, mismarks the expiration date of a decal, or fails to properly account for decals will be considered prima facie to have committed a fraudulent act to evade the tax and will be liable for payment of the tax plus a mandatory penalty of 200 percent of the tax, and shall be liable for fine and punishment as provided by law for a conviction of a misdemeanor of the first degree, as provided in s. 775.082 or s. 775.083.

(VI) Any nonresident purchaser of a boat who removes a decal before permanently removing the boat from the state, or defaces, changes, modifies, or alters a decal in a manner affecting its expiration date before its expiration, or who causes or allows the same to be done by another, will be considered prima facie to have committed a fraudulent act to evade the tax and will be liable for payment of the tax plus a mandatory penalty of 200 percent of the tax, and shall be liable for fine



and punishment as provided by law for a conviction of a misdemeanor of the first degree, as provided in s. 775.082 or s. 775.083.

(VII) The department is authorized to adopt rules necessary to administer and enforce this subparagraph and to publish the necessary forms and instructions.

(VIII) The department is hereby authorized to adopt emergency rules pursuant to s. 120.54(4) to administer and enforce the provisions of this subparagraph.

If the purchaser fails to remove the qualifying boat from this state within the maximum 180 days after purchase or a nonqualifying boat or an aircraft from this state within 10 days after purchase or, when the boat or aircraft is repaired or altered, within 20 days after completion of such repairs or alterations, or permits the boat or aircraft to return to this state within 6 months from the date of departure, except as provided in s. 212.08(7)(fff), or if the purchaser fails to furnish the department with any of the documentation required by this subparagraph within the prescribed time period, the purchaser shall be liable for use tax on the cost price of the boat or aircraft and, in addition thereto, payment of a penalty to the Department of Revenue equal to the tax payable. This penalty shall be in lieu of the penalty imposed by s. 212.12(2). The maximum 180-day period following the sale of a qualifying boat tax-exempt to a nonresident may not be tolled for any reason.

(b) At the rate of 6 percent of the cost price of each item or article of tangible personal property when the same is not sold but is used, consumed, distributed, or stored for use or consumption in this state; however, for tangible property originally purchased exempt from tax for use exclusively for lease and which is converted to the owner's own use, tax may be paid on the fair market value of the property at the time of conversion. If the fair market value of the property cannot be determined, use tax at the time of conversion shall be based on the owner's acquisition cost. Under no circumstances may the aggregate amount of sales tax from leasing the property and use tax due at the time of conversion be less than the total sales tax that would have been due on the original acquisition cost paid by the owner.

(c) At the rate of 6 percent of the gross proceeds derived from the lease or rental of tangible personal property, as defined herein; however, the following special provisions apply to the lease or rental of motor vehicles:

1. When a motor vehicle is leased or rented for a period of less than 12 months:

a. If the motor vehicle is rented in Florida, the entire amount of such rental is taxable, even if the vehicle is dropped off in another state.

b. If the motor vehicle is rented in another state and dropped off in Florida, the rental is exempt from Florida tax.

2. Except as provided in subparagraph 3., for the lease or rental of a motor vehicle for a period of not less than 12 months, sales tax is due on the lease or rental payments if the vehicle is registered in this state; provided, however, that no tax shall be due if the taxpayer documents use of the motor vehicle outside this state and tax is being paid on the lease or rental payments in another state.

3. The tax imposed by this chapter does not apply to the lease or rental of a commercial motor vehicle as defined in s. 316.003(13)(a) to one lessee or rentee for a period of not less than 12 months when tax was paid on the purchase price of such vehicle by the lessor. To the extent tax was paid with respect to the purchase of such vehicle in another state, territory of the United States, or the District of Columbia, the Florida tax payable shall be reduced in accordance with the provisions of s. 212.06(7). This subparagraph shall only be available when the lease or rental of such property is an established business or part of an established business or the same is incidental or germane to such business.

(d) At the rate of 6 percent of the lease or rental price paid by a lessee or rentee, or contracted or agreed to be paid by a lessee or rentee, to the owner of the tangible personal property.

(e)1. At the rate of 6 percent on charges for:

a. Prepaid calling arrangements. The tax on charges for prepaid calling arrangements shall be collected at the time of sale and remitted by the selling dealer.

(I) "Prepaid calling arrangement" has the same meaning as provided in s. 202.11.

(II) If the sale or recharge of the prepaid calling arrangement does not take place at the dealer's place of business, it shall be deemed to have taken place at the customer's shipping address or, if no item is shipped, at the customer's address or the location associated with the customer's mobile telephone number.

(III) The sale or recharge of a prepaid calling arrangement shall be treated as a sale of tangible personal property for purposes of this chapter, regardless of whether a tangible item evidencing such arrangement is furnished to the purchaser, and such sale within this state subjects the selling dealer to the jurisdiction of this state for purposes of this subsection.

(IV) No additional tax under this chapter or chapter 202 is due or payable if a purchaser of a prepaid calling arrangement who has paid tax under this chapter on the sale or recharge of such arrangement applies one or more units of the prepaid calling arrangement to obtain communications services as described in s. 202.11(9)(b)3., other services that are not communications services, or products.

b. The installation of telecommunication and telegraphic equipment.

c. Electrical power or energy, except that the tax rate for charges for electrical power or energy is 4.35 percent. Charges for electrical power and energy do not include taxes imposed under ss. 166.231 and 203.01(1)(a)3.

2. Section 212.17(3), regarding credit for tax paid on charges subsequently found to be worthless, is equally applicable to any tax paid under this section on charges for prepaid calling arrangements, telecommunication or telegraph services, or electric power subsequently found to be uncollectible. As used in this paragraph, the term "charges" does not include any excise or similar tax levied by the Federal Government, a political subdivision of this state, or a municipality upon the purchase, sale, or recharge of prepaid calling arrangements or upon the purchase or sale of telecommunication, television system program, or telegraph service or electric power, which tax is collected by the seller from the purchaser.

(f) At the rate of 6 percent on the sale, rental, use, consumption, or storage for use in this state of machines and equipment, and parts and accessories therefor, used in manufacturing, processing, compounding, producing, mining, or quarrying personal property for sale or to be used in furnishing communications, transportation, or public utility services.

(g)1. At the rate of 6 percent on the retail price of newspapers and magazines sold or used in Florida.

2. Notwithstanding other provisions of this chapter, inserts of printed materials which are distributed with a newspaper or magazine are a component part of the newspaper or magazine, and neither the sale nor use of such inserts is subject to tax when:

a. Printed by a newspaper or magazine publisher or commercial printer and distributed as a component part of a newspaper or magazine, which means that the items after being printed are delivered directly to a newspaper or magazine publisher by the printer for inclusion in editions of the distributed newspaper or magazine;

b. Such publications are labeled as part of the designated newspaper or magazine publication into which they are to be inserted; and

c. The purchaser of the insert presents a resale certificate to the vendor stating that the inserts are to be distributed as a component part of a newspaper or magazine.

(h)1. A tax is imposed at the rate of 4 percent on the charges for the use of coin-operated amusement machines. The tax shall be calculated by dividing the gross receipts from such charges for the applicable re-

porting period by a divisor, determined as provided in this subparagraph, to compute gross taxable sales, and then subtracting gross taxable sales from gross receipts to arrive at the amount of tax due. For counties that do not impose a discretionary sales surtax, the divisor is equal to 1.04; for counties that impose a 0.5 percent discretionary sales surtax, the divisor is equal to 1.045; for counties that impose a 1 percent discretionary sales surtax, the divisor is equal to 1.050; and for counties that impose a 2 percent sales surtax, the divisor is equal to 1.060. If a county imposes a discretionary sales surtax that is not listed in this subparagraph, the department shall make the applicable divisor available in an electronic format or otherwise. Additional divisors shall bear the same mathematical relationship to the next higher and next lower divisors as the new surtax rate bears to the next higher and next lower surtax rates for which divisors have been established. When a machine is activated by a slug, token, coupon, or any similar device which has been purchased, the tax is on the price paid by the user of the device for such device.

2. As used in this paragraph, the term “operator” means any person who possesses a coin-operated amusement machine for the purpose of generating sales through that machine and who is responsible for removing the receipts from the machine.

a. If the owner of the machine is also the operator of it, he or she shall be liable for payment of the tax without any deduction for rent or a license fee paid to a location owner for the use of any real property on which the machine is located.

b. If the owner or lessee of the machine is also its operator, he or she shall be liable for payment of the tax on the purchase or lease of the machine, as well as the tax on sales generated through the machine.

c. If the proprietor of the business where the machine is located does not own the machine, he or she shall be deemed to be the lessee and operator of the machine and is responsible for the payment of the tax on sales, unless such responsibility is otherwise provided for in a written agreement between him or her and the machine owner.

3.a. An operator of a coin-operated amusement machine may not operate or cause to be operated in this state any such machine until the operator has registered with the department and has conspicuously displayed an identifying certificate issued by the department. The identifying certificate shall be issued by the department upon application from the operator. The identifying certificate shall include a unique number, and the certificate shall be permanently marked with the operator’s name, the operator’s sales tax number, and the maximum number of machines to be operated under the certificate. An identifying certificate shall not be transferred from one operator to another. The identifying certificate must be conspicuously displayed on the premises where the coin-operated amusement machines are being operated.

b. The operator of the machine must obtain an identifying certificate before the machine is first operated in the state and by July 1 of each year thereafter. The annual fee for each certificate shall be based on the number of machines identified on the application times \$30 and is due and payable upon application for the identifying device. The application shall contain the operator’s name, sales tax number, business address where the machines are being operated, and the number of machines in operation at that place of business by the operator. No operator may operate more machines than are listed on the certificate. A new certificate is required if more machines are being operated at that location than are listed on the certificate. The fee for the new certificate shall be based on the number of additional machines identified on the application form times \$30.

c. A penalty of \$250 per machine is imposed on the operator for failing to properly obtain and display the required identifying certificate. A penalty of \$250 is imposed on the lessee of any machine placed in a place of business without a proper current identifying certificate. Such penalties shall apply in addition to all other applicable taxes, interest, and penalties.

d. Operators of coin-operated amusement machines must obtain a separate sales and use tax certificate of registration for each county in which such machines are located. One sales and use tax certificate of registration is sufficient for all of the operator’s machines within a single county.

4. The provisions of this paragraph do not apply to coin-operated amusement machines owned and operated by churches or synagogues.

5. In addition to any other penalties imposed by this chapter, a person who knowingly and willfully violates any provision of this paragraph commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

6. The department may adopt rules necessary to administer the provisions of this paragraph.

(i)1. At the rate of 6 percent on charges for all:

a. Detective, burglar protection, and other protection services (NAICS National Numbers 561611, 561612, 561613, and 561621). Fingerprint services required under s. 790.06 or s. 790.062 are not subject to the tax. Any law enforcement officer, as defined in s. 943.10, who is performing approved duties as determined by his or her local law enforcement agency in his or her capacity as a law enforcement officer, and who is subject to the direct and immediate command of his or her law enforcement agency, and in the law enforcement officer’s uniform as authorized by his or her law enforcement agency, is performing law enforcement and public safety services and is not performing detective, burglar protection, or other protective services, if the law enforcement officer is performing his or her approved duties in a geographical area in which the law enforcement officer has arrest jurisdiction. Such law enforcement and public safety services are not subject to tax irrespective of whether the duty is characterized as “extra duty,” “off-duty,” or “secondary employment,” and irrespective of whether the officer is paid directly or through the officer’s agency by an outside source. The term “law enforcement officer” includes full-time or part-time law enforcement officers, and any auxiliary law enforcement officer, when such auxiliary law enforcement officer is working under the direct supervision of a full-time or part-time law enforcement officer.

b. Nonresidential cleaning, excluding cleaning of the interiors of transportation equipment, and nonresidential building pest control services (NAICS National Numbers 561710 and 561720).

2. As used in this paragraph, “NAICS” means those classifications contained in the North American Industry Classification System, as published in 2007 by the Office of Management and Budget, Executive Office of the President.

3. Charges for detective, burglar protection, and other protection security services performed in this state but used outside this state are exempt from taxation. Charges for detective, burglar protection, and other protection security services performed outside this state and used in this state are subject to tax.

4. If a transaction involves both the sale or use of a service taxable under this paragraph and the sale or use of a service or any other item not taxable under this chapter, the consideration paid must be separately identified and stated with respect to the taxable and exempt portions of the transaction or the entire transaction shall be presumed taxable. The burden shall be on the seller of the service or the purchaser of the service, whichever applicable, to overcome this presumption by providing documentary evidence as to which portion of the transaction is exempt from tax. The department is authorized to adjust the amount of consideration identified as the taxable and exempt portions of the transaction; however, a determination that the taxable and exempt portions are inaccurately stated and that the adjustment is applicable must be supported by substantial competent evidence.

5. Each seller of services subject to sales tax pursuant to this paragraph shall maintain a monthly log showing each transaction for which sales tax was not collected because the services meet the requirements of subparagraph 3. for out-of-state use. The log must identify the purchaser’s name, location and mailing address, and federal employer identification number, if a business, or the social security number, if an individual, the service sold, the price of the service, the date of sale, the reason for the exemption, and the sales invoice number. The monthly log shall be maintained pursuant to the same requirements and subject to the same penalties imposed for the keeping of similar records pursuant to this chapter.

(j)1. Notwithstanding any other provision of this chapter, there is hereby levied a tax on the sale, use, consumption, or storage for use in

this state of any coin or currency, whether in circulation or not, when such coin or currency:

- a. Is not legal tender;
- b. If legal tender, is sold, exchanged, or traded at a rate in excess of its face value; or
- c. Is sold, exchanged, or traded at a rate based on its precious metal content.

2. Such tax shall be at a rate of 6 percent of the price at which the coin or currency is sold, exchanged, or traded, except that, with respect to a coin or currency which is legal tender of the United States and which is sold, exchanged, or traded, such tax shall not be levied.

3. There are exempt from this tax exchanges of coins or currency which are in general circulation in, and legal tender of, one nation for coins or currency which are in general circulation in, and legal tender of, another nation when exchanged solely for use as legal tender and at an exchange rate based on the relative value of each as a medium of exchange.

4. With respect to any transaction that involves the sale of coins or currency taxable under this paragraph in which the taxable amount represented by the sale of such coins or currency exceeds \$500, the entire amount represented by the sale of such coins or currency is exempt from the tax imposed under this paragraph. The dealer must maintain proper documentation, as prescribed by rule of the department, to identify that portion of a transaction which involves the sale of coins or currency and is exempt under this subparagraph.

(k) At the rate of 6 percent of the sales price of each gallon of diesel fuel not taxed under chapter 206 purchased for use in a vessel, except dyed diesel fuel that is exempt pursuant to s. 212.08(4)(a)4.

(l) Florists located in this state are liable for sales tax on sales to retail customers regardless of where or by whom the items sold are to be delivered. Florists located in this state are not liable for sales tax on payments received from other florists for items delivered to customers in this state.

(m) Operators of game concessions or other concessionaires who customarily award tangible personal property as prizes may, in lieu of paying tax on the cost price of such property, pay tax on 25 percent of the gross receipts from such concession activity.

(2) The tax shall be collected by the dealer, as defined herein, and remitted by the dealer to the state at the time and in the manner as hereinafter provided.

(3) The tax so levied is in addition to all other taxes, whether levied in the form of excise, license, or privilege taxes, and in addition to all other fees and taxes levied.

(4) The tax imposed pursuant to this chapter shall be due and payable according to the *algorithm provided* ~~brackets set forth~~ in s. 212.12.

(5) Notwithstanding any other provision of this chapter, the maximum amount of tax imposed under this chapter and collected on each sale or use of a boat in this state may not exceed \$18,000 and on each repair of a boat in this state may not exceed \$60,000.

Section 4. Paragraph (c) of subsection (4) of section 212.054, Florida Statutes, is amended to read:

212.054 Discretionary sales surtax; limitations, administration, and collection.—

(4)

(c)1. Any dealer located in a county that does not impose a discretionary sales surtax, *any marketplace provider that is a dealer under this chapter, or any person located outside this state who is required to collect and remit sales tax on remote sales* ~~but~~ who collects the surtax due to sales of tangible personal property or services delivered to a county imposing a surtax ~~outside the county~~ shall remit monthly the proceeds of the surtax to the department to be deposited into an account

in the Discretionary Sales Surtax Clearing Trust Fund which is separate from the county surtax collection accounts. The department shall distribute funds in this account using a distribution factor determined for each county that levies a surtax and multiplied by the amount of funds in the account and available for distribution. The distribution factor for each county equals the product of:

- a. The county's latest official population determined pursuant to s. 186.901;
- b. The county's rate of surtax; and
- c. The number of months the county has levied a surtax during the most recent distribution period;

divided by the sum of all such products of the counties levying the surtax during the most recent distribution period.

2. The department shall compute distribution factors for eligible counties once each quarter and make appropriate quarterly distributions.

3. A county that fails to timely provide the information required by this section to the department authorizes the department, by such action, to use the best information available to it in distributing surtax revenues to the county. If this information is unavailable to the department, the department may partially or entirely disqualify the county from receiving surtax revenues under this paragraph. A county that fails to provide timely information waives its right to challenge the department's determination of the county's share, if any, of revenues provided under this paragraph.

Section 5. Section 212.0596, Florida Statutes, is amended to read:

*(Substantial rewording of section. See s. 212.0596, F.S., for present text.)*

212.0596 Taxation of remote sales.—

(1) As used in this chapter, the term:

(a) "Remote sale" means a retail sale of tangible personal property ordered by mail, telephone, the Internet, or other means of communication from a person who receives the order outside of this state and transports the property or causes the property to be transported from any jurisdiction, including this state, to a location in this state. For purposes of this paragraph, tangible personal property delivered to a location within this state is presumed to be used, consumed, distributed, or stored to be used or consumed in this state.

(b) "Substantial number of remote sales" means any number of taxable remote sales in the previous calendar year in which the sum of the sales prices, as defined in s. 212.02(16), exceeded \$100,000.

(2) Every person making a substantial number of remote sales is a dealer for purposes of this chapter.

(3) The department may establish by rule procedures for collecting the use tax from unregistered persons who but for their remote purchases would not be required to remit sales or use tax directly to the department. The procedures may provide for waiver of registration, provisions for irregular remittance of tax, elimination of the collection allowance, and nonapplication of local option surtaxes.

(4) A marketplace provider that is a dealer under this chapter or a person who is required to collect and remit sales tax on remote sales is required to collect surtax when the taxable item of tangible personal property is delivered within a county imposing a surtax as provided in s. 212.054(3)(a).

Section 6. Section 212.05965, Florida Statutes, is created to read:

212.05965 Taxation of marketplace sales.—

(1) As used in this chapter, the term:

(a) "Marketplace" means any physical place or electronic medium through which tangible personal property is offered for sale.

(b) “Marketplace provider” means a person who facilitates a retail sale by a marketplace seller by listing or advertising for sale by the marketplace seller tangible personal property in a marketplace and who directly, or indirectly through agreements or arrangements with third parties, collects payment from the customer and transmits all or part of the payment to the marketplace seller, regardless of whether the marketplace provider receives compensation or other consideration in exchange for its services.

1. The term does not include a person who solely provides travel agency services. As used in this subparagraph, the term “travel agency services” means arranging, booking, or otherwise facilitating for a commission, fee, or other consideration vacation or travel packages, rental cars, or other travel reservations; tickets for domestic or foreign travel by air, rail, ship, bus, or other mode of transportation; or hotel or other lodging accommodations.

2. The term does not include a person who is a delivery network company unless the delivery network company is a registered dealer for purposes of this chapter and the delivery network company notifies all local merchants that sell through the delivery network company’s website or mobile application that the delivery network company is subject to the requirements of a marketplace provider under this section. As used in this subparagraph, the term:

a. “Delivery network company” means a person who maintains a website or mobile application used to facilitate delivery services, the sale of local products, or both.

b. “Delivery network courier” means a person who provides delivery services through a delivery network company website or mobile application using a personal means of transportation, such as a motor vehicle as defined in s. 320.01(1), bicycle, scooter, or other similar means of transportation; using public transportation; or by walking.

c. “Delivery services” means the pickup and delivery by a delivery network courier of one or more local products from a local merchant to a customer, which may include the selection, collection, and purchase of the local product in connection with the delivery. The term does not include any delivery requiring more than 75 miles of travel from the local merchant to the customer.

d. “Local merchant” means a kitchen, a restaurant, or a third-party merchant, including a grocery store, retail store, convenience store, or business of another type, which is not under common ownership or control of the delivery network company.

e. “Local product” means any tangible personal property, including food but excluding freight, mail, or a package to which postage has been affixed.

3. The term does not include a payment processor business that processes payment transactions from various channels, such as charge cards, credit cards, or debit cards, and whose sole activity with respect to marketplace sales is to process payment transactions between two or more parties.

(c) “Marketplace seller” means a person who has an agreement with a marketplace provider that is a dealer under this chapter and who makes retail sales of tangible personal property through a marketplace owned, operated, or controlled by the marketplace provider.

(2) A marketplace provider that has a physical presence in this state or who is making or facilitating through a marketplace a substantial number of remote sales as defined in s. 212.0596(1) is a dealer for purposes of this chapter.

(3) A marketplace provider that is a dealer under this chapter shall certify to its marketplace sellers that it will collect and remit the tax imposed under this chapter on taxable retail sales made through the marketplace. Such certification may be included in the agreement between the marketplace provider and the marketplace seller.

(4)(a) A marketplace seller may not collect and remit the tax under this chapter on a taxable retail sale when the sale is made through the marketplace and the marketplace provider certifies, as required under subsection (3), that it will collect and remit such tax. A marketplace seller shall exclude such sales made through the marketplace from the marketplace seller’s tax return under s. 212.11.

(b)1. A marketplace seller who has a physical presence in this state shall register and shall collect and remit the tax imposed under this chapter on all taxable retail sales made outside of the marketplace.

2. A marketplace seller who is not described under subparagraph 1. but who makes a substantial number of remote sales as defined in s. 212.0596(1) shall register and shall collect and remit the tax imposed under this chapter on all taxable retail sales made outside of the marketplace. For the purpose of determining whether a marketplace seller made a substantial number of remote sales, the marketplace seller shall consider only those sales made outside of a marketplace.

(5)(a) A marketplace provider that is a dealer under this chapter shall allow the department to examine and audit its books and records pursuant to s. 212.13. For retail sales facilitated through a marketplace, the department may not examine or audit the books and records of marketplace sellers, nor may the department assess marketplace sellers except to the extent that the marketplace provider seeks relief under paragraph (b). The department may examine, audit, and assess a marketplace seller for retail sales made outside of a marketplace under paragraph (4)(b). This paragraph does not provide relief to a marketplace seller who is under audit; has been issued a bill, notice, or demand for payment; or is under an administrative or judicial proceeding before July 1, 2021.

(b) The marketplace provider is relieved of liability for the tax on the retail sale and the marketplace seller or customer is liable for the tax imposed under this chapter if the marketplace provider demonstrates to the department’s satisfaction that the marketplace provider made a reasonable effort to obtain accurate information related to the retail sales facilitated through the marketplace from the marketplace seller, but that the failure to collect and remit the correct amount of tax imposed under this chapter was due to the provision of incorrect or incomplete information to the marketplace provider by the marketplace seller. This paragraph does not apply to a retail sale for which the marketplace provider is the seller if the marketplace provider and the marketplace seller are related parties or if transactions between a marketplace seller and marketplace buyer are not conducted at arm’s length.

(6) For purposes of registration pursuant to s. 212.18, a marketplace is deemed a separate place of business.

(7) A marketplace provider and a marketplace seller may agree by contract or otherwise that if a marketplace provider pays the tax imposed under this chapter on a retail sale facilitated through a marketplace for a marketplace seller as a result of an audit or otherwise, the marketplace provider has the right to recover such tax and any associated interest and penalties from the marketplace seller.

(8) This section may not be construed to authorize the state to collect sales tax from both the marketplace provider and the marketplace seller on the same retail sale.

(9) Chapter 213 applies to the administration of this section to the extent that chapter does not conflict with this section.

Section 7. Effective April 1, 2022, subsections (10) and (11) are added to section 212.05965, Florida Statutes, as created by this act, to read:

212.05965 Taxation of marketplace sales.—

(10) Notwithstanding any other law, the marketplace provider is also responsible for collecting and remitting any prepaid wireless E911 fee under s. 365.172, waste tire fee under s. 403.718, and lead-acid battery fee under s. 403.7185 at the time of sale for taxable retail sales made through its marketplace.

(11) Notwithstanding paragraph (4)(a), the marketplace provider and the marketplace seller may contractually agree to have the marketplace seller collect and remit all applicable taxes and fees if the marketplace seller:

(a) Has annual United States gross sales of more than \$1 billion, including the gross sales of any related entities, and in the case of franchised entities, including the combined sales of all franchisees of a single franchisor;

(b) Provides evidence to the marketplace provider that it is registered under s. 212.18; and

(c) Notifies the department in a manner prescribed by the department that the marketplace seller will collect and remit all applicable taxes and fees on its sales through the marketplace and is liable for failure to collect or remit applicable taxes and fees on its sales.

Section 8. Paragraph (c) of subsection (2) and paragraph (a) of subsection (5) of section 212.06, Florida Statutes, are amended to read:

212.06 Sales, storage, use tax; collectible from dealers; “dealer” defined; dealers to collect from purchasers; legislative intent as to scope of tax.—

(2)

(c) The term “dealer” is further defined to mean every person, as used in this chapter, who sells at retail or who offers for sale at retail, or who has in his or her possession for sale at retail; or for use, consumption, or distribution; or for storage to be used or consumed in this state, tangible personal property as defined herein, including a retailer who transacts a substantial number of remote sales or a marketplace provider that has a physical presence in this state or that makes or facilitates through its marketplace a substantial number of remote sales mail order sale.

(5)(a)1. Except as provided in subparagraph 2., it is not the intention of this chapter to levy a tax upon tangible personal property imported, produced, or manufactured in this state for export, provided that tangible personal property may not be considered as being imported, produced, or manufactured for export unless the importer, producer, or manufacturer delivers the same to a licensed exporter for exporting or to a common carrier for shipment outside the state or mails the same by United States mail to a destination outside the state; or, in the case of aircraft being exported under their own power to a destination outside the continental limits of the United States, by submission to the department of a duly signed and validated United States customs declaration, showing the departure of the aircraft from the continental United States; and further with respect to aircraft, the canceled United States registry of said aircraft; or in the case of parts and equipment installed on aircraft of foreign registry, by submission to the department of documentation, the extent of which shall be provided by rule, showing the departure of the aircraft from the continental United States; nor is it the intention of this chapter to levy a tax on any sale which the state is prohibited from taxing under the Constitution or laws of the United States. Every retail sale made to a person physically present at the time of sale shall be presumed to have been delivered in this state.

2.a. Notwithstanding subparagraph 1., a tax is levied on each sale of tangible personal property to be transported to a cooperating state as defined in sub-subparagraph c., at the rate specified in sub-subparagraph d. However, a Florida dealer will be relieved from the requirements of collecting taxes pursuant to this subparagraph if the Florida dealer obtains from the purchaser an affidavit setting forth the purchaser’s name, address, state taxpayer identification number, and a statement that the purchaser is aware of his or her state’s use tax laws, is a registered dealer in Florida or another state, or is purchasing the tangible personal property for resale or is otherwise not required to pay the tax on the transaction. The department may, by rule, provide a form to be used for the purposes set forth herein.

b. For purposes of this subparagraph, “a cooperating state” is one determined by the executive director of the department to cooperate satisfactorily with this state in collecting taxes on remote mail order sales. No state shall be so determined unless it meets all the following minimum requirements:

(I) It levies and collects taxes on remote mail order sales of property transported from that state to persons in this state, as described in s. 212.0596, upon request of the department.

(II) The tax so collected shall be at the rate specified in s. 212.05, not including any local option or tourist or convention development taxes collected pursuant to s. 125.0104 or this chapter.

(III) Such state agrees to remit to the department all taxes so collected no later than 30 days from the last day of the calendar quarter following their collection.

(IV) Such state authorizes the department to audit dealers within its jurisdiction who make remote mail order sales that are the subject of s. 212.0596, or makes arrangements deemed adequate by the department for auditing them with its own personnel.

(V) Such state agrees to provide to the department records obtained by it from retailers or dealers in such state showing delivery of tangible personal property into this state upon which no sales or use tax has been paid in a manner similar to that provided in sub-subparagraph g.

c. For purposes of this subparagraph, “sales of tangible personal property to be transported to a cooperating state” means remote mail order sales to a person who is in the cooperating state at the time the order is executed, from a dealer who receives that order in this state.

d. The tax levied by sub-subparagraph a. shall be at the rate at which such a sale would have been taxed pursuant to the cooperating state’s tax laws if consummated in the cooperating state by a dealer and a purchaser, both of whom were physically present in that state at the time of the sale.

e. The tax levied by sub-subparagraph a., when collected, shall be held in the State Treasury in trust for the benefit of the cooperating state and shall be paid to it at a time agreed upon between the department, acting for this state, and the cooperating state or the department or agency designated by it to act for it; however, such payment shall in no event be made later than 30 days from the last day of the calendar quarter after the tax was collected. Funds held in trust for the benefit of a cooperating state shall not be subject to the service charges imposed by s. 215.20.

f. The department is authorized to perform such acts and to provide such cooperation to a cooperating state with reference to the tax levied by sub-subparagraph a. as is required of the cooperating state by sub-subparagraph b.

g. In furtherance of this act, dealers selling tangible personal property for delivery in another state shall make available to the department, upon request of the department, records of all tangible personal property so sold. Such records shall include a description of the property, the name and address of the purchaser, the name and address of the person to whom the property was sent, the purchase price of the property, information regarding whether sales tax was paid in this state on the purchase price, and such other information as the department may by rule prescribe.

Section 9. Paragraph (b) of subsection (1) of section 212.07, Florida Statutes, is amended to read:

212.07 Sales, storage, use tax; tax added to purchase price; dealer not to absorb; liability of purchasers who cannot prove payment of the tax; penalties; general exemptions.—

(1)

(b) A resale must be in strict compliance with s. 212.18 and the rules and regulations adopted thereunder. A dealer who makes a sale for resale that is not in strict compliance with s. 212.18 and the rules and regulations adopted thereunder is liable for and must pay the tax. A dealer who makes a sale for resale shall document the exempt nature of the transaction, as established by rules adopted by the department, by retaining a copy of the purchaser’s resale certificate. In lieu of maintaining a copy of the certificate, a dealer may document, before the time of sale, an authorization number provided telephonically or electronically by the department, or by such other means established by rule of the department. The dealer may rely on a resale certificate issued pursuant to s. 212.18(3)(e) ~~s. 212.18(3)(d)~~, valid at the time of receipt from the purchaser, without seeking annual verification of the resale certificate if the dealer makes recurring sales to a purchaser in the normal course of business on a continual basis. For purposes of this paragraph, “recurring sales to a purchaser in the normal course of business” refers to a sale in which the dealer extends credit to the purchaser and records the debt as an account receivable, or in which the dealer sells to a purchaser who has an established cash or C.O.D. ac-

count, similar to an open credit account. For purposes of this paragraph, purchases are made from a selling dealer on a continual basis if the selling dealer makes, in the normal course of business, sales to the purchaser at least once in every 12-month period. A dealer may, through the informal protest provided for in s. 213.21 and the rules of the department, provide the department with evidence of the exempt status of a sale. Consumer certificates of exemption executed by those exempt entities that were registered with the department at the time of sale, resale certificates provided by purchasers who were active dealers at the time of sale, and verification by the department of a purchaser's active dealer status at the time of sale in lieu of a resale certificate shall be accepted by the department when submitted during the protest period, but may not be accepted in any proceeding under chapter 120 or any circuit court action instituted under chapter 72.

Section 10. Paragraph (f) is added to subsection (4) of section 212.11, Florida Statutes, to read:

212.11 Tax returns and regulations.—

(4)

(f) A marketplace provider that is a dealer under this chapter or a person who is required to collect and remit sales tax on remote sales shall file returns and pay taxes by electronic means under s. 213.755.

Section 11. Paragraph (a) of subsection (1), paragraph (a) of subsection (5), and subsections (9), (10), (11), and (14) of section 212.12, Florida Statutes, are amended to read:

212.12 Dealer's credit for collecting tax; penalties for non-compliance; powers of Department of Revenue in dealing with delinquents; rounding brackets applicable to taxable transactions; records required.—

(1)(a)4. Notwithstanding any other law and for the purpose of compensating persons granting licenses for and the lessors of real and personal property taxed hereunder, for the purpose of compensating dealers in tangible personal property, for the purpose of compensating dealers providing communication services and taxable services, for the purpose of compensating owners of places where admissions are collected, and for the purpose of compensating remitters of any taxes or fees reported on the same documents utilized for the sales and use tax, as compensation for the keeping of prescribed records, filing timely tax returns, and the proper accounting and remitting of taxes by them, such seller, person, lessor, dealer, owner, and remitter ~~(except dealers who make mail order sales)~~ who files the return required pursuant to s. 212.11 only by electronic means and who pays the amount due on such return only by electronic means shall be allowed 2.5 percent of the amount of the tax due, accounted for, and remitted to the department in the form of a deduction. However, if the amount of the tax due and remitted to the department by electronic means for the reporting period exceeds \$1,200, an allowance is not allowed for all amounts in excess of \$1,200. For purposes of this paragraph ~~subparagraph~~, the term "electronic means" has the same meaning as provided in s. 213.755(2)(c).

~~2. The executive director of the department is authorized to negotiate a collection allowance, pursuant to rules promulgated by the department, with a dealer who makes mail order sales. The rules of the department shall provide guidelines for establishing the collection allowance based upon the dealer's estimated costs of collecting the tax, the volume and value of the dealer's mail order sales to purchasers in this state, and the administrative and legal costs and likelihood of achieving collection of the tax absent the cooperation of the dealer. However, in no event shall the collection allowance negotiated by the executive director exceed 10 percent of the tax remitted for a reporting period.~~

(5)(a) The department is authorized to audit or inspect the records and accounts of dealers defined herein, including audits or inspections of dealers who make remote mail order sales to the extent permitted by another state, and to correct by credit any overpayment of tax, and, in the event of a deficiency, an assessment shall be made and collected. No administrative finding of fact is necessary prior to the assessment of any tax deficiency.

(9) Taxes imposed by this chapter upon the privilege of the use, consumption, storage for consumption, or sale of tangible personal

property, admissions, license fees, rentals, ~~communication services~~, and upon the sale or use of services as herein taxed shall be collected upon the basis of an addition of the tax imposed by this chapter to the total price of such admissions, license fees, rentals, ~~communication or other services~~, or sale price of such article or articles that are purchased, sold, or leased at any one time by or to a customer or buyer; the dealer, or person charged herein, is required to pay a privilege tax in the amount of the tax imposed by this chapter on the total of his or her gross sales of tangible personal property, admissions, license fees, ~~and rentals, and communication services~~ or to collect a tax upon the sale or use of services, and such person or dealer shall add the tax imposed by this chapter to the price, license fee, rental, ~~or admissions, and communication or other services~~ and collect the total sum from the purchaser, admittee, licensee, lessee, or consumer. ~~The department shall make available in an electronic format or otherwise the tax amounts and the following brackets applicable to all transactions taxable at the rate of 6 percent:~~

~~(a) On single sales of less than 10 cents, no tax shall be added.~~

~~(b) On single sales in amounts from 10 cents to 16 cents, both inclusive, 1 cent shall be added for taxes.~~

~~(c) On sales in amounts from 17 cents to 33 cents, both inclusive, 2 cents shall be added for taxes.~~

~~(d) On sales in amounts from 34 cents to 50 cents, both inclusive, 3 cents shall be added for taxes.~~

~~(e) On sales in amounts from 51 cents to 66 cents, both inclusive, 4 cents shall be added for taxes.~~

~~(f) On sales in amounts from 67 cents to 83 cents, both inclusive, 5 cents shall be added for taxes.~~

~~(g) On sales in amounts from 84 cents to \$1, both inclusive, 6 cents shall be added for taxes.~~

~~(h) On sales in amounts of more than \$1, 6 percent shall be charged upon each dollar of price, plus the appropriate bracket charge upon any fractional part of a dollar.~~

(10)(a) A dealer must calculate the tax due on the privilege of the use, consumption, storage for consumption, or sale of tangible personal property, admissions, license fees, rentals, and upon the sale or use of services, based on a rounding algorithm that meets the following criteria:

1. The computation of the tax must be carried to the third decimal place.

2. The tax must be rounded to the whole cent using a method that rounds up to the next cent whenever the third decimal place is greater than four.

~~(b) A dealer may apply the rounding algorithm to the aggregate tax amount computed on all taxable items on an invoice or to the taxable amount on each individual item on the invoice. In counties which have adopted a discretionary sales surtax at the rate of 1 percent, the department shall make available in an electronic format or otherwise the tax amounts and the following brackets applicable to all taxable transactions that would otherwise have been transactions taxable at the rate of 6 percent:~~

~~(a) On single sales of less than 10 cents, no tax shall be added.~~

~~(b) On single sales in amounts from 10 cents to 14 cents, both inclusive, 1 cent shall be added for taxes.~~

~~(c) On sales in amounts from 15 cents to 28 cents, both inclusive, 2 cents shall be added for taxes.~~

~~(d) On sales in amounts from 29 cents to 42 cents, both inclusive, 3 cents shall be added for taxes.~~

~~(e) On sales in amounts from 43 cents to 57 cents, both inclusive, 4 cents shall be added for taxes.~~

~~(f) On sales in amounts from 58 cents to 71 cents, both inclusive, 5 cents shall be added for taxes.~~

~~(g) On sales in amounts from 72 cents to 85 cents, both inclusive, 6 cents shall be added for taxes.~~

~~(h) On sales in amounts from 86 cents to \$1, both inclusive, 7 cents shall be added for taxes.~~

~~(i) On sales in amounts from \$1 up to, and including, the first \$5,000 in price, 7 percent shall be charged upon each dollar of price, plus the appropriate bracket charge upon any fractional part of a dollar.~~

~~(j) On sales in amounts of more than \$5,000 in price, 7 percent shall be added upon the first \$5,000 in price, and 6 percent shall be added upon each dollar of price in excess of the first \$5,000 in price, plus the bracket charges upon any fractional part of a dollar as provided for in subsection (9).~~

~~(11) The department shall make available in an electronic format or otherwise the tax amounts and brackets applicable to all taxable transactions that occur in counties that have a surtax at a rate other than 1 percent which would otherwise have been transactions taxable at the rate of 6 percent. Likewise, the department shall make available in an electronic format or otherwise the tax amounts and brackets applicable to transactions taxable at 4.35 percent pursuant to s. 212.05(1)(c)1.e. or the applicable tax rate pursuant to s. 212.031(1) and on transactions which would otherwise have been so taxable in counties which have adopted a discretionary sales surtax.~~

~~(14) If it is determined upon audit that a dealer has collected and remitted taxes by applying the applicable tax rate to each transaction as described in subsection (9) and rounding the tax due to the nearest whole cent rather than applying the appropriate bracket system provided by law or department rule, the dealer shall not be held liable for additional tax, penalty, and interest resulting from such failure if:~~

~~(a) The dealer acted in a good faith belief that rounding to the nearest whole cent was the proper method of determining the amount of tax due on each taxable transaction.~~

~~(b) The dealer timely reported and remitted all taxes collected on each taxable transaction.~~

~~(c) The dealer agrees in writing to future compliance with the laws and rules concerning brackets applicable to the dealer's transactions.~~

Section 12. Present paragraphs (c) through (f) of subsection (3) of section 212.18, Florida Statutes, are redesignated as paragraphs (d) through (g), respectively, a new paragraph (c) is added to that subsection, and present paragraph (f) of that subsection is amended, to read:

212.18 Administration of law; registration of dealers; rules.—

(3)

*(c) A marketplace provider that is a dealer under this chapter or a person who is required to collect and remit sales tax on remote sales must file with the department an application for a certificate of registration electronically.*

~~(g)(f)~~ As used in this paragraph, the term “exhibitor” means a person who enters into an agreement authorizing the display of tangible personal property or services at a convention or a trade show. The following provisions apply to the registration of exhibitors as dealers under this chapter:

1. An exhibitor whose agreement prohibits the sale of tangible personal property or services subject to the tax imposed in this chapter is not required to register as a dealer.

2. An exhibitor whose agreement provides for the sale at wholesale only of tangible personal property or services subject to the tax imposed by this chapter must obtain a resale certificate from the purchasing dealer but is not required to register as a dealer.

3. An exhibitor whose agreement authorizes the retail sale of tangible personal property or services subject to the tax imposed by this chapter must register as a dealer and collect the tax on such sales.

4. An exhibitor who makes a *remote mail order* sale pursuant to s. 212.0596 must register as a dealer.

A person who conducts a convention or a trade show must make his or her exhibitor's agreements available to the department for inspection and copying.

Section 13. Subsection (4) and paragraph (d) of subsection (6) of section 212.20, Florida Statutes, are amended to read:

212.20 Funds collected, disposition; additional powers of department; operational expense; refund of taxes adjudicated unconstitutionally collected.—

(4) When there has been a final adjudication that any tax pursuant to s. 212.0596 or s. 212.05965 was levied, collected, or both, contrary to the Constitution of the United States or the State Constitution, the department shall, in accordance with rules, determine, based upon claims for refund and other evidence and information, who paid such tax or taxes, and refund to each such person the amount of tax paid. For purposes of this subsection, a “final adjudication” is a decision of a court of competent jurisdiction from which no appeal can be taken or from which the official or officials of this state with authority to make such decisions has or have decided not to appeal.

(6) Distribution of all proceeds under this chapter and ss. 202.18(1)(b) and (2)(b) and 203.01(1)(a)3. is as follows:

(d) The proceeds of all other taxes and fees imposed pursuant to this chapter or remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be distributed as follows:

1. In any fiscal year, the greater of \$500 million, minus an amount equal to 4.6 percent of the proceeds of the taxes collected pursuant to chapter 201, or 5.2 percent of all other taxes and fees imposed pursuant to this chapter or remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in monthly installments into the General Revenue Fund.

2. After the distribution under subparagraph 1., 8.9744 percent of the amount remitted by a sales tax dealer located within a participating county pursuant to s. 218.61 shall be transferred into the Local Government Half-cent Sales Tax Clearing Trust Fund. Beginning July 1, 2003, the amount to be transferred shall be reduced by 0.1 percent, and the department shall distribute this amount to the Public Employees Relations Commission Trust Fund less \$5,000 each month, which shall be added to the amount calculated in subparagraph 3. and distributed accordingly.

3. After the distribution under subparagraphs 1. and 2., 0.0966 percent shall be transferred to the Local Government Half-cent Sales Tax Clearing Trust Fund and distributed pursuant to s. 218.65.

4. After the distributions under subparagraphs 1., 2., and 3., 2.0810 percent of the available proceeds shall be transferred monthly to the Revenue Sharing Trust Fund for Counties pursuant to s. 218.215.

5. After the distributions under subparagraphs 1., 2., and 3., 1.3653 percent of the available proceeds shall be transferred monthly to the Revenue Sharing Trust Fund for Municipalities pursuant to s. 218.215. If the total revenue to be distributed pursuant to this subparagraph is at least as great as the amount due from the Revenue Sharing Trust Fund for Municipalities and the former Municipal Financial Assistance Trust Fund in state fiscal year 1999-2000, no municipality shall receive less than the amount due from the Revenue Sharing Trust Fund for Municipalities and the former Municipal Financial Assistance Trust Fund in state fiscal year 1999-2000. If the total proceeds to be distributed are less than the amount received in combination from the Revenue Sharing Trust Fund for Municipalities and the former Municipal Financial Assistance Trust Fund in state fiscal year 1999-2000, each municipality shall receive an amount proportionate to the amount it was due in state fiscal year 1999-2000.

6. Of the remaining proceeds:

a. In each fiscal year, the sum of \$29,915,500 shall be divided into as many equal parts as there are counties in the state, and one part shall be distributed to each county. The distribution among the several counties must begin each fiscal year on or before January 5th and continue monthly for a total of 4 months. If a local or special law re-

quired that any moneys accruing to a county in fiscal year 1999-2000 under the then-existing provisions of s. 550.135 be paid directly to the district school board, special district, or a municipal government, such payment must continue until the local or special law is amended or repealed. The state covenants with holders of bonds or other instruments of indebtedness issued by local governments, special districts, or district school boards before July 1, 2000, that it is not the intent of this subparagraph to adversely affect the rights of those holders or relieve local governments, special districts, or district school boards of the duty to meet their obligations as a result of previous pledges or assignments or trusts entered into which obligated funds received from the distribution to county governments under then-existing s. 550.135. This distribution specifically is in lieu of funds distributed under s. 550.135 before July 1, 2000.

b. The department shall distribute \$166,667 monthly to each applicant certified as a facility for a new or retained professional sports franchise pursuant to s. 288.1162. Up to \$41,667 shall be distributed monthly by the department to each certified applicant as defined in s. 288.11621 for a facility for a spring training franchise. However, not more than \$416,670 may be distributed monthly in the aggregate to all certified applicants for facilities for spring training franchises. Distributions begin 60 days after such certification and continue for not more than 30 years, except as otherwise provided in s. 288.11621. A certified applicant identified in this sub-subparagraph may not receive more in distributions than expended by the applicant for the public purposes provided in s. 288.1162(5) or s. 288.11621(3).

c. Beginning 30 days after notice by the Department of Economic Opportunity to the Department of Revenue that an applicant has been certified as the professional golf hall of fame pursuant to s. 288.1168 and is open to the public, \$166,667 shall be distributed monthly, for up to 300 months, to the applicant.

d. Beginning 30 days after notice by the Department of Economic Opportunity to the Department of Revenue that the applicant has been certified as the International Game Fish Association World Center facility pursuant to s. 288.1169, and the facility is open to the public, \$83,333 shall be distributed monthly, for up to 168 months, to the applicant. This distribution is subject to reduction pursuant to s. 288.1169.

e. The department shall distribute up to \$83,333 monthly to each certified applicant as defined in s. 288.11631 for a facility used by a single spring training franchise, or up to \$166,667 monthly to each certified applicant as defined in s. 288.11631 for a facility used by more than one spring training franchise. Monthly distributions begin 60 days after such certification or July 1, 2016, whichever is later, and continue for not more than 20 years to each certified applicant as defined in s. 288.11631 for a facility used by a single spring training franchise or not more than 25 years to each certified applicant as defined in s. 288.11631 for a facility used by more than one spring training franchise. A certified applicant identified in this sub-subparagraph may not receive more in distributions than expended by the applicant for the public purposes provided in s. 288.11631(3).

f. Beginning 45 days after notice by the Department of Economic Opportunity to the Department of Revenue that an applicant has been approved by the Legislature and certified by the Department of Economic Opportunity under s. 288.11625 or upon a date specified by the Department of Economic Opportunity as provided under s. 288.11625(6)(d), the department shall distribute each month an amount equal to one-twelfth of the annual distribution amount certified by the Department of Economic Opportunity for the applicant. The department may not distribute more than \$13 million annually under this sub-subparagraph.

g. The department shall distribute \$15,333 monthly to the State Transportation Trust Fund.

*h.(1) On or before July 25, 2021, August 25, 2021, and September 25, 2021, the department shall distribute \$324,533,334 in each of those months to the Unemployment Compensation Trust Fund, less an adjustment for refunds issued from the General Revenue Fund pursuant to s. 443.131(3)(e)3. before making the distribution. The adjustments made by the department to the total distributions shall be equal to the total refunds made pursuant to s. 443.131(3)(e)3. If the amount of refunds to be subtracted from any single distribution exceeds the distribution, the*

*department may not make that distribution and must subtract the remaining balance from the next distribution.*

*(II) Beginning July 2022, and on or before the 25th day of each month, the department shall distribute \$90 million monthly to the Unemployment Compensation Trust Fund.*

*(III) If the ending balance of the Unemployment Compensation Trust Fund exceeds \$4,071,519,600 on the last day of any month, as determined from United States Department of the Treasury data, the Office of Economic and Demographic Research shall certify to the department that the ending balance of the trust fund exceeds such amount.*

*(IV) This sub-subparagraph is repealed, and the department shall end monthly distributions under sub-sub-subparagraph (II), on the date the department receives certification under sub-sub-subparagraph (III) or December 31, 2025, whichever is earlier.*

7. All other proceeds must remain in the General Revenue Fund.

Section 14. Paragraph (a) of subsection (1) of section 443.1216, Florida Statutes, is amended to read:

443.1216 Employment.—Employment, as defined in s. 443.036, is subject to this chapter under the following conditions:

(1)(a) The employment subject to this chapter includes a service performed, including a service performed in interstate commerce, by:

1. An officer of a corporation.

2. An individual who, under the usual common-law rules applicable in determining the employer-employee relationship, is an employee. However, whenever a client, as defined in s. 443.036(18), which would otherwise be designated as an employing unit has contracted with an employee leasing company to supply it with workers, those workers are considered employees of the employee leasing company. An employee leasing company may lease corporate officers of the client to the client and other workers to the client, except as prohibited by regulations of the Internal Revenue Service. Employees of an employee leasing company must be reported under the employee leasing company's tax identification number and contribution rate for work performed for the employee leasing company.

a. However, except for the internal employees of an employee leasing company, each employee leasing company may make a separate one-time election to report and pay contributions under the tax identification number and contribution rate for each client of the employee leasing company. Under the client method, an employee leasing company choosing this option must assign leased employees to the client company that is leasing the employees. The client method is solely a method to report and pay unemployment contributions, and, whichever method is chosen, such election may not impact any other aspect of state law. An employee leasing company that elects the client method must pay contributions at the rates assigned to each client company.

(I) The election applies to all of the employee leasing company's current and future clients.

(II) The employee leasing company must notify the Department of Revenue of its election by July 1, 2012, and such election applies to reports and contributions for the first quarter of the following calendar year. The notification must include:

(A) A list of each client company and the unemployment account number or, if one has not yet been issued, the federal employment identification number, as established by the employee leasing company upon the election to file by client method;

(B) A list of each client company's current and previous employees and their respective social security numbers for the prior 3 state fiscal years or, if the client company has not been a client for the prior 3 state fiscal years, such portion of the prior 3 state fiscal years that the client company has been a client must be supplied;

(C) The wage data and benefit charges associated with each client company for the prior 3 state fiscal years or, if the client company has not been a client for the prior 3 state fiscal years, such portion of the prior 3 state fiscal years that the client company has been a client must



be supplied. If the client company's employment record is chargeable with benefits for less than 8 calendar quarters while being a client of the employee leasing company, the client company must pay contributions at the initial rate of 2.7 percent; and

(D) The wage data and benefit charges for the prior 3 state fiscal years that cannot be associated with a client company must be reported and charged to the employee leasing company.

(III) Subsequent to choosing the client method, the employee leasing company may not change its reporting method.

(IV) The employee leasing company shall file a Florida Department of Revenue Employer's Quarterly Report for each client company by approved electronic means, and pay all contributions by approved electronic means.

(V) For the purposes of calculating experience rates when the client method is chosen, each client's own benefit charges and wage data experience while with the employee leasing company determines each client's tax rate where the client has been a client of the employee leasing company for at least 8 calendar quarters before the election. The client company shall continue to report the nonleased employees under its tax rate.

(VI) The election is binding on each client of the employee leasing company for as long as a written agreement is in effect between the client and the employee leasing company pursuant to s. 468.525(3)(a). If the relationship between the employee leasing company and the client terminates, the client retains the wage and benefit history experienced under the employee leasing company.

(VII) Notwithstanding which election method the employee leasing company chooses, the applicable client company is an employing unit for purposes of s. 443.071. The employee leasing company or any of its officers or agents are liable for any violation of s. 443.071 engaged in by such persons or entities. The applicable client company or any of its officers or agents are liable for any violation of s. 443.071 engaged in by such persons or entities. The employee leasing company or its applicable client company is not liable for any violation of s. 443.071 engaged in by the other party or by the other party's officers or agents.

(VIII) If an employee leasing company fails to select the client method of reporting not later than July 1, 2012, the entity is required to report under the employee leasing company's tax identification number and contribution rate.

(IX) After an employee leasing company is licensed pursuant to part XI of chapter 468, each newly licensed entity has 30 days after the date the license is granted to notify the tax collection service provider in writing of their selection of the client method. A newly licensed employee leasing company that fails to timely select reporting pursuant to the client method of reporting must report under the employee leasing company's tax identification number and contribution rate.

(X) Irrespective of the election, each transfer of trade or business, including workforce, or a portion thereof, between employee leasing companies is subject to the provisions of s. 443.131(3)(h) ~~s. 443.131(3)(g)~~ if, at the time of the transfer, there is common ownership, management, or control between the entities.

b. In addition to any other report required to be filed by law, an employee leasing company shall submit a report to the Labor Market Statistics Center within the Department of Economic Opportunity which includes each client establishment and each establishment of the leasing company, or as otherwise directed by the department. The report must include the following information for each establishment:

- (I) The trade or establishment name;
- (II) The former reemployment assistance account number, if available;
- (III) The former federal employer's identification number, if available;
- (IV) The industry code recognized and published by the United States Office of Management and Budget, if available;

(V) A description of the client's primary business activity in order to verify or assign an industry code;

(VI) The address of the physical location;

(VII) The number of full-time and part-time employees who worked during, or received pay that was subject to reemployment assistance taxes for, the pay period including the 12th of the month for each month of the quarter;

(VIII) The total wages subject to reemployment assistance taxes paid during the calendar quarter;

(IX) An internal identification code to uniquely identify each establishment of each client;

(X) The month and year that the client entered into the contract for services; and

(XI) The month and year that the client terminated the contract for services.

c. The report must be submitted electronically or in a manner otherwise prescribed by the Department of Economic Opportunity in the format specified by the Bureau of Labor Statistics of the United States Department of Labor for its Multiple Worksite Report for Professional Employer Organizations. The report must be provided quarterly to the Labor Market Statistics Center within the department, or as otherwise directed by the department, and must be filed by the last day of the month immediately after the end of the calendar quarter. The information required in sub-sub-subparagraphs b.(X) and (XI) need be provided only in the quarter in which the contract to which it relates was entered into or terminated. The sum of the employment data and the sum of the wage data in this report must match the employment and wages reported in the reemployment assistance quarterly tax and wage report.

d. The department shall adopt rules as necessary to administer this subparagraph, and may administer, collect, enforce, and waive the penalty imposed by s. 443.141(1)(b) for the report required by this subparagraph.

e. For the purposes of this subparagraph, the term "establishment" means any location where business is conducted or where services or industrial operations are performed.

3. An individual other than an individual who is an employee under subparagraph 1. or subparagraph 2., who performs services for remuneration for any person:

a. As an agent-driver or commission-driver engaged in distributing meat products, vegetable products, fruit products, bakery products, beverages other than milk, or laundry or drycleaning services for his or her principal.

b. As a traveling or city salesperson engaged on a full-time basis in the solicitation on behalf of, and the transmission to, his or her principal of orders from wholesalers, retailers, contractors, or operators of hotels, restaurants, or other similar establishments for merchandise for resale or supplies for use in the business operations. This sub-subparagraph does not apply to an agent-driver or a commission-driver and does not apply to sideline sales activities performed on behalf of a person other than the salesperson's principal.

4. The services described in subparagraph 3. are employment subject to this chapter only if:

a. The contract of service contemplates that substantially all of the services are to be performed personally by the individual;

b. The individual does not have a substantial investment in facilities used in connection with the services, other than facilities used for transportation; and

c. The services are not in the nature of a single transaction that is not part of a continuing relationship with the person for whom the services are performed.

Section 15. Effective upon becoming a law and applying retroactively to April 1, 2020, present paragraphs (f) through (k) of subsection (3) of section 443.131, Florida Statutes, are redesignated as paragraphs (g) through (l), respectively, a new paragraph (f) is added to that subsection, and paragraphs (b) and (e) of that subsection are amended, to read:

443.131 Contributions.—

(3) VARIATION OF CONTRIBUTION RATES BASED ON BENEFIT EXPERIENCE.—

(b) *Benefit ratio.*—

1. As used in this paragraph, the term “annual payroll” means the calendar quarter taxable payroll reported to the tax collection service provider for the quarters used in computing the benefit ratio. The term does not include a penalty resulting from the untimely filing of required wage and tax reports. All of the taxable payroll reported to the tax collection service provider by the end of the quarter preceding the quarter for which the contribution rate is to be computed must be used in the computation.

2. As used in this paragraph, the term “benefits charged to the employer’s employment record” means the amount of benefits paid to individuals multiplied by:

- a. For benefits paid prior to July 1, 2007, 1.
- b. For benefits paid during the period beginning on July 1, 2007, and ending March 31, 2011, 0.90.
- c. For benefits paid after March 31, 2011, 1.
- d. *For benefits paid during the period beginning April 1, 2020, and ending December 31, 2020, 0.*
- e. *For benefits paid during the period beginning January 1, 2021, and ending June 30, 2021, 1, except as otherwise adjusted in accordance with paragraph (f).*

3. For each calendar year, the tax collection service provider shall compute a benefit ratio for each employer whose employment record was chargeable for benefits during the 12 consecutive quarters ending June 30 of the calendar year preceding the calendar year for which the benefit ratio is computed. An employer’s benefit ratio is the quotient obtained by dividing the total benefits charged to the employer’s employment record during the 3-year period ending June 30 of the preceding calendar year by the total of the employer’s annual payroll for the 3-year period ending June 30 of the preceding calendar year. The benefit ratio shall be computed to the fifth decimal place and rounded to the fourth decimal place.

4. The tax collection service provider shall compute a benefit ratio for each employer who was not previously eligible under subparagraph 3., whose contribution rate is set at the initial contribution rate in paragraph (2)(a), and whose employment record was chargeable for benefits during at least 8 calendar quarters immediately preceding the calendar quarter for which the benefit ratio is computed. The employer’s benefit ratio is the quotient obtained by dividing the total benefits charged to the employer’s employment record during the first 6 of the 8 completed calendar quarters immediately preceding the calendar quarter for which the benefit ratio is computed by the total of the employer’s annual payroll during the first 7 of the 9 completed calendar quarters immediately preceding the calendar quarter for which the benefit ratio is computed. The benefit ratio shall be computed to the fifth decimal place and rounded to the fourth decimal place and applies for the remainder of the calendar year. The employer must subsequently be rated on an annual basis using up to 12 calendar quarters of benefits charged and up to 12 calendar quarters of annual payroll. That employer’s benefit ratio is the quotient obtained by dividing the total benefits charged to the employer’s employment record by the total of the employer’s annual payroll during the quarters used in his or her first computation plus the subsequent quarters reported through June 30 of the preceding calendar year. Each subsequent calendar year, the rate shall be computed under subparagraph 3. The tax collection service

provider shall assign a variation from the standard rate of contributions in paragraph (c) on a quarterly basis to each eligible employer in the same manner as an assignment for a calendar year under paragraph (e).

(e) *Assignment of variations from the standard rate.*—

1. As used in this paragraph, the terms “total benefit payments,” “benefits paid to an individual,” and “benefits charged to the employment record of an employer” mean the amount of benefits paid to individuals multiplied by:

- a. For benefits paid prior to July 1, 2007, 1.
- b. For benefits paid during the period beginning on July 1, 2007, and ending March 31, 2011, 0.90.
- c. For benefits paid after March 31, 2011, 1.
- d. *For benefits paid during the period beginning April 1, 2020, and ending December 31, 2020, 0.*
- e. *For benefits paid during the period beginning January 1, 2021, and ending June 30, 2021, 1, except as otherwise adjusted in accordance with paragraph (f).*

2. For the calculation of contribution rates effective January 1, 2012, and thereafter:

a. The tax collection service provider shall assign a variation from the standard rate of contributions for each calendar year to each eligible employer. In determining the contribution rate, varying from the standard rate to be assigned each employer, adjustment factors computed under sub-sub-paragraphs (I)-(IV) are added to the benefit ratio. This addition shall be accomplished in two steps by adding a variable adjustment factor and a final adjustment factor. The sum of these adjustment factors computed under sub-sub-paragraphs (I)-(IV) shall first be algebraically summed. The sum of these adjustment factors shall next be divided by a gross benefit ratio determined as follows: Total benefit payments for the 3-year period described in subparagraph (b)3. are charged to employers eligible for a variation from the standard rate, minus excess payments for the same period, divided by taxable payroll entering into the computation of individual benefit ratios for the calendar year for which the contribution rate is being computed. The ratio of the sum of the adjustment factors computed under sub-sub-paragraphs (I)-(IV) to the gross benefit ratio is multiplied by each individual benefit ratio that is less than the maximum contribution rate to obtain variable adjustment factors; except that if the sum of an employer’s individual benefit ratio and variable adjustment factor exceeds the maximum contribution rate, the variable adjustment factor is reduced in order for the sum to equal the maximum contribution rate. The variable adjustment factor for each of these employers is multiplied by his or her taxable payroll entering into the computation of his or her benefit ratio. The sum of these products is divided by the taxable payroll of the employers who entered into the computation of their benefit ratios. The resulting ratio is subtracted from the sum of the adjustment factors computed under sub-sub-paragraphs (I)-(IV) to obtain the final adjustment factor. The variable adjustment factors and the final adjustment factor must be computed to five decimal places and rounded to the fourth decimal place. This final adjustment factor is added to the variable adjustment factor and benefit ratio of each employer to obtain each employer’s contribution rate. An employer’s contribution rate may not, however, be rounded to less than 0.1 percent. *In determining the contribution rate, varying from the standard rate to be assigned, the computation shall exclude any benefit that is excluded by the multipliers under subparagraph (b)2. and subparagraph 1. The computation of the contribution rate, varying from the standard rate to be assigned, shall also exclude any benefit paid as a result of a governmental order related to COVID-19 to close or reduce capacity of a business. In addition, the contribution rate for the 2021 and 2022 calendar years shall be calculated without the application of the positive adjustment factor in sub-sub-paragraph (III).*

(I) An adjustment factor for noncharge benefits is computed to the fifth decimal place and rounded to the fourth decimal place by dividing the amount of noncharge benefits during the 3-year period described in subparagraph (b)3. by the taxable payroll of employers eligible for a variation from the standard rate who have a benefit ratio for the current year which is less than the maximum contribution rate. For purposes of

computing this adjustment factor, the taxable payroll of these employers is the taxable payrolls for the 3 years ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of the same calendar year. As used in this sub-sub-paragraph, the term “noncharge benefits” means benefits paid to an individual, *as adjusted pursuant to subparagraph (b)2. and subparagraph 1.*, from the Unemployment Compensation Trust Fund, ~~but~~ which were not charged to the employment record of any employer, *but excluding any benefit paid as a result of a governmental order related to COVID-19 to close or reduce capacity of a business.*

(II) An adjustment factor for excess payments is computed to the fifth decimal place, and rounded to the fourth decimal place by dividing the total excess payments during the 3-year period described in subparagraph (b)3. by the taxable payroll of employers eligible for a variation from the standard rate who have a benefit ratio for the current year which is less than the maximum contribution rate. For purposes of computing this adjustment factor, the taxable payroll of these employers is the same figure used to compute the adjustment factor for noncharge benefits under sub-sub-paragraph (I). As used in this sub-sub-paragraph, the term “excess payments” means the amount of benefits charged to the employment record of an employer, *as adjusted pursuant to subparagraph (b)2. and subparagraph 1.*, during the 3-year period described in subparagraph (b)3., *but excluding any benefit paid as a result of a governmental order related to COVID-19 to close or reduce capacity of a business,* less the product of the maximum contribution rate and the employer’s taxable payroll for the 3 years ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of the same calendar year. As used in this sub-sub-paragraph, the term “total excess payments” means the sum of the individual employer excess payments for those employers that were eligible for assignment of a contribution rate different from the standard rate.

(III) With respect to computing a positive adjustment factor:

(A) Beginning January 1, 2012, if the balance of the Unemployment Compensation Trust Fund on September 30 of the calendar year immediately preceding the calendar year for which the contribution rate is being computed is less than 4 percent of the taxable payrolls for the year ending June 30 as reported to the tax collection service provider by September 30 of that calendar year, a positive adjustment factor shall be computed. The positive adjustment factor is computed annually to the fifth decimal place and rounded to the fourth decimal place by dividing the sum of the total taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of that calendar year into a sum equal to one-fifth of the difference between the balance of the fund as of September 30 of that calendar year and the sum of 5 percent of the total taxable payrolls for that year. The positive adjustment factor remains in effect for subsequent years until the balance of the Unemployment Compensation Trust Fund as of September 30 of the year immediately preceding the effective date of the contribution rate equals or exceeds 4 percent of the taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of that calendar year.

(B) Beginning January 1, 2018, and for each year thereafter, the positive adjustment shall be computed by dividing the sum of the total taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of that calendar year into a sum equal to one-fourth of the difference between the balance of the fund as of September 30 of that calendar year and the sum of 5 percent of the total taxable payrolls for that year. The positive adjustment factor remains in effect for subsequent years until the balance of the Unemployment Compensation Trust Fund as of September 30 of the year immediately preceding the effective date of the contribution rate equals or exceeds 4 percent of the taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of that calendar year.

(IV) If, beginning January 1, 2015, and each year thereafter, the balance of the Unemployment Compensation Trust Fund as of September 30 of the year immediately preceding the calendar year for which the contribution rate is being computed exceeds 5 percent of the taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of that calendar year, a negative adjustment factor must be computed.

The negative adjustment factor shall be computed annually beginning on January 1, 2015, and each year thereafter, to the fifth decimal place and rounded to the fourth decimal place by dividing the sum of the total taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of the calendar year into a sum equal to one-fourth of the difference between the balance of the fund as of September 30 of the current calendar year and 5 percent of the total taxable payrolls of that year. The negative adjustment factor remains in effect for subsequent years until the balance of the Unemployment Compensation Trust Fund as of September 30 of the year immediately preceding the effective date of the contribution rate is less than 5 percent, but more than 4 percent of the taxable payrolls for the year ending June 30 of the current calendar year as reported to the tax collection service provider by September 30 of that calendar year. The negative adjustment authorized by this section is suspended in any calendar year in which repayment of the principal amount of an advance received from the federal Unemployment Compensation Trust Fund under 42 U.S.C. s. 1321 is due to the Federal Government.

(V) The maximum contribution rate that may be assigned to an employer is 5.4 percent, except employers participating in an approved short-time compensation plan may be assigned a maximum contribution rate that is 1 percent greater than the maximum contribution rate for other employers in any calendar year in which short-time compensation benefits are charged to the employer’s employment record.

(VI) As used in this subsection, “taxable payroll” shall be determined by excluding any part of the remuneration paid to an individual by an employer for employment during a calendar year in excess of the first \$7,000. Beginning January 1, 2012, “taxable payroll” shall be determined by excluding any part of the remuneration paid to an individual by an employer for employment during a calendar year as described in s. 443.1217(2). For the purposes of the employer rate calculation that will take effect in January 1, 2012, and in January 1, 2013, the tax collection service provider shall use the data available for taxable payroll from 2009 based on excluding any part of the remuneration paid to an individual by an employer for employment during a calendar year in excess of the first \$7,000, and from 2010 and 2011, the data available for taxable payroll based on excluding any part of the remuneration paid to an individual by an employer for employment during a calendar year in excess of the first \$8,500.

b. If the transfer of an employer’s employment record to an employing unit under paragraph (g) ~~(h)~~ which, before the transfer, was an employer, the tax collection service provider shall recompute a benefit ratio for the successor employer based on the combined employment records and reassign an appropriate contribution rate to the successor employer effective on the first day of the calendar quarter immediately after the effective date of the transfer.

3. *The tax collection service provider shall reissue rates for the 2021 calendar year. However, an employer shall continue to timely file its employer’s quarterly reports and pay the contributions due in a timely manner in accordance with the rules of the Department of Economic Opportunity. The Department of Revenue shall post the revised rates on its website to enable employers to securely review the revised rates. For contributions for the first quarter of the 2021 calendar year, if any employer remits to the tax collection service provider an amount in excess of the amount that would be due as calculated pursuant to this paragraph, the tax collection service provider shall refund the excess amount from the amount erroneously collected. Notwithstanding s. 443.141(6), refunds issued through August 31, 2021, for first quarter 2021 contributions must be paid from the General Revenue Fund.*

4. *The tax collection service provider shall calculate and assign contribution rates effective January 1, 2022, through December 31, 2022, excluding any benefit charge that is excluded by the multipliers under subparagraph (b)2. and subparagraph 1.; without the application of the positive adjustment factor in sub-sub-paragraph 2.a.(III); and without the inclusion of any benefit charge directly related to COVID-19 as a result of a governmental order to close or reduce capacity of a business, as determined by the Department of Economic Opportunity, for each employer who is eligible for a variation from the standard rate pursuant to paragraph (d). The Department of Economic Opportunity shall provide the tax collection service provider with all necessary benefit charge information by August 1, 2021, including specific information for adjustments related to COVID-19 charges resulting from a governmental*

order to close or reduce capacity of a business, to enable the tax collection service provider to calculate and issue tax rates effective January 1, 2022. The tax collection service provider shall calculate and post rates for the 2022 calendar year by March 1, 2022.

5. Subject to subparagraph 6., the tax collection service provider shall calculate and assign contribution rates effective January 1, 2023, through December 31, 2025, excluding any benefit charge that is excluded by the multipliers under subparagraph (b)2. and subparagraph 1.; without the application of the positive adjustment factor in sub-subparagraph 2.a.(III); and without the inclusion of any benefit charge directly related to COVID-19 as a result of a governmental order to close or reduce capacity of a business, as determined by the Department of Economic Opportunity, for each employer who is eligible for a variation from the standard rate pursuant to paragraph (d). The Department of Economic Opportunity shall provide the tax collection service provider with all necessary benefit charge information by August 1 of each year, including specific information for adjustments related to COVID-19 charges resulting from a governmental order to close or reduce capacity of a business, to enable the tax collection service provider to calculate and issue tax rates effective the following January.

6. If the balance of the Unemployment Compensation Trust Fund on June 30 of any year exceeds \$4,071,519,600, subparagraph 5. is repealed for rates effective the following years. The Office of Economic and Demographic Research shall advise the tax collection service provider of the balance of the trust fund on June 30 by August 1 of that year. After the repeal of subparagraph 5. and notwithstanding the dates specified in that subparagraph, the tax collection service provider shall calculate and assign contribution rates for each subsequent calendar year as otherwise provided in this section.

(f) Adjustment in benefit ratio multiplier.—For purposes of calculating the benefits charged for the period beginning January 1, 2021, and ending June 30, 2021, pursuant to sub-subparagraphs (b)2.e. and (e)1.e., the amount of benefits paid to individuals shall be multiplied by 1, unless such calculation results in estimated total contributions of more than \$475.5 million for calendar year 2022 as estimated by the Office of Economic and Demographic Research, based on the preliminary 2022 computed rate. If the estimated total contributions calculated are more than \$475.5 million, the multiplier in sub-subparagraphs (b)2.e. and (e)1.e. shall be reduced by increments of 0.05 until the estimated total contributions are \$475.5 million or less. The Office of Economic and Demographic Research shall provide the incremental reduction, if any, to the tax collection service provider by January 1, 2022.

Section 16. Subsection (1) of section 443.191, Florida Statutes, is amended to read:

443.191 Unemployment Compensation Trust Fund; establishment and control.—

(1) There is established, as a separate trust fund apart from all other public funds of this state, an Unemployment Compensation Trust Fund, which shall be administered by the Department of Economic Opportunity exclusively for the purposes of this chapter. The fund must consist of:

- (a) All contributions and reimbursements collected under this chapter;
- (b) Interest earned on any moneys in the fund;
- (c) Any property or securities acquired through the use of moneys belonging to the fund;
- (d) All earnings of these properties or securities;
- (e) All money credited to this state's account in the federal Unemployment Compensation Trust Fund under 42 U.S.C. s. 1103;
- (f) All money collected for penalties imposed pursuant to s. 443.151(6)(a); ~~and~~

(g) Advances on the amount in the federal Unemployment Compensation Trust Fund credited to the state under 42 U.S.C. s. 1321, as requested by the Governor or the Governor's designee; and

(h) All money deposited in this account as a distribution pursuant to s. 212.20(6)(d)6.h.

Except as otherwise provided in s. 443.1313(4), all moneys in the fund must be mingled and undivided.

Section 17. Paragraph (b) of subsection (1) of section 212.04, Florida Statutes, is amended to read:

212.04 Admissions tax; rate, procedure, enforcement.—

(1)

(b) For the exercise of such privilege, a tax is levied at the rate of 6 percent of sales price, or the actual value received from such admissions, which 6 percent shall be added to and collected with all such admissions from the purchaser thereof, and such tax shall be paid for the exercise of the privilege as defined in the preceding paragraph. Each ticket must show on its face the actual sales price of the admission, or each dealer selling the admission must prominently display at the box office or other place where the admission charge is made a notice disclosing the price of the admission, and the tax shall be computed and collected on the basis of the actual price of the admission charged by the dealer. The sale price or actual value of admission shall, for the purpose of this chapter, be that price remaining after deduction of federal taxes and state or locally imposed or authorized seat surcharges, taxes, or fees, if any, imposed upon such admission. The sale price or actual value does not include separately stated ticket service charges that are imposed by a facility ticket office or a ticketing service and added to a separately stated, established ticket price. The rate of tax on each admission shall be according to the algorithm provided in s. 212.12 ~~brackets established by s. 212.12(9).~~

Section 18. Subsection (6) of section 212.0506, Florida Statutes, is amended to read:

212.0506 Taxation of service warranties.—

(6) This tax shall be due and payable according to the algorithm provided ~~brackets set forth~~ in s. 212.12.

Section 19. Subsection (3) of section 213.015, Florida Statutes, is amended to read:

213.015 Taxpayer rights.—There is created a Florida Taxpayer's Bill of Rights to guarantee that the rights, privacy, and property of Florida taxpayers are adequately safeguarded and protected during tax assessment, collection, and enforcement processes administered under the revenue laws of this state. The Taxpayer's Bill of Rights compiles, in one document, brief but comprehensive statements which explain, in simple, nontechnical terms, the rights and obligations of the Department of Revenue and taxpayers. Section 192.0105 provides additional rights afforded to payors of property taxes and assessments. The rights afforded taxpayers to ensure that their privacy and property are safeguarded and protected during tax assessment and collection are available only insofar as they are implemented in other parts of the Florida Statutes or rules of the Department of Revenue. The rights so guaranteed Florida taxpayers in the Florida Statutes and the departmental rules are:

(3) The right to be represented or advised by counsel or other qualified representatives at any time in administrative interactions with the department, the right to procedural safeguards with respect to recording of interviews during tax determination or collection processes conducted by the department, the right to be treated in a professional manner by department personnel, and the right to have audits, inspections of records, and interviews conducted at a reasonable time and place except in criminal and internal investigations (see ss. 198.06, 199.218, 201.11(1), 203.02, 206.14, 211.125(3), 211.33(3), 212.0305(3), 212.12(5)(a), (6)(a), and (12) ~~(13)~~, 212.13(5), 213.05, 213.21(1)(a) and (c), and 213.34).

Section 20. (1) For the period of July 1, 2021, through September 30, 2021, a taxpayer may calculate the tax due under chapter 212, Florida Statutes, by applying s. 212.12, Florida Statutes, as amended by this act, or by applying the appropriate bracket system pursuant to former s. 212.12, Florida Statutes 2020.

(2) *This section does not establish a right to a refund or credit of taxes already paid.*

(3) *This section is repealed October 1, 2021.*

Section 21. Subsection (5) of section 213.27, Florida Statutes, is amended to read:

213.27 Contracts with debt collection agencies and certain vendors.—

(5) The department may, for the purpose of ascertaining the amount of or collecting any taxes due from a person *making or facilitating remote sales under s. 212.0596 or s. 212.05965* ~~doing mail order business~~ in this state, contract with any auditing agency doing business within or without this state for the purpose of conducting an audit of such *person* ~~mail order business~~; however, such audit agency may not conduct an audit on behalf of the department of any person domiciled in this state, person registered for sales and use tax purposes in this state, or corporation filing a Florida corporate tax return, if any such person or corporation objects to such audit in writing to the department and the auditing agency. The department shall notify the taxpayer by mail at least 30 days before the department assigns the collection of such taxes.

Section 22. For the purpose of incorporating the amendment made by this act to section 212.054, Florida Statutes, in references thereto, paragraph (c) of subsection (2), paragraph (c) of subsection (3), paragraph (c) of subsection (8), and paragraph (c) of subsection (9) of section 212.055, Florida Statutes, are reenacted to read:

212.055 Discretionary sales surtaxes; legislative intent; authorization and use of proceeds.—It is the legislative intent that any authorization for imposition of a discretionary sales surtax shall be published in the Florida Statutes as a subsection of this section, irrespective of the duration of the levy. Each enactment shall specify the types of counties authorized to levy; the rate or rates which may be imposed; the maximum length of time the surtax may be imposed, if any; the procedure which must be followed to secure voter approval, if required; the purpose for which the proceeds may be expended; and such other requirements as the Legislature may provide. Taxable transactions and administrative procedures shall be as provided in s. 212.054.

(2) LOCAL GOVERNMENT INFRASTRUCTURE SURTAX.—

(c) Pursuant to s. 212.054(4), the proceeds of the surtax levied under this subsection shall be distributed to the county and the municipalities within such county in which the surtax was collected, according to:

1. An interlocal agreement between the county governing authority and the governing bodies of the municipalities representing a majority of the county's municipal population, which agreement may include a school district with the consent of the county governing authority and the governing bodies of the municipalities representing a majority of the county's municipal population; or

2. If there is no interlocal agreement, according to the formula provided in s. 218.62.

Any change in the distribution formula must take effect on the first day of any month that begins at least 60 days after written notification of that change has been made to the department.

(3) SMALL COUNTY SURTAX.—

(c) Pursuant to s. 212.054(4), the proceeds of the surtax levied under this subsection shall be distributed to the county and the municipalities within the county in which the surtax was collected, according to:

1. An interlocal agreement between the county governing authority and the governing bodies of the municipalities representing a majority of the county's municipal population, which agreement may include a school district with the consent of the county governing authority and the governing bodies of the municipalities representing a majority of the county's municipal population; or

2. If there is no interlocal agreement, according to the formula provided in s. 218.62.

Any change in the distribution formula shall take effect on the first day of any month that begins at least 60 days after written notification of that change has been made to the department.

(8) EMERGENCY FIRE RESCUE SERVICES AND FACILITIES SURTAX.—

(c) Pursuant to s. 212.054(4), the proceeds of the discretionary sales surtax collected under this subsection, less an administrative fee that may be retained by the Department of Revenue, shall be distributed by the department to the county. The county shall distribute the proceeds it receives from the department to each local government entity providing emergency fire rescue services in the county. The surtax proceeds, less an administrative fee not to exceed 2 percent of the surtax collected, shall be distributed by the county based on each entity's average annual expenditures for fire control and emergency fire rescue services in the 5 fiscal years preceding the fiscal year in which the surtax takes effect in proportion to the average annual total of the expenditures for such entities in the 5 fiscal years preceding the fiscal year in which the surtax takes effect. The county shall revise the distribution proportions to reflect a change in the service area of an entity receiving a distribution of the surtax proceeds. If an entity declines its share of surtax revenue, such revenue shall be redistributed proportionally to the entities that are participating in the sharing of such revenue based on each participating entity's average annual expenditures for fire control and emergency fire rescue services in the preceding 5 fiscal years in proportion to the average annual total of the expenditures for the participating entities in the preceding 5 fiscal years.

(9) PENSION LIABILITY SURTAX.—

(c) Pursuant to s. 212.054(4), the proceeds of the surtax collected under this subsection, less an administrative fee that may be retained by the department, shall be distributed by the department to the local government.

Section 23. *This act first applies to remote sales made or facilitated on or after July 1, 2021, by a person who made or facilitated a substantial number of remote sales in calendar year 2020. A marketplace seller shall consider only those sales made outside of a marketplace to determine whether it made a substantial number of remote sales in calendar year 2020.*

Section 24. (1) *A person subject to the requirements of this act to collect and remit the tax under chapter 212, Florida Statutes, on remote sales is relieved of liability for tax, penalty, and interest due on remote sales that occurred before July 1, 2021, provided that the person registers with the department before October 1, 2021. This subsection is also intended to provide relief to a marketplace seller for remote sales made before July 1, 2021, which were facilitated by a marketplace provider. For a marketplace provider with a physical presence in this state, this subsection is intended to provide relief only for sales facilitated by the marketplace provider on behalf of a marketplace seller. This subsection does not apply to a person who is under audit; has been issued a bill, notice, or demand for payment; or is under an administrative or judicial proceeding as of July 1, 2021.*

(2) *The department may not use data received from registered marketplace providers or persons making remote sales for the purposes of identifying use tax liabilities occurring before July 1, 2021, from unregistered persons who but for their purchases from the registered taxpayer would not be required to remit sales or use tax directly to the department. This subsection does not apply to a person who is under audit; has been issued a bill, notice, or demand for payment; or is under an administrative or judicial proceeding as of July 1, 2021.*

(3) *This section does not establish a right to a refund or credit of taxes already paid.*

Section 25. (1) *The Department of Revenue is authorized, and all conditions are deemed met, to adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, for the purpose of administering this act.*

(2) *Notwithstanding any other law, emergency rules adopted pursuant to subsection (1) are effective for 6 months after adoption and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules.*

(3) *This section shall take effect upon this act becoming a law and expires July 1, 2023.*

Section 26. *Notwithstanding s. 287.057, Florida Statutes, the Department of Revenue is authorized to contract with a qualified vendor to provide services necessary to administer this act without using a competitive solicitation process. The authority granted to the Department of Revenue by this section applies solely to the implementation and administration of this act and may not be used for any other purpose. Such authority ends, and any contract entered into pursuant to this section still in force becomes void, upon the expiration of this section. This section expires June 30, 2023.*

Section 27. *For the 2020-2021 fiscal year, the sum of \$353,000 in nonrecurring funds is appropriated from the General Revenue Fund to the Department of Revenue for the purpose of implementing this act. Funds remaining unexpended or unencumbered from this appropriation as of June 30, 2021, shall revert and be reappropriated for the same purpose in the 2021-2022 fiscal year.*

Section 28. *If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.*

Section 29. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2021.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to taxation; providing a short title; amending s. 212.02, F.S.; revising the definition of the term "retail sale" to include sales facilitated through a marketplace; conforming a provision to changes made by the act; amending s. 212.05, F.S.; conforming provisions to changes made by the act; amending s. 212.054, F.S.; requiring marketplace providers and persons located outside of this state to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of mail order sales with provisions relating to the taxation of remote sales; defining the terms "remote sale" and "substantial number of remote sales"; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; authorizing the Department of Revenue to adopt rules for collecting use taxes from unregistered persons; requiring marketplace providers and persons required to report remote sales to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring certain marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for marketplace sellers; requiring certain marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the examination and audit authority of the Department of Revenue; providing that a marketplace seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.05965, F.S.; requiring marketplace providers to collect and remit certain additional fees at the time of sale; authorizing marketplace providers and marketplace sellers to contractually agree for marketplace sellers to collect applicable taxes and fees; specifying requirements for marketplace sellers who collect such taxes and fees; providing for liability of sellers who fail to collect or remit such taxes and fees; amending s. 212.06, F.S.; revising the definition of the term "dealer"; conforming provisions to changes made by the act; amending s. 212.07, F.S.; conforming a cross-reference; amending s. 212.11, F.S.; requiring certain marketplace providers or persons required to report remote sales to file returns and pay taxes electronically; amending s. 212.12, F.S.; deleting the authority of the Department of Revenue's executive director to negotiate a collection allowance with certain dealers; deleting the requirement that certain sales and use taxes on communications services be collected on the basis of a certain addition; requiring that certain sales and use taxes be calculated based on a specified rounding algorithm, rather than speci-

fied brackets; conforming provisions to changes made by the act; amending s. 212.18, F.S.; requiring certain marketplace providers or persons required to report remote sales to file a registration application electronically; conforming a provision to changes made by the act; amending s. 212.20, F.S.; providing applicability of requirements for refund of taxes adjudicated unconstitutional collected to taxes levied or collected pursuant to marketplace provisions; requiring certain amounts to be deposited into the Unemployment Compensation Trust Fund during specified periods; specifying requirements for the Department of Revenue in reducing distributions by certain refund amounts paid out of the General Revenue Fund; requiring the Office of Economic and Demographic Research to certify to the Department of Revenue whether the trust fund balance exceeds a certain amount; providing for contingent future repeal; amending s. 443.1216, F.S.; conforming a cross-reference; amending s. 443.131, F.S.; specifying, at certain periods, multipliers to be applied to employer chargeable benefits for purposes of calculating employer reemployment assistance contribution rates; excluding reemployment benefits paid during a certain timeframe and certain COVID-19-related benefits paid from being included in a variable rate calculation; requiring that contribution rates in certain years be calculated without applying a trust fund positive adjustment factor; excluding reemployment benefits paid during a certain timeframe and certain COVID-19-related benefits paid from being calculated in the noncharge benefits and excess payments adjustment factors; requiring the tax collection service provider to reissue rates for a certain year; specifying requirements for employers and the Department of Revenue; requiring a refund of excess paid amounts under certain circumstances; specifying requirements for calculating and assigning contribution rates for certain years; specifying requirements for the Department of Economic Opportunity and the tax collection service provider; providing for contingent future repeal of modified rate calculations; specifying requirements for calculating adjustments to a benefit ratio multiplier; conforming a cross-reference; providing retroactive applicability; amending s. 443.191, F.S.; adding a specified source of revenues to the Unemployment Compensation Trust Fund; amending ss. 212.04 and 212.0506, F.S.; conforming provisions to changes made by the act; amending s. 213.015, F.S.; conforming a cross-reference; authorizing taxpayers to use one of two methods for calculating sales tax for a specified timeframe; providing construction; amending s. 213.27, F.S.; conforming provisions to changes made by the act; reenacting s. 212.055(2)(c), (3)(c), (8)(c), and (9)(c), F.S., relating to discretionary sales surtaxes, to incorporate the amendment made to s. 212.054, F.S., in references thereto; providing applicability; providing relief to certain persons for liability for tax, penalty, and interest due on certain remote sales and owed on certain purchases that occurred before a certain date; providing applicability; prohibiting the department from using data received from marketplace providers or persons making remote sales for certain purposes; providing applicability; providing construction; authorizing the department to adopt emergency rules; providing for expiration of that authority; authorizing the department to contract with a qualified vendor for certain purposes without using a competitive solicitation process; providing an appropriation; providing for severability; providing effective dates.

WHEREAS, during the 2020 calendar year, the United States economy was significantly strained by the COVID-19 pandemic, and such economic stress is continuing in the 2021 calendar year and may have impacts in later years, and

WHEREAS, the State of Florida was in full lockdown during April 2020 and then began to reopen the Florida economy in a measured manner thereafter, and

WHEREAS, the financial strain of lockdowns and reduced economic activity caused some Florida businesses to close permanently and others to terminate portions of their workforce, and

WHEREAS, in the 6-month period before April 2020, Florida's average monthly reemployment assistance benefits expense was \$27.2 million, and

WHEREAS, beginning in April 2020, Florida's monthly reemployment assistance benefits expense increased by 800 percent over the prior 6-month average, and at times, the increase exceeded 2,000 percent, and

WHEREAS, in the current time of recovery, Florida's reemployment assistance benefits expense remains 473 percent over the 6-month

average benefit amount before April 2020, and is estimated to continue at elevated levels for the foreseeable future, and

WHEREAS, to the fullest extent possible, the Legislature intends to relieve individual Florida businesses of increases in the Reemployment Assistance Tax which are due to increased reemployment assistance benefits resulting from the pandemic, and

WHEREAS, the Legislature intends to ensure that the Unemployment Compensation Trust Fund remains solvent for the purposes of providing benefits to Floridians impacted by these extraordinary events, and

WHEREAS, the Legislature intends to equalize the tax collection responsibilities of retailers both inside and outside Florida who make sales of taxable items to Florida residents, NOW, THEREFORE,

**POINT OF ORDER**

Senator Farmer raised a point of order that pursuant to Article VII, Section 19 of the Florida Constitution, **CS for CS for SB 50** required a supermajority vote to impose, authorize, or raise state taxes or fees and was therefore out of order. The President referred the point of order to Senator Passidomo, Chair of the Committee on Rules.

**RULING ON POINT OF ORDER**

Senator Passidomo, Chair of the Committee on Rules, clarified that Senator Farmer made a parliamentary inquiry rather than raising a point of order.

Senator Farmer asserts that the bill imposes a new tax that is subject to the provisions of Article VII, Section 19 of the Florida Constitution, which requires new or increased taxes to be passed by a two-thirds vote in a separate bill that contains no other subject.

All throughout the committee process, the staff analysis clearly states the requirements of Article VII, Section 19: “Since 1990, Florida has required dealers who transact mail order sales to collect Florida’s sales tax when the activities of the dealer have sufficient connection with this state to create nexus under the U.S. Commerce Clause.” The analysis concludes that the bill neither imposes a tax where none was due before nor does it increase the amount of a current state tax. Rather, the bill updates Florida’s mail order statute to align with U.S. Commerce Clause limitations as redefined by the U.S. Supreme Court in its 2018 *Wayfair* decision.

As such, the bill does not appear to trigger the requirements of Article VII, Section 19 of the Florida Constitution. On recommendation by Senator Passidomo, Chair of the Committee on Rules, the extraordinary vote requirement raised by Senator Farmer does not apply.

The President ruled the parliamentary question was answered and accepted the interpretation of the constitutional matter provided by the Rules Chair.

**Amendment 1 (913612)** by Senator Gruters was adopted.

The vote was:

Yeas—24

Mr. President	Broxson	Hutson
Albritton	Burgess	Mayfield
Baxley	Diaz	Passidomo
Bean	Gainer	Perry
Boyd	Garcia	Rodriguez
Bradley	Gruters	Rodriguez
Brandes	Harrell	Stargel
Brodeur	Hooper	Wright

Nays—16

Ausley	Book	Cruz
Berman	Bracy	Farmer

Gibson	Powell	Thurston
Jones	Rouson	Torres
Pizzo	Stewart	
Polsky	Taddeo	

On motion by Senator Gruters, by two-thirds vote, **CS for CS for SB 50**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Broxson	Passidomo
Albritton	Burgess	Perry
Baxley	Diaz	Pizzo
Bean	Gainer	Rodriguez
Book	Garcia	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Mayfield	Wright

Nays—10

Ausley	Gibson	Thurston
Berman	Jones	Torres
Cruz	Polsky	
Farmer	Powell	

Consideration of **CS for SB 776** was deferred.

**SB 1716**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in Pinellas County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

Senator Hooper moved the following amendment which was adopted:

**Amendment 1 (922546) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. *Transportation facility designations; Department of Transportation to erect suitable markers.*—

(1) *That portion of C.R. 611/E. Lake Road between Forelock Road and Keystone Road in Pinellas County is designated as “Deputy Michael J. Magli Memorial Road.”*

(2) *That portion of S.R. 60 between Interstate 75 and Phillip Lee Boulevard in Hillsborough County is designated as “Sergeant Brian LaVigne Road.”*

(3) *That portion of Interstate 275 between E. Sligh Avenue and E. Dr. Martin Luther King, Jr., Boulevard in Hillsborough County is designated as “Officer Jesse Madsen Memorial Highway.”*

(4) *The Department of Transportation is directed to erect suitable markers designating the transportation facilities as described in this section.*

Section 2. This act shall take effect July 1, 2021.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to transportation facility designations honoring fallen law enforcement officers; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

On motion by Senator Hooper, by two-thirds vote, **SB 1716**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Gibson

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Consideration of **CS for CS for SB 54** was deferred.

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**CS for CS for SB 890**—A bill to be entitled An act relating to the use of electronic databases; amending s. 119.0712, F.S.; prohibiting the use or release, not authorized by law, of any information contained in the Driver and Vehicle Information Database; providing a noncriminal infraction; amending s. 943.125, F.S.; requiring the law enforcement accreditation program to address access to and use of personal identification information contained in electronic databases; creating s. 943.1719, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate into the course curriculum required for initial certification of law enforcement officers instruction on the authorized access to and use of personal identification information contained in electronic databases; providing training requirements; creating s. 943.17191, F.S.; requiring the commission to adopt rules requiring that each law enforcement officer receive instruction on the authorized access to and use of personal identification information contained in electronic databases for continued employment or appointment as an officer; providing training requirements; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **CS for CS for SB 890** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**MOTIONS**

On motion by Senator Stargel, Senate Rule 2.39 was waived for all bills on the agenda to be considered by the Committee on Appropriations on Wednesday, March 31, 2021:

- The deadline for filing main amendments to any bill on the agenda is 1:30 p.m., Monday, March 29, 2021.
- The deadline for filing adhering amendments to any bill on the agenda is 1:30 p.m., Tuesday, March 30, 2021.
- All amendments to the General Appropriations Bill must be balanced as explained.

On motion by Senator Passidomo, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

On motion by Senator Passidomo, the rules were waived and the following bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar: **CS for CS for SB 54** and **CS for SB 776**.

**BILLS ON SPECIAL ORDERS**

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 25, 2021: SB 7054, SB 7056, SB 524, SB 866, CS for SB 100, CS for SB 776, SB 1716, CS for CS for SB 54, CS for CS for SB 890.

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

**REPORTS OF COMMITTEES**

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 1132

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 770

The Committee on Health Policy recommends the following pass: SB 1268

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

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The Committee on Banking and Insurance recommends the following pass: SB 786

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1100

The Committee on Health Policy recommends the following pass: SB 1976

**The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

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The Committee on Commerce and Tourism recommends the following pass: SB 1374

The Committee on Transportation recommends the following pass: SB 1412

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

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The Committee on Regulated Industries recommends the following pass: SB 208



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

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The Committee on Community Affairs recommends the following pass: SB 1254

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

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The Committee on Criminal Justice recommends the following pass: SB 1476

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

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The Committee on Commerce and Tourism recommends the following pass: SB 1542; SB 1992

The Committee on Governmental Oversight and Accountability recommends the following pass: SR 1074; SB 1626

The Committee on Health Policy recommends the following pass: SB 1366

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

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The Committee on Commerce and Tourism recommends the following pass: CS for SB 266; SB 1140; SB 1294

The Committee on Community Affairs recommends the following pass: SB 872; SB 998; SB 1212; CS for SB 1620

The Committee on Criminal Justice recommends the following pass: SB 1934; SB 1972

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1136; SB 1512

The Committee on Judiciary recommends the following pass: SM 1630

The Committee on Regulated Industries recommends the following pass: CS for SB 284

**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 Commerce and Tourism recommends a committee substitute for the following: SB 1734

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 764

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1570

The Committee on Health Policy recommends committee substitutes for the following: CS for SB 1080; SB 1770; SB 1772; SB 1786

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1532

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 262

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

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The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1448; SB 1616

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1920

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1530

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 196; SB 836

The Committee on Judiciary recommends a committee substitute for the following: SB 402

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

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The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 414; SB 1844

The Committee on Health Policy recommends committee substitutes for the following: SB 1242; SB 1292

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

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The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1312

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1892

The Committee on Transportation recommends committee substitutes for the following: SB 754; SB 1082; SB 1194

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

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The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1232

The Committee on Judiciary recommends committee substitutes for the following: SB 1070; SB 1876

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1854

The Committee on Judiciary recommends a committee substitute for the following: SB 398

**The bills with committee substitute 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 Judiciary recommends a committee substitute for the following: SB 1108

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 908

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 762

**The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.**

The Committee on Judiciary recommends a committee substitute for the following: SB 26

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1508; SB 1868

**The bills with committee substitute attached were referred to the Committee on Judiciary under the original reference.**

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 426; CS for SB 804; SB 1490

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1344; SB 1802; SB 1826; SB 1974

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 972; SB 1606

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1120

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 566

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

**REPORTS OF SUBCOMMITTEES**

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: CS for SB 976; CS for SB 1058; SB 1470

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 1970

The Appropriations Subcommittee on Education recommends the following pass: CS for SB 486; SB 1372; SB 1898

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 1526

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 1034; SB 1104

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

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: SB 1404

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

**REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS**

The Committee on Commerce and Tourism recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity	
Appointee: Eagle, Dane	Pleasure of Governor

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Administration Commission:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Director and Chief Judge, Division of Administrative Hearings	
Appointee: Antonacci, Peter	Pleasure of Admin Commission

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Health Care Administration	
Appointee: Marsteller, Simone	Pleasure of Governor

The Committee on Regulated Industries recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Business and Professional Regulation	
Appointee: Brown, Julie I.	Pleasure of Governor
Secretary of the Department of the Lottery	
Appointee: Davis, John F.	Pleasure of Governor
Florida Public Service Commission	
Appointee: La Rosa, Michael	01/01/2025

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 7000-7060**—Previously introduced.

By the Committee on Environment and Natural Resources—

**SB 7062**—A bill to be entitled An act relating to the Central Florida Water Initiative; ratifying specified rules relating to the Central Florida Water Initiative, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; requiring the Department of Environmental Protection to provide reports relating to implementation of the requirements of the Central Florida Water Initiative rules to the Legislature by specified dates; providing a declaration of important state interest; amending s. 373.0465, F.S.; requiring the department, in consultation with specified water management districts, to adopt rules that include an annual supplemental irrigation requirement allocation for agricultural uses and a process for examining an agriculture user's average annual supplemental irrigation needs; providing for the applicability of specified rules to areas with certain existing recovery strategies; creating s. 373.0466, F.S.; establishing, subject to appropriation, a Central Florida Water Initiative grant program within the department; requiring the department, in cooperation with the relevant water management districts, to distribute appropriated funds for certain projects within the Central Florida Water Initiative Area; providing requirements for the distribution; amending s. 403.8532, F.S.; requiring the department to give funding priority to certain projects relating to the Central Florida Water Initiative; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Commerce and Tourism—

**SB 7064**—A bill to be entitled An act relating to public records; amending s. 501.177, F.S.; providing an exemption from public records requirements for information relating to investigations by the Department of Legal Affairs and law enforcement agencies of certain data privacy violations; defining the term “proprietary information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

By the Committee on Regulated Industries—

**SB 7066**—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting discussions of certain confidential information by the Public Service Commission during certain hearings from public meetings requirements; requiring such hearings to be recorded by a certified court reporter; providing that only redacted transcripts are subject to public records requirements; requiring certain parties to request, within a specified timeframe, that portions of the transcript remain exempt from disclosure; providing that failure to timely file a redacted version of the transcript and a request for confidentiality constitutes a waiver of a claim of confidentiality to that portion of the transcript; providing requirements for the redacted transcripts; providing for future legislative review and repeal of the exemptions; amending s. 350.01, F.S.; exempting certain closed hearings or portions of hearings of the Public Service Commission from the requirement that each hearing of the commission be streamed live and made available on the commission's website; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Judiciary; and Senator Cruz—

**CS for SB 26**—A bill to be entitled An act for the relief of the Estate of Crystle Marie Galloway by the Hillsborough County Board of County Commissioners; providing for an appropriation to compensate the estate for injuries sustained by Crystle Marie Galloway and her survivors as a result of the negligence of employees of the Hillsborough County Board of County Commissioners; providing a limitation on the payment of fees; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Berman—

**CS for SB 196**—A bill to be entitled An act relating to lactation space; creating s. 29.24, F.S.; requiring each county to provide lactation space in each county courthouse; authorizing the use of state or private funds to provide lactation space in appellate courthouses; providing exceptions; declaring that this act fulfills an important state interest; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Harrell—

**CS for SB 262**—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing certain hospitals to dispense supplies of prescribed medicinal drugs in a specified amount to emergency department patients or inpatients upon discharge under certain circumstances; authorizing a greater specified supply of medicinal drugs to be prescribed and dispensed in areas in which a state of emergency has been declared and is in effect; authorizing a prescriber to provide a patient with a prescription for medicinal drugs beyond the initial prescription period under certain circumstances; providing an effective date.

By the Committee on Judiciary; and Senator Rodriguez—

**CS for SB 398**—A bill to be entitled An act for the relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County; providing for an appropriation to compensate the Estate of Emilio Jesus Vizcaino-Aday for injuries and damages sustained by Emilio Jesus Vizcaino-Aday and his survivors as a result of the negligence of Miami-Dade County; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Rodriguez—

**CS for SB 402**—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; revising requirements for newspapers that are qualified to publish legal notices; authorizing the Internet publication of legal notices on certain websites in lieu of print publication in a newspaper; amending s. 50.021, F.S.; conforming provisions to changes made by the act; amending s. 50.0211, F.S.; defining the term “governmental agency”; requiring the Florida Press Association to consult with the Black Press Association of Florida for a specified purpose; authorizing a governmental agency to opt for Internet-only publication of legal notices with any newspaper of general circulation within the state if certain conditions are met; specifying requirements for the placement, format, and accessibility of any such legal notices; requiring the newspaper to display a specified disclaimer regarding the posting of legal notices; authorizing a newspaper to charge for Internet-only publication, subject to specified limitations; specifying applicable penalties for unauthorized rebates, commissions, or refunds in connection with publication charges; requiring a governmental agency that publishes certain legal notices by Internet-only publication to publish a specified notice in the print edition of a local newspaper; amending s. 50.031, F.S.; conforming provisions to changes made by the act; amending ss. 50.041 and 50.051, F.S.; revising provisions governing the uniform affidavit establishing proof of publication to conform to changes made by the act; amending s. 83.806, F.S.; providing that an advertisement of a sale or disposition of

property may be published on certain websites for a specified time period; amending ss. 11.02, 45.031, 120.81, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 190.046, 194.037, 197.402, 200.065, 338.223, 348.0308, 348.635, 348.7605, 373.0397, 373.146, 403.722, 712.06, 849.38, 865.09, and 932.704, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Perry and Boyd—

**CS for SB 414**—A bill to be entitled An act relating to economic self-sufficiency; amending s. 1002.81, F.S.; deleting obsolete language; amending s. 1002.87, F.S.; revising the priority the early learning coalition is required to give children for participation in a school readiness program; requiring the Office of Early Learning within the Department of Education, in coordination with the University of Florida Anita Zucker Center for Excellence in Early Childhood Studies, to conduct an analysis of certain assistance programs; providing requirements for the analysis; requiring certain agencies to enter into a data-sharing agreement with certain entities and annually provide certain data by a specified date; requiring the University of Florida Anita Zucker Center for Excellence in Early Childhood Studies to provide an annual report on the analysis to the Office of Early Learning by a specified date; requiring the Office of Early Learning to submit the annual report to the Governor and the Legislature within a certain timeframe; providing for the scheduled expiration of the assistance program analysis project; providing an effective date.

By the Committees on Community Affairs; and Transportation; and Senator Boyd—

**CS for CS for SB 426**—A bill to be entitled An act relating to state preemption of seaport regulations; creating s. 311.25, F.S.; prohibiting a local ballot initiative or referendum from restricting maritime commerce in the seaports of this state; providing that such a local ballot initiative, referendum, or action adopted therein is prohibited, void, and expressly preempted to the state; prohibiting municipalities and certain special districts from restricting maritime commerce in the seaports of this state with respect to any federally authorized passenger cruise vessel; providing that certain actions relating to such restrictions are prohibited, void, and expressly preempted to the state; providing applicability; clarifying remaining authority of certain local entities; providing a directive to the Division of Law Revision; providing an effective date.

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

**CS for SB 566**—A bill to be entitled An act relating to motor vehicle rentals; amending s. 212.05, F.S.; specifying the applicable sales tax rate on motor vehicle leases and rentals by motor vehicle rental companies and peer-to-peer car-sharing programs; amending s. 212.0606, F.S.; defining terms; specifying the applicable surcharge on motor vehicle leases and rentals by motor vehicle rental companies and peer-to-peer car-sharing programs; specifying applicability of the surcharge; requiring motor vehicle rental companies and peer-to-peer car-sharing programs to collect specified surcharges; creating s. 627.7483, F.S.; defining terms; specifying motor vehicle insurance requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have an insurable interest in shared vehicles during specified periods; providing construction; authorizing peer-to-peer car-sharing programs to own and maintain certain motor vehicle insurance policies; requiring peer-to-peer car-sharing programs to assume certain liability; providing exceptions; providing for the assumption of primary liability for claims when certain disputes exist; requiring shared vehicle owners' insurers to indemnify peer-to-peer car-sharing programs under certain circumstances; providing exemptions from vicarious liabilities for peer-to-peer car-sharing programs and shared vehicle owners; authorizing motor vehicle insurers to exclude specified coverages under certain circumstances; providing construction related to exclusions; authorizing specified insurers to seek recovery against motor vehicle insurers of peer-to-peer car-sharing programs under certain circumstances; requiring peer-to-peer car-sharing programs to provide certain information to shared vehicle owners regarding liens; specifying recordkeeping, record retention, and record-sharing requirements for peer-to-peer car-sharing programs; specifying disclosure requirements

for peer-to-peer car-sharing program agreements; specifying driver license verification and data retention requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have sole responsibility for certain equipment in or on a shared vehicle; providing for indemnification regarding such equipment; specifying requirements for peer-to-peer car-sharing programs relating to safety recalls on a shared vehicle; providing construction; providing an effective date.

By the Committee on Transportation; and Senator Diaz—

**CS for SB 754**—A bill to be entitled An act relating to motor vehicle and vessel registration data; amending s. 320.03, F.S.; requiring tax collectors, third parties contracted with tax collectors, and license tag agents to enter into a memorandum of understanding with the Department of Highway Safety and Motor Vehicles and make certain determinations regarding registration applicants; requiring the department to ensure that certain technology used by tax collectors protects customer privacy and data; authorizing the department to provide certain technology to tax collectors, upon request, in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements for the department; authorizing use of such data and functionalities for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term "registration renewal transactions"; amending s. 328.73, F.S.; authorizing the department to provide certain technology to tax collectors, upon request, in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements for the department; authorizing use of such data and functionalities for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term "registration renewal transactions"; providing an effective date.

By the Committee on Criminal Justice; and Senator Baxley—

**CS for SB 762**—A bill to be entitled An act relating to public records; amending s. 320.025, F.S.; authorizing the issuance of confidential registration certificates and license plates or decals under a fictitious name to criminal conflict and civil regional counsel offices to conduct specified activities; expanding a public records exemption to include all records pertaining to a registration application submitted by any office of criminal conflict and civil regional counsel; providing for construction; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

By the Committees on Criminal Justice; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Burgess—

**CS for CS for SB 764**—A bill to be entitled An act relating to veterans treatment courts; amending s. 394.47891, F.S.; providing legislative intent; defining terms; authorizing certain courts to create and administer veterans treatment courts for specified purposes; providing standards for admission to a veterans treatment court program; specifying program implementation procedures, components, and policies; specifying eligibility requirements for participation in the program; providing construction; specifying that the act does not create a right to participate in the program; deleting provisions relating to the Military Veterans and Servicemembers Court Program, to conform to changes made by the act; amending ss. 43.51, 910.035, and 948.06, F.S.; conforming provisions to changes made by the act; amending ss. 948.08 and 948.16, F.S.; revising eligibility for certain pretrial programs to include certain individuals eligible to participate in a veterans treatment court program; amending s. 948.21, F.S.; authorizing a court to impose a condition requiring a probationer or community controllee eligible to participate in a veterans treatment court program to participate in certain treatment programs under certain circumstances; specifying applicability of the act to participants in certain court programs in existence as of a specified date; providing an effective date.

By the Committees on Community Affairs; and Children, Families, and Elder Affairs; and Senator Harrell—

**CS for CS for SB 804**—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; providing criminal penalties for making certain false representations or omissions of material facts when applying for service provider licenses; amending s. 397.415, F.S.; requiring the Department of Children and Families to suspend a service provider's license under certain circumstances; amending ss. 397.487 and 397.4871, F.S.; expanding the applicability of certain exemptions for disqualification to applications for certification of a recovery residence or a recovery residence administrator, respectively; amending s. 397.4873, F.S.; revising civil penalties; requiring the department to suspend a service provider's license under certain circumstances; amending s. 553.80, F.S.; specifying that certain dwellings converted to recovery residences do not have a change of occupancy under the Florida Building Code due to such conversion; amending s. 633.208, F.S.; prohibiting the reclassification of certain dwellings certified as recovery residences for purposes of enforcing the Florida Fire Prevention Code; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Jones, Pizzo, Polsky, Farmer, Stewart, and Book—

**CS for SB 836**—A bill to be entitled An act relating to a crime and violence task force; creating the Urban Core Crime and Violence Task Force within the Department of Law Enforcement; providing for membership, duties, and meetings of the task force; requiring state agencies to provide assistance when requested; authorizing the task force to receive exempt or confidential and exempt information and specifying that the information maintains such status; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for expiration of the task force; providing an effective date.

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

**CS for SB 908**—A bill to be entitled An act relating to the Strong Families Tax Credit; creating ss. 211.0252 and 212.1833, F.S.; providing credits against oil and gas production taxes and sales taxes payable by direct pay permitholders, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 220.02, F.S.; revising the order in which the corporate income tax credit under the Strong Families Tax Credit is applied; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income”; amending s. 220.186, F.S.; revising the calculation of the corporate income tax credit for the Florida alternative minimum tax; creating s. 220.1876, F.S.; providing a credit against the corporate income tax under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credit; creating s. 402.62, F.S.; creating the Strong Families Tax Credit; defining terms; specifying requirements for the Department of Children and Families in designating eligible charitable organizations; specifying requirements for eligible charitable organizations receiving contributions; specifying duties of the Department of Children and Families; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the Department of Revenue; providing construction; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the Department of Children and Families to develop a cooperative agreement and adopt rules; authorizing certain interagency information sharing; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; authorizing the Department of Revenue to adopt emergency rules to implement provisions related to the Strong Families Tax Credit; providing an appropriation; requiring the Florida Institute for Child Welfare to provide a certain report to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Rodriguez—

**CS for SB 972**—A bill to be entitled An act relating to administrative entity telecommunication meetings; amending s. 163.01, F.S.; authorizing certain legal or administrative entities to conduct public meetings and workshops by means of communications media technology; revising criteria under which legal entities may conduct public meetings and workshops; providing applicability; revising requirements for notices of such meetings and workshops conducted through the use of communications media technology; providing an effective date.

By the Committee on Judiciary; and Senator Berman—

**CS for SB 1070**—A bill to be entitled An act relating to estates and trusts; amending s. 69.031, F.S.; requiring the court to allow an officer to elect to post and maintain a certain bond; requiring the court to vacate or terminate an order under certain circumstances; making technical changes; amending s. 732.507, F.S.; providing that certain provisions of a will are void upon dissolution of marriage; specifying when dissolution of marriage occurs; providing applicability; amending s. 736.0103, F.S.; defining terms; revising the definition of the term “terms of a trust”; amending s. 736.0105, F.S.; revising the exceptions for when the terms of a trust do not prevail over provisions of the Florida Trust Code; amending s. 736.0201, F.S.; authorizing certain proceedings to determine the homestead status of real property owned by a trust to be filed in the probate proceeding for the settlor's estate; requiring that such proceedings be governed by the Florida Probate Rules; amending s. 736.0603, F.S.; transferring provisions that authorize a trustee to follow certain directions; amending s. 736.0703, F.S.; conforming provisions to changes made by the act; repealing s. 736.0808, F.S., relating to powers to direct; amending s. 736.1008, F.S.; specifying that certain claims barred against a trustee or trust director are also barred against certain persons acting for that trustee; conforming provisions to changes made by the act; amending s. 736.1017, F.S.; revising the information required to be included in a certification of trust; amending s. 736.1105, F.S.; revising the effects that subsequent marriages, births, adoptions, or dissolutions of marriage have on a revocable trust; providing construction; providing applicability; creating s. 736.1109, F.S.; specifying how title passes for certain devises of homesteads which violate the State Constitution; specifying that certain powers do not subject an interest in a protected homestead to certain claims; providing applicability; creating part XIV of chapter 736, F.S., entitled the “Florida Uniform Directed Trust Act”; creating s. 736.1401, F.S.; providing a short title; creating s. 736.1403, F.S.; providing applicability; providing for the validity of certain terms in a directed trust which designate principal places of administration; creating s. 736.1405, F.S.; defining the term “power of appointment”; providing applicability; specifying the types of powers granted to persons other than trustees; creating s. 736.1406, F.S.; authorizing the terms of a trust to grant a power of direction to a trust director; specifying the powers included in a power of direction; creating s. 736.1407, F.S.; providing for limitations on trust directors; creating s. 736.1408, F.S.; providing duties and liabilities for trust directors; creating s. 736.1409, F.S.; providing duties and liabilities for directed trustees; creating s. 736.141, F.S.; requiring a trustee to provide certain information to a trust director; requiring a trust director to provide certain information to a trustee or another trust director and a qualified beneficiary; providing that a trustee or a trust director acting in reliance on certain information is not liable for a breach of trust in certain circumstances; creating s. 736.1411, F.S.; specifying that trustees and trust directors do not have a duty to monitor, inform, or advise specified persons under certain circumstances; creating s. 736.1412, F.S.; transferring provisions relating to the appointment of trustees; creating s. 736.1413, F.S.; providing limitations on actions against trust directors; creating s. 736.1414, F.S.; authorizing trust directors to assert specified defenses in certain actions; creating s. 736.1415, F.S.; specifying that a trust director submits to specified personal jurisdiction by accepting appointment as a trust director; providing construction; creating s. 736.1416, F.S.; requiring trust directors to be considered a trustee for certain purposes; authorizing certain persons to make a specified written demand to accept or confirm prior acceptance of trust directorships; creating part XV of chapter 736, F.S., entitled the “Community Property Trust Act”; creating s. 736.1501, F.S.; providing a short title; creating s. 736.1502, F.S.; defining terms; creating s. 736.1503, F.S.; providing that an arrangement is a community property trust in certain

circumstances; creating s. 736.1504, F.S.; authorizing settlor spouses to agree upon certain terms in an agreement establishing a community property trust; specifying when a community property trust may be amended or revoked; specifying qualified beneficiaries of community property trusts; creating s. 736.1505, F.S.; providing that settlor spouses may classify any property as community property by transferring that property to a community property trust regardless of domicile; providing for enforceability and duration of a community property trust; providing that the right to manage and control certain property is determined by the terms of the trust agreement; providing the effect of distributions from a community property trust; creating s. 736.1506, F.S.; providing for the satisfaction of obligations incurred by one or both spouses from a community property trust; creating s. 736.1507, F.S.; providing for the disposition or distribution of certain property upon the death of a spouse; creating s. 736.1508, F.S.; providing for the termination of a community property trust upon dissolution of marriage; creating s. 736.1509, F.S.; providing that a community property trust does not adversely affect certain rights of a child; creating s. 736.151, F.S.; providing that certain property held in a community property trust qualifies as homestead property; creating s. 736.1511, F.S.; providing for the application of the Internal Revenue Code to a community property trust; creating s. 736.1512, F.S.; providing that a community property trust is not enforceable in certain circumstances; amending ss. 736.0802, 736.08125, and 738.104, F.S.; conforming cross-references; amending s. 744.3679, F.S.; conforming a provision to changes made by the act; providing a directive to the Division of Law Revision; providing for severability; providing effective dates.

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By the Committees on Health Policy; and Regulated Industries; and Senator Hutson—

**CS for CS for SB 1080**—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.095, F.S.; deleting the definition of the term “adult”; revising age limitations relating to mail order, Internet, and remote sales of tobacco products; amending s. 210.15, F.S.; requiring permits to be issued to persons or corporations whose officers are not under 21 years of age; amending s. 386.212, F.S.; providing that it is unlawful for persons under 21 years of age to smoke tobacco or vape in, on, or within 1,000 feet of the real property comprising a public or private elementary, middle, or secondary school during specified hours; renaming ch. 569, F.S.; providing directives to the Division of Law Revision; amending s. 569.002, F.S.; defining the terms “nicotine product” and “nicotine dispensing device”; conforming provisions to changes made by the act; creating s. 569.0025, F.S.; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, tobacco products to the state; amending ss. 569.003, 569.004, and 569.006, F.S.; conforming provisions to changes made by the act; amending s. 569.007, F.S.; revising age limitations relating to the sale and delivery of tobacco products; revising applicability; amending s. 569.0075, F.S.; revising age limitations relating to gifting sample tobacco products; amending s. 569.008, F.S.; revising legislative intent; revising qualification requirements for responsible retail tobacco products dealers; conforming provisions to changes made by the act; amending s. 569.009, F.S.; conforming a provision to changes made by the act; amending s. 569.101, F.S.; revising age limitations relating to selling, delivering, bartering, furnishing, or giving tobacco products to certain persons; amending s. 569.11, F.S.; revising age limitations relating to possessing and obtaining tobacco products; amending s. 569.12, F.S.; expanding the authority of tobacco product enforcement officers to include nicotine products; amending s. 569.14, F.S.; revising requirements for signage relating to tobacco products, nicotine products, and nicotine dispensing devices; conforming provisions to changes made by the act; amending s. 569.19, F.S.; conforming provisions to changes made by the act; creating s. 569.31, F.S.; defining terms; creating s. 569.315, F.S.; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, nicotine products to the state; creating s. 569.32, F.S.; requiring retail nicotine product dealers to acquire a permit; providing requirements and authorizations for such permit; creating s. 569.33, F.S.; specifying that an applicant for a retail nicotine products dealer permit consents to certain inspections and searches upon accepting such permit; creating s. 569.34, F.S.; prohibiting certain persons, firms, associations, or corporations from operating without a permit; providing civil penalties; creating s. 569.35, F.S.; providing administrative penalties for retail nicotine product dealers under cer-

tain circumstances; requiring the Division of Alcoholic Beverages and Tobacco to deposit funds collected from administrative fines into the General Revenue Fund; creating s. 569.37, F.S.; providing restrictions on the sale or delivery of nicotine products; creating s. 569.38, F.S.; prohibiting certain persons from gifting sample nicotine products to persons under a specified age; creating s. 569.381, F.S.; providing legislative intent; providing requirements for a dealer to qualify as a responsible retail nicotine products dealer; authorizing the division to mitigate certain penalties; requiring the division to develop and make available a nicotine products training program; requiring dealers to exercise diligence in the management and supervision of their premises and the supervision and training of certain persons; creating s. 569.39, F.S.; requiring the division to adopt rules; creating ss. 569.41 and 569.42, F.S.; providing civil and criminal penalties relating to selling, delivering, bartering, furnishing, or giving nicotine products to certain persons and possessing and acquiring nicotine products, respectively; creating s. 569.43, F.S.; providing signage requirements relating to the sale of nicotine products or nicotine dispensing devices; providing criminal penalties; creating s. 569.44, F.S.; requiring the division to provide an annual report containing specified information to the Governor and the Legislature; creating s. 569.45, F.S.; defining terms; providing requirements for mail order, Internet, and remote sales of nicotine products; providing applicability; providing criminal penalties; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; providing an effective date.

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By the Committee on Transportation; and Senator Albritton—

**CS for SB 1082**—A bill to be entitled An act relating to diesel exhaust fluid; creating s. 330.401, F.S.; requiring specified public airports to require a diesel exhaust fluid safety mitigation and exclusion plan for certain fixed-base operators; specifying plan requirements; requiring public airports to make such plans available for review during inspections by the Department of Transportation after a specified date; requiring the department to convene a workgroup of public airport representatives by a specified date to develop specified uniform industry standards; authorizing the department to adopt rules; providing an effective date.

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By the Committee on Judiciary; and Senator Diaz—

**CS for SB 1108**—A bill to be entitled An act relating to education; amending s. 1001.23, F.S.; authorizing the Department of Education to hold patents, copyrights, trademarks, and service marks; authorizing the department to take specified actions to enforce its rights under certain circumstances; requiring the department to notify the Department of State in writing when property rights by patent, copyright, trademark, or service marks are secured by the department; requiring, except for educational materials and products, any proceeds received by the department from the exercise of its rights to be deposited in the department’s Operating Trust Fund; amending s. 1003.4282, F.S.; deleting obsolete language; requiring certain students to take a specified assessment relating to civic literacy; providing that such assessment meets certain postsecondary requirements under specified circumstances; conforming a cross-reference; amending s. 1007.25, F.S.; requiring certain postsecondary students to complete a civic literacy course and pass a specified assessment to demonstrate competency in civic literacy; authorizing students to meet the assessment requirements in high school; providing for rulemaking; authorizing the development of new civic literacy courses; providing requirements for such courses; amending s. 1008.212, F.S.; conforming cross-references; amending s. 1008.22, F.S.; revising the purpose of the assessment program; deleting obsolete language; requiring that certain assessments be given in a paper-based format; requiring school districts to provide the SAT or ACT to grade 11 students beginning in a specified school year; requiring school districts to choose which assessment to administer; deleting specified reporting requirements; deleting a requirement that the Commissioner of Education maintain a specified item bank; deleting specified requirements for the date of the administration of specified assessments; revising a deadline for the publication of certain assessments; conforming provisions to changes made by the act; amending s. 1008.24, F.S.; revising the tests that are included under test administration and security rules; amending ss. 1008.34 and 1008.3415, F.S.; conforming cross-references; amending s. 1009.286,

F.S.; providing an additional exception to credit hours used when calculating baccalaureate degrees; providing an effective date.

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By the Committee on Regulated Industries; and Senators Gibson and Powell—

**CS for SB 1120**—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; defining terms; prohibiting certain telephonic sales calls without the prior express written consent of the called party; removing provisions authorizing the use of certain automated telephone dialing systems; providing a rebuttable presumption for certain calls made to any area code in this state; providing a cause of action for aggrieved called parties; authorizing a court to increase an award for willful and knowing violations; revising awards of attorney fees and costs for violations to authorize only a prevailing plaintiff to receive such an award; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from using automated dialing or recorded messages to make certain commercial telephone solicitation phone calls; revising the timeframe during which a commercial telephone seller or salesperson may make commercial solicitation phone calls; prohibiting commercial telephone sellers or salespersons from making a specified number of commercial telephone solicitation phone calls to a person over a specified timeframe; reenacting s. 501.604, F.S., relating to exemptions to the Florida Tele-marketing Act, to incorporate the amendment made to s. 501.616, F.S., in a reference thereto; reenacting s. 648.44(1)(c), F.S., relating to prohibitions regarding bail bond agent telephone solicitations, to incorporate the amendment made to s. 501.616, F.S., in a reference thereto; providing an effective date.

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By the Committee on Transportation; and Senator Hooper—

**CS for SB 1194**—A bill to be entitled An act relating to transportation; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions authorizing vehicles and equipment to show or display flashing lights; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; revising application of such cap; creating s. 337.0262, F.S.; prohibiting the Department of Transportation and contractors and subcontractors of the department from purchasing specified substances from a borrow pit unless specified conditions are satisfied; requiring certain contracts, subcontracts, and purchase orders to require compliance with the prohibition; requiring the department to cease acceptance of substances from a borrow pit under certain conditions; authorizing the department to resume acceptance of such substances under certain conditions; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the Department of Transportation as qualified; revising requirements for applying for and issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements regarding arbitration requests, hearings, procedures, and awards; revising membership and meeting requirements; revising compensation of board members; amending s. 378.403, F.S.; defining the term “borrow pit”; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Book—

**CS for SB 1232**—A bill to be entitled An act relating to death benefits; amending s. 112.19, F.S.; requiring an employer of a law enforcement, correctional, or correctional probation officer to extend paid health insurance benefits to a surviving spouse and each dependent child if the officer dies as a result of exposure in the line of duty to a pandemic disease that is the subject of a public health emergency;

providing applicability; providing retroactive application; providing a declaration of important state interest; providing an effective date.

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By the Committee on Health Policy; and Senator Book—

**CS for SB 1242**—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; defining terms; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver PACE services in the state; requiring applications to be reviewed and considered on a continuous basis; requiring notice of applications to be published in the Florida Administrative Register; providing specified application requirements for such prospective PACE organizations; requiring existing PACE organizations to meet specified requirements under certain circumstances; requiring prospective PACE organizations to submit a complete application to the agency and the Centers for Medicare and Medicaid Services within a specified period; requiring that PACE organizations meet certain federal and state quality and performance standards; requiring the agency to oversee and monitor the PACE program and organizations; providing that a PACE organization is exempt from certain requirements; providing an effective date.

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By the Committee on Health Policy; and Senator Bean—

**CS for SB 1292**—A bill to be entitled An act relating to Medicaid; amending s. 402.81, F.S.; deleting a requirement for the Agency for Health Care Administration to submit an annual report to the Legislature on the operation of the pharmaceutical expense assistance program; amending s. 409.815, F.S.; conforming a provision to changes made by the act; amending s. 409.908, F.S.; revising the method for determining prescribed drug provider reimbursements; deleting a requirement for the agency to implement certain fees for prescribed medicines; deleting authorization for the agency to increase certain dispensing fees by certain amounts; reenacting and amending s. 409.91195, F.S., relating to the Medicaid Pharmaceutical and Therapeutics Committee; deleting a requirement for the agency to ensure that the committee reviews certain drugs under certain circumstances; designating the agency, rather than the Department of Children and Families, as the administrator for certain hearings; amending s. 409.912, F.S.; requiring the agency to establish certain procedures related to prior authorization requests rather than prior consultation requests; revising the method for determining prescribed drug provider reimbursements; deleting a requirement for the agency to expand home delivery of pharmacy products; deleting a dosage limitation on certain drugs; deleting a requirement for the agency to submit certain quarterly reports to the Governor and the Legislature; repealing s. 409.91213, F.S., relating to quarterly progress reports and annual reports; amending s. 409.913, F.S.; revising the definitions of the terms “medical necessity” and “medically necessary” to provide an exception for behavior analysis services determinations; requiring that determinations be based on information available at the time goods or services are requested, rather than at the time such goods or services are provided; repealing s. 765.53, F.S., relating to the Organ Transplant Advisory Council; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Bradley—

**CS for SB 1312**—A bill to be entitled An act relating to a zoological and aquarium grant program; creating s. 288.1259, F.S.; authorizing the Department of Economic Opportunity to establish a grant program for the support of zoos and aquariums located within the state; providing eligibility requirements; authorizing the use of grant funds for certain purposes; requiring the department to adopt rules; providing that the department has final grant approval authority; providing an effective date.

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By the Committee on Criminal Justice; and Senator Burgess—

**CS for SB 1344**—A bill to be entitled An act relating to protection of elderly persons and disabled adults; amending s. 16.56, F.S.; adding offenses concerning elderly persons and disabled adults to the authority of the Office of Statewide Prosecution; amending s. 733.303, F.S.; providing that a person who has been convicted of abuse, neglect, or ex-

plotation of an elderly person or a disabled adult is not qualified to act as a personal representative; creating s. 732.8031, F.S.; providing for forfeiture of specified benefits of persons who have been convicted of certain offenses involving elderly persons or disabled adults; providing that certain persons who have been convicted of certain offenses involving elderly persons or disabled adults may still retain an inheritance or survivorship interest if the victim executes a specified instrument; amending s. 736.1104, F.S.; providing that a beneficiary of a trust may not benefit under the trust if the person was convicted of certain offenses involving elderly persons or disabled adults; amending s. 825.101, F.S.; defining terms; amending s. 825.102, F.S.; specifying additional conduct that constitutes abuse of an elderly person or a disabled adult; providing a defense to certain violations; providing criminal penalties; amending s. 825.103, F.S.; specifying additional conduct that constitutes exploitation of an elderly person or a disabled adult; providing criminal penalties; amending s. 825.1035, F.S.; revising provisions concerning injunctions for protection against exploitation of a vulnerable adult; providing for extension of ex parte temporary injunctions; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Jones—

**CS for SB 1448**—A bill to be entitled An act relating to information technology procurement; amending s. 282.0051, F.S.; requiring the Department of Management Services, through the Florida Digital Service, to establish certain project management and oversight standards for state agency compliance; requiring the department to perform project oversight on information technology projects that have total project costs of a certain amount or more; requiring the information technology policy for certain state contracts established by the Florida Digital Service to include certain requirements for certain contracts and information technology projects; providing requirements for information technology projects that have a total project cost over a certain amount; amending s. 287.0591, F.S.; removing obsolete language; authorizing the department to execute certain contracts if the Secretary of Management Services and the state chief information officer certify certain information in writing; requiring an agency to issue a request for quote to certain vendors approved to provide certain commodities or services in certain circumstances; requiring the department to prequalify firms and individuals to provide certain services on a state term contract by a certain date; requiring the department to consider certain information in order to prequalify a firm or an individual; providing for the disqualification of a firm or an individual from state term contract eligibility; authorizing a prequalified firm or individual to respond to certain requests for quotes; providing an effective date.

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By the Committee on Community Affairs; and Senator Pizzo—

**CS for SB 1490**—A bill to be entitled An act relating to investments by condominium associations; amending s. 718.111, F.S.; requiring condominium associations to maintain a copy of their investment policy statement as an official record; requiring associations that make certain investments to prepare financial statements in a specified manner; authorizing associations to invest funds in specified investment products; requiring certain association boards to obtain prior approval before investing funds in certain investment products, annually develop an investment policy statement, and select an investment adviser who meets specified requirements; authorizing investment fees and commissions to be paid from invested reserve funds or operating funds; requiring investment advisers to invest certain operating or reserve funds in compliance with a specified rule; requiring investment advisers to act as association fiduciaries; providing construction; requiring that certain funds be held in specified accounts; requiring associations to provide their investment adviser with certain documents at least annually; requiring investment advisers to annually review such documents and provide the association with a portfolio allocation model that meets specified requirements; providing that portfolios may not contain certain investments; requiring investment advisers to annually provide to the association a certain certification and to periodically submit certain reports; requiring that certain funds be made available to associations within a certain timeframe after they submit a written or electronic request; amending s. 718.3026, F.S.; exempting registered

investment advisers from certain provisions relating to contracts for products and services; providing an effective date.

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By the Committee on Criminal Justice; and Senator Book—

**CS for SB 1508**—A bill to be entitled An act relating to public records; providing a short title; amending s. 28.2221, F.S.; requiring each county recorder or clerk of the court to make publicly available on an Internet website the identity of a defendant or respondent against whom a protective injunction is entered, as well as the fact that the injunction has been entered; providing an exception; providing for certain persons to request that such information be made available on the public website; requiring county recorders or clerks of the court to post such notices on the website and in the office of each county recorder or clerk of the court; specifying what must be included in notices; authorizing certain persons to petition for compliance in the circuit court; amending s. 28.29, F.S.; requiring that final judgments for injunctions for protection be recorded in official records; providing an effective date.

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By the Committee on Criminal Justice; and Senator Book—

**CS for SB 1530**—A bill to be entitled An act relating to victims of sexual offenses; amending s. 27.14, F.S.; authorizing a victim of sexual battery or cyberstalking to petition the Governor to disqualify a state attorney under certain circumstances; creating s. 154.012, F.S.; requiring county health departments to participate in local sexual assault response teams coordinated by local certified rape crisis centers if such a team exists; authorizing the certified rape crisis center serving the county to coordinate with community partners to establish a local or regional team if a local sexual assault response team does not exist; providing the purpose of such teams; providing for duties, membership, meetings, technical assistance, and an annual report; requiring teams to promote and support the use of sexual assault forensic examiners meeting certain requirements; providing an effective date.

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

**CS for CS for SB 1532**—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; revising requirements for child support depositories in Title IV-D cases; requiring the depositories to transmit case data through and set up appropriate payment accounts in the Clerk of the Court Child Support Enforcement Collection System upon certain notice from the Department of Revenue; amending s. 61.1354, F.S.; revising provisions related to the sharing of information between consumer reporting agencies and the department; requiring consumer reports to be kept confidential and used only for specified purposes; amending s. 61.21, F.S.; revising legislative findings; revising course topics for the Parent Education and Family Stabilization Course; requiring certain parties to complete a Parent Education and Family Stabilization Course tailored to education relating to children who have special needs or emotional concerns; authorizing the court to require additional education courses for certain parents; amending s. 61.30, F.S.; prohibiting the treatment of incarceration as voluntary unemployment for purposes of establishing or modifying child support orders, with exceptions; providing that certain social security benefits are included in a parent's gross income; authorizing certain social security benefits paid to be applied as a credit for purposes of monthly support obligations; providing requirements for such credit; providing procedures for a parent to seek application of such credit; amending s. 409.256, F.S.; revising the definition of the term "rendered"; amending s. 409.2563, F.S.; revising the definition of the term "rendered"; deleting a requirement that a certain order filed by the department be a certified copy of the order; amending s. 409.25656, F.S.; authorizing the department to deliver certain notices by secure electronic means under certain circumstances; amending s. 409.25658, F.S.; revising provisions related to the department's joint efforts with the Department of Financial Services to use unclaimed property for past due child support; amending s. 409.2567, F.S.; authorizing the department to include confidential and exempt information in unencrypted electronic mail communications with parents, caregivers, or other authorized persons under certain circumstances, with exceptions; amending s. 409.2576, F.S.; requiring service recipients to report certain information to the State Directory of New Hires; defining the term "service recipient";



providing reporting requirements for service recipients; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Rodriguez—

**CS for SB 1570**—A bill to be entitled An act relating to quasi-public entities; creating s. 20.059, F.S.; providing definitions; requiring the Governor to specify affiliated departments for certain quasi-public entities by a certain date; providing requirements for the affiliated departments; providing requirements for a law creating a quasi-public entity; requiring the completion of an operational audit at certain intervals; requiring a quasi-public entity to submit an annual report that includes certain information to the Governor, the Legislature, and its affiliated department by a certain date; requiring a quasi-public entity to maintain a website that includes certain information; prohibiting a quasi-public entity from using public funds to retain a lobbyist; authorizing certain employees of a quasi-public entity to register as a lobbyist and represent the quasi-public entity; prohibiting a quasi-public entity from creating an entity separate from itself; requiring that meetings of the quasi-public entity's governing body be video recorded; prohibiting an executive director or similar officer of a quasi-public entity from certain involvement with the entity's governing body; amending s. 215.985, F.S.; requiring a quasi-public entity to post and update certain information on the secure contract tracking system established and maintained by the Chief Financial Officer; requiring a quasi-public entity to redact certain information; providing that the Chief Financial Officer, the Department of Financial Services, and officers, employees, and contractors thereof are not responsible for redacting, and are not liable for the failure to redact, certain information posted on the secure contract tracking system by a quasi-public entity; providing that the posting of certain information does not supersede the duty of a quasi-public entity to respond to certain requests or subpoenas; providing that certain actions by the Chief Financial Officer do not supersede the duty of a quasi-public entity to provide certain records upon request; revising and providing definitions; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senators Rodriguez, Garcia, Hutson, and Rodrigues—

**CS for SB 1606**—A bill to be entitled An act relating to victims of communism; amending s. 683.01, F.S.; establishing November 7 as the Victims of Communism legal holiday; requiring the Legislature to annually observe a moment of silence in observance of the victims of communism; requiring high school students in a United States Government course to receive certain instruction on "Victims of Communism Day"; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Brodeur—

**CS for SB 1616**—A bill to be entitled An act relating to agency contracts for commodities and contractual services; reenacting and amending s. 216.1366, F.S.; abrogating the scheduled expiration of provisions relating to certain public agency contracts for services; amending s. 287.042, F.S.; providing that the Department of Management Services may enter into an agreement authorizing an agency to make purchases under certain contracts if the Secretary of Management Services makes a certain determination; amending s. 287.056, F.S.; providing that an agency must issue a request for quote to certain approved vendors when it issues certain requests for quote for contractual services; providing for the disqualification of certain firms or individuals from state term contract eligibility; amending s. 287.057, F.S.; revising the period of time during which an agency must electronically post a description of certain services in certain circumstances; requiring an agency to periodically report certain actions to the department in a specified manner and form; requiring the department to annually report certain information to the Governor and the Legislature by a specified date; prohibiting an agency from initiating a competitive solicitation in certain circumstances; providing applicability; revising the maximum value of certain contracts that may not be renewed or amended by state agency before submitting a written report to the Governor and the Legislature; requiring the agency to designate a contract manager to serve as a liaison between the contractor and the

agency; prohibiting certain individuals from serving as a contract manager; providing the responsibilities of a contract manager; requiring the Chief Financial Officer to evaluate certain training at certain intervals; requiring that certain contract managers complete training and certification within a specified timeframe; requiring the department to establish and disseminate certain training and certification requirements; requiring the department to evaluate certain training at certain intervals; requiring certain contract managers to possess certain experience in managing contracts; authorizing a contract administrator to also serve as a contract manager in certain circumstances; providing that evaluations of proposals and replies must be conducted independently; providing for specified teams to conduct certain negotiations; requiring a Project Management Professional to provide guidance based on certain qualifications; providing qualification requirements for contract negotiator certification; requiring supervisors of contract administrators or contract and grant managers meeting certain criteria to complete training within a specified period; providing that the department is responsible for establishing and disseminating supervisor training by a certain date; providing for a continuing oversight team in certain circumstances; providing requirements for continuing oversight team members and meetings; requiring a continuing oversight team to provide notice of certain deficiencies and changes in contract scope to certain entities; amending s. 287.058, F.S.; prohibiting a contract document for certain contractual services from containing a certain nondisclosure clause; creating s. 287.1351, F.S.; defining the term "vendor"; prohibiting certain vendors from submitting bids, proposals, or replies to, or entering into or renewing any contract with, an agency; prohibiting an agency from accepting a bid, proposal, or reply from, or entering into a contract with, a suspended vendor until certain conditions are met; requiring an agency to notify the department of, and provide certain information regarding, any such vendors; requiring the department to review any vendor reported by an agency; requiring the department to notify a vendor of any intended removal from the vendor list; specifying administrative remedies and applicable procedures for an affected vendor; requiring the department to place certain vendors on the suspended vendor list; authorizing the removal of a suspended vendor from the suspended vendor list in accordance with specified procedures; specifying requirements and limitations; amending s. 287.136, F.S.; requiring each agency inspector general to complete certain audits of executed contracts at certain intervals; amending ss. 43.16, 215.971, 287.0571, 295.187, 394.47865, 402.7305, 408.045, 570.07, and 627.351, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Bradley—

**CS for SB 1734**—A bill to be entitled An act relating to consumer data privacy; creating s. 501.172, F.S.; providing a short title; creating s. 501.173, F.S.; providing a purpose; creating s. 501.174, F.S.; defining terms; creating s. 501.1745, F.S.; requiring certain businesses that collect consumer personal information to provide certain information to the consumer; requiring such collection, use, retention, and sharing of such information to meet certain requirements; requiring such businesses to implement reasonable security procedures and practices; requiring such businesses to enter into an agreement with third parties under certain circumstances; creating s. 501.175, F.S.; providing that consumers have the right to direct certain businesses not to sell their personal information; providing construction; requiring such businesses to notify consumers of such right; requiring businesses to comply with such a request under certain circumstances; prohibiting businesses from selling the personal information of consumers younger than a specified age without express authorization from the consumer or the consumer's parent or guardian under certain circumstances; providing that a business that willfully disregards a consumer's age is deemed to have actual knowledge of the consumer's age; requiring certain businesses to provide a specified link on their home page for consumers to opt out; providing requirements for businesses to comply with a consumer's opt-out request; providing that consumers have the right to submit a verified request for businesses to delete or correct personal information the businesses have collected about the consumers; providing construction; providing that consumers may authorize other persons to opt out of the sale of the consumer's personal information on the consumer's behalf; requiring businesses to establish designated addresses through which consumers may submit verified requests; specifying requirements for consumers' verified requests and businesses' responses; requiring businesses to comply with previous con-

sumer requests without requiring additional information from the consumer, under certain circumstances; requiring businesses to provide certain notices to consumers; creating s. 501.176, F.S.; providing applicability; authorizing businesses to charge consumers a reasonable fee for manifestly unfounded or excessive requests, or to refuse to complete a request under certain circumstances; providing for business liability under certain circumstances; providing construction; providing that a consumer's rights and the obligations of a business may not adversely affect the rights and freedoms of other consumers; creating s. 501.177, F.S.; authorizing consumers to initiate civil actions for violations; providing civil remedies; requiring the Department of Legal Affairs to adopt rules and to initiate legal proceedings against a business under certain circumstances; providing civil penalties; providing an effective date.

By the Committee on Health Policy; and Senator Jones—

**CS for SB 1770**—A bill to be entitled An act relating to genetic counseling; creating part III of ch. 483, F.S., titled “Genetic Counseling”; providing a short title; providing legislative findings and intent; defining terms; providing licensure, licensure renewal, and continuing education requirements; requiring the Department of Health to adopt by rule continuing education requirements; prohibiting certain acts; providing penalties and grounds for disciplinary action; authorizing the department to enter an order denying licensure or imposing other penalties for certain violations; providing exemptions; amending s. 456.001, F.S.; revising the definition of the term “health care practitioner” to include licensed genetic counselors; amending s. 20.43, F.S.; correcting a cross-reference; providing an effective date.

By the Committee on Health Policy; and Senator Jones—

**CS for SB 1772**—A bill to be entitled An act relating to fees; creating s. 483.919, F.S.; requiring the Department of Health to adopt by rule procedures for the issuance and annual renewal of genetic counselor licenses, including a specified application fee; authorizing the department to waive payment of the fee by rule; providing for the deposit and use of fee proceeds; providing a contingent effective date.

By the Committee on Health Policy; and Senators Burgess and Book—

**CS for SB 1786**—A bill to be entitled An act relating to payments for birth-related neurological injuries; amending s. 766.31, F.S.; increasing the amount that may be awarded to the parents or legal guardians of an infant found to have sustained a birth-related neurological injury; requiring that such amount be revised annually; increasing the amount of the death benefit that may be awarded; providing for retroactive application; providing an effective date.

By the Committee on Criminal Justice; and Senator Pizzo—

**CS for SB 1802**—A bill to be entitled An act relating to interception of wire, oral, or electronic communications made in violation of protective orders; amending s. 934.03, F.S.; providing an exception to prohibitions on interception and recording of communications when the communication is received in violation of a specified injunction or order; limiting the use of the intercepted communication to evidencing a violation of the specified injunction or order; providing an effective date.

By the Committee on Criminal Justice; and Senator Diaz—

**CS for SB 1826**—A bill to be entitled An act relating to human trafficking; creating s. 90.5034, F.S.; defining terms; providing the circumstances under which certain communications are confidential; creating a human trafficking victim advocate-victim privilege; specifying who may claim such privilege; providing training requirements for human trafficking victim advocates and trained volunteers; amending s. 787.06, F.S.; revising the definitions of the terms “human trafficking” and “obtain”; prohibiting a person from engaging in specified criminal acts relating to human trafficking with an adult believed to be a child younger than 18 years of age; providing criminal penalties; reenacting ss. 39.01305(3), 464.013(3)(c), 775.21(4)(a), 943.0435(1)(h),

943.0583(1)(a), and 944.606(1)(f), F.S., relating to appointment of an attorney for a dependent child with certain special needs, renewal of license or certificate, the Florida Sexual Predators Act, sexual offenders required to register with the department and penalties, human trafficking victim expunction, and sexual offenders and notification upon release, respectively, to incorporate the amendment made to s. 787.06, F.S., in references thereto; providing an effective date.

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

**CS for SB 1844**—A bill to be entitled An act relating to the Commission on Mental Health and Substance Abuse; providing legislative intent; creating s. 394.9086, F.S.; creating the Commission on Mental Health and Substance Abuse within the Department of Children and Families; providing the purpose of the commission; providing for membership, term limits, meetings, and duties of the commission; requiring certain agencies to provide assistance to the commission in a timely manner; requiring the commission to submit a report to the Governor and Legislature by a specified date, and annually thereafter; providing for future review and repeal unless saved by the Legislature through reenactment; providing an effective date.

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

**CS for SB 1854**—A bill to be entitled An act relating to defendants with a traumatic brain injury; amending s. 916.106, F.S.; redefining the term “intellectual disability” as it relates to defendants who have been found to be incompetent to proceed by adding the terms “significantly deficient in adaptive functioning” and “traumatic brain injury”; amending s. 916.303, F.S.; requiring the Agency for Persons with Disabilities to assist certain defendants found incompetent to proceed with application to the long-term care managed care program; providing an effective date.

By the Committee on Criminal Justice; and Senator Bean—

**CS for SB 1868**—A bill to be entitled An act relating to privileged communications made to crime stoppers organizations; amending s. 16.557, F.S.; prohibiting a person from knowingly and willfully attempting to obtain, obtaining, or disclosing a privileged communication or protected information; providing a penalty; providing an exemption from criminal liability for employees, board members, or volunteers of a crime stoppers organization in certain circumstances; providing immunity from civil liability for certain actions by specified persons concerning privileged communications; providing an effective date.

By the Committee on Judiciary; and Senator Albritton—

**CS for SB 1876**—A bill to be entitled An act relating to relief from burdens on real property rights; amending s. 70.001, F.S.; revising the definitions of the terms “action of a governmental entity” and “real property”; revising notice of claim requirements for property owners; creating a presumption that certain settlement offers protect the public interest; specifying that property owners retain the option to have a court determine awards of compensation; authorizing property owners to bring claims against governmental entities in certain circumstances; providing that property owners are not required to submit formal development applications or proceed through formal application processes to bring claims in specified circumstances; amending s. 70.45, F.S.; defining the terms “imposed” or “imposition”; authorizing property owners to bring actions to declare prohibited exactions invalid; providing applicability; amending s. 70.51, F.S.; revising the definition of the terms “land” or “real property”; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Diaz—

**CS for SB 1892**—A bill to be entitled An act relating to the Emergency Preparedness and Response Fund; creating s. 252.3711, F.S.; creating the Emergency Preparedness and Response Fund within the Executive Office of the Governor; providing for the deposit and use of

funds; providing for future review and termination of the fund; providing an effective date.

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

**CS for SB 1920**—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “attorney for the child”; amending ss. 39.013 and 39.01305, F.S.; conforming provisions to changes made by the act; renaming part XI of ch. 39, F.S., as “Guardians ad litem, guardian advocates, and attorney for the child”; amending s. 39.820, F.S.; defining the term “related adoption proceeding”; amending s. 39.822, F.S.; conforming provisions to changes made by the act; specifying circumstances under which a court is required, on or after a specified date, to appoint a guardian ad litem; requiring the court to appoint an attorney for the child to represent a child and to discharge the guardian ad litem under specified circumstances; authorizing the court to order that a new guardian ad litem be assigned for a child or discharge a guardian ad litem and appoint an attorney for the child under specified circumstances; amending s. 39.8296, F.S.; renaming the Guardian Ad Litem Qualifications Committee as the Child Well-Being Qualifications Committee; specifying that the executive director of the Statewide Guardian Ad Litem Office may be reappointed; clarifying that second and subsequent appointments made for the executive director of the office are for 3 years; requiring the office to develop guidelines to identify conflicts of interest of guardians ad litem; prohibiting the office from assigning such guardians; defining the term “conflicts of interest”; requiring the office to identify guardians ad litem who are experiencing health issues or who present a danger to the child to whom the guardian ad litem is assigned; requiring the office to remove such guardians from assigned cases, terminate their volunteer services, and disclose such actions to the circuit court; creating s. 39.83, F.S.; creating the Statewide Office of Child Representation within the Justice Administration Commission; requiring the commission to provide administrative support and services to the statewide office; providing that the statewide office is not subject to control, supervision, or direction by the commission; providing that employees of the statewide office are governed by the classification plan and salary and benefits plan approved by the commission; providing that the head of the statewide office is the executive director; providing the process for appointment; requiring that the initial executive director be appointed by a specified date; providing responsibilities of the office; authorizing the office to contract with local nonprofit agencies under certain conditions; creating a regional office of child representation within the boundaries of each of the five district courts of appeal; requiring such offices to commence fulfilling their purpose and duties on a specified date; requiring the commission to provide administrative support to the regional offices; providing that the offices are not subject to control, supervision, or direction by the commission; providing that employees of the offices are governed by the classification plan and salary and benefits plan for the commission; prescribing qualifications for an attorney for the child; providing certain prohibitions; creating s. 39.831, F.S.; specifying when the court is authorized or required to appoint an attorney for the child; requiring the court to appoint the Statewide Office of Child Representation; providing for the appointment of private counsel when the office has a conflict of interest; requiring an attorney for the child to be compensated and have access to funding for expenses with specified conditions; providing conditions under which a parent is required to reimburse the court for the cost of the attorney; providing for the scope of representation for court-appointed counsel; requiring agencies, persons, and organizations to allow an attorney for the child to inspect and copy certain records; defining the term “records”; providing requirements for an attorney for the child relating to hearings; requiring the Department of Children and Families to develop procedures to request that a court appoint an attorney for the child; authorizing the department to adopt rules; amending ss. 28.345, 39.001, 39.00145, 39.0132, 39.0139, 39.202, 39.302, 39.402, 39.407, 39.4085, 39.502, 39.521, 39.523, 39.6011, 39.6012, 39.6251, 39.701, 39.702, 39.801, 39.802, 39.808, 39.810, 39.811, 39.812, 43.16, 63.085, 322.09, 394.495, 627.746, 934.255, and 960.065, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Pizzo—

**CS for SB 1974**—A bill to be entitled An act relating to public records; amending s. 741.301, F.S.; providing that all pleadings and documents related to a petition domestic violence injunction that have been ordered to be sealed are confidential and exempt from public records requirements; providing for future legislative review and repeal of

the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senator Cruz—

**CS for SB 26**—A bill to be entitled An act for the relief of the Estate of Crystle Marie Galloway by the Hillsborough County Board of County Commissioners; providing for an appropriation to compensate the estate for injuries sustained by Crystle Marie Galloway and her survivors as a result of the negligence of employees of the Hillsborough County Board of County Commissioners; providing a limitation on the payment of fees; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Judiciary; and Senator Rodriguez—

**CS for SB 398**—A bill to be entitled An act for the relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County; providing for an appropriation to compensate the Estate of Emilio Jesus Vizcaino-Aday for injuries and damages sustained by Emilio Jesus Vizcaino-Aday and his survivors as a result of the negligence of Miami-Dade County; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Commerce and Tourism; and Senator Bradley—

**CS for SB 1734**—A bill to be entitled An act relating to consumer data privacy; creating s. 501.172, F.S.; providing a short title; creating s. 501.173, F.S.; providing a purpose; creating s. 501.174, F.S.; defining terms; creating s. 501.1745, F.S.; requiring certain businesses that collect consumer personal information to provide certain information to the consumer; requiring such collection, use, retention, and sharing of such information to meet certain requirements; requiring such businesses to implement reasonable security procedures and practices; requiring such businesses to enter into an agreement with third parties under certain circumstances; creating s. 501.175, F.S.; providing that consumers have the right to direct certain businesses not to sell their personal information; providing construction; requiring such businesses to notify consumers of such right; requiring businesses to comply with such a request under certain circumstances; prohibiting businesses from selling the personal information of consumers younger than a specified age without express authorization from the consumer or the consumer's parent or guardian under certain circumstances; providing that a business that willfully disregards a consumer's age is deemed to have actual knowledge of the consumer's age; requiring certain businesses to provide a specified link on their home page for consumers to opt out; providing requirements for businesses to comply with a consumer's opt-out request; providing that consumers have the right to submit a verified request for businesses to delete or correct personal information the businesses have collected about the consumers; providing construction; providing that consumers may authorize other persons to opt out of the sale of the consumer's personal information on the consumer's behalf; requiring businesses to establish designated addresses through which consumers may submit verified requests; specifying requirements for consumers' verified requests and businesses' responses; requiring businesses to comply with previous consumer requests without requiring additional information from the consumer, under certain circumstances; requiring businesses to provide certain notices to consumers; creating s. 501.176, F.S.; providing applicability; authorizing businesses to charge consumers a reasonable fee for manifestly unfounded or excessive requests, or to refuse to complete a request under certain circumstances; providing for business liability under certain circumstances; providing construction; providing that a consumer's rights and the obligations of a business may not adversely affect the rights and freedoms of other consumers; creating s. 501.177, F.S.; authorizing consumers to initiate civil actions for violations; providing civil remedies; requiring the Department of Legal Affairs to adopt rules and to initiate legal proceedings against a business under

certain circumstances; providing civil penalties; providing an effective date.

—was referred to the Committee on Rules.

**EXECUTIVE BUSINESS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of Hillsborough Community College Appointee: Celestan, Gregory, Tampa	05/31/2022
Board of Trustees of Pasco-Hernando State College Appointee: Mitten, John Richard, Brooksville	05/31/2023
Board of Trustees of Valencia College Appointee: de la Portilla, Angel, Ocoee	05/31/2023

**Referred to the Committee on Ethics and Elections.**

*Office and Appointment*

*For Term  
Ending*

Board of Trustees, University of Central Florida  
Appointee: Christy, William, Daytona Beach 01/06/2025

**Referred to the Committees on Education; and Ethics and Elections.**

**CORRECTION AND APPROVAL OF JOURNAL**

The Journals of March 18 and March 23 were corrected and approved.

**CO-INTRODUCERS**

Senators Berman—CS for SB 676; Book—CS for SB 196, SB 594, CS for CS for SB 626, SB 836, SB 1786; Garcia—SB 1728; Perry—SB 358, SB 1268, SB 1442; Polsky—SB 1284; Stewart—CS for SB 676, SB 786, SB 1906; Torres—CS for SB 838; Wright—CS for SB 838

**ADJOURNMENT**

On motion by Senator Passidomo, the Senate adjourned at 3:28 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, April 1 or upon call of the President.



# Journal of the Senate

Number 8—Regular Session

Tuesday, March 30, 2021

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## REPORTS OF COMMITTEES

The Committee on Education recommends the following pass: SB 590; SB 794; CS for SB 1108

The Committee on Finance and Tax recommends the following pass: SB 224; CS for SB 302; SB 806; CS for SB 1256

The Committee on Judiciary recommends the following pass: CS for SB 742; CS for SB 1508

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

The Committee on Education recommends the following pass: SB 1336; SB 1496; SB 1654; SB 1740; SB 1798; SB 1816; SB 1864

**The bills were referred to the Appropriations Subcommittee on Education under the original reference.**

The Committee on Education recommends the following pass: SB 956

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

The Committee on Education recommends the following pass: SB 1394

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

The Committee on Commerce and Tourism recommends the following pass: SB 1246

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

The Committee on Education recommends the following pass: SB 1456

**The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.**

The Committee on Commerce and Tourism recommends the following pass: SB 1072

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

The Committee on Commerce and Tourism recommends the following pass: SB 1682

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

The Committee on Commerce and Tourism recommends the following pass: CS for SB 954; SB 1176; SB 1758

The Committee on Environment and Natural Resources recommends the following pass: CS for SB 896

The Committee on Judiciary recommends the following pass: SB 826

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

The Committee on Rules recommends the following pass: CS for HB 9; SB 82; CS for SB 148; CS for SB 170; CS for SB 286; CS for SB 378; CS for SB 602; CS for SB 622; CS for CS for SB 626; CS for SB 702; SB 728; SB 752; SB 922; SB 952; CS for CS for SB 1040; CS for SB 1046; CS for SB 1088; CS for SB 1378; SB 7000; SB 7012

**The bills were placed on the Calendar.**

The Committee on Finance and Tax recommends a committee substitute for the following: CS for SB 1214

The Committee on Judiciary recommends a committee substitute for the following: SB 1922

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1522

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Education recommends committee substitutes for the following: SB 192; SB 1028; SB 1094; SB 1672; SB 1728

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1906

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1668

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1390

The Committee on Community Affairs recommends a committee substitute for the following: SB 750

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.**

The Committee on Education recommends a committee substitute for the following: CS for SB 582

The Committee on Judiciary recommends committee substitutes for the following: SB 1234; CS for SB 1868

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

The Committee on Rules recommends committee substitutes for the following: CS for SB 76; CS for SB 96; CS for SB 228; CS for SB 354; CS for SB 496; SB 738; CS for SB 920

**The bills with committee substitute attached were placed on the Calendar.**

**REPORTS OF SUBCOMMITTEES**

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends committee substitutes for the following: CS for SB 1024; CS for SB 1598

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 748

The Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 86

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 990

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 138; CS for SB 140; SB 1126; CS for SB 1466

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

**REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS**

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida A & M University	
Appointees: Dortch, Thomas W., Jr.	01/06/2026
Harper, Kristin R.	01/06/2026
Reed, Craig	01/06/2026
Washington, T. Nicole	01/06/2025

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, University of Central Florida	
Appointees: Altizer, Tiffany	01/06/2026
Mills, Harold F.	01/06/2026
Board of Trustees, Florida State University	
Appointee: Mateer, Craig C.	01/06/2026
Board of Trustees, Florida Gulf Coast University	
Appointees: Fogg, Joseph G., III	01/06/2026
Montgomery, Johnny Leo	01/06/2026
Board of Trustees, Florida International University	
Appointees: Colson, Dean C.	01/06/2026
Rowe, Chanel	01/06/2026
Board of Trustees, New College of Florida	
Appointees: Karp, Lance	01/06/2026
Mackie, Sarah S., O.D.	01/06/2025
Ruiz, Mary	01/06/2026
Stewart, James	01/06/2023
Board of Trustees, Florida Polytechnic University	
Appointees: Kigel, Beth Rochelle	07/15/2025
Powell, Fritzlaine	07/15/2024
Stanfield, Lynes D.	07/15/2025
Board of Trustees, University of Florida	
Appointees: Corr, Christopher T.	01/06/2026
Powers, Marsha D.	01/06/2026
Board of Trustees, University of North Florida	
Appointee: McElroy, Paul E.	01/06/2026
Board of Trustees, University of South Florida	
Appointee: Seixas, Melissa	01/06/2026
Board of Trustees, University of West Florida	
Appointee: Baker, Richard R.	01/06/2026

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
State Board of Education	
Appointees: Brown, Monesia	12/31/2024
Grady, Thomas R.	12/31/2022
Board of Governors of the State University System	
Appointees: Edge, Aubrey Leland	01/06/2027
Huizenga, H. Wayne, Jr.	01/06/2027
Jones, Kenneth	01/06/2027
Board of Trustees, Florida A & M University	
Appointees: Cliatt, Otis	01/06/2025
Dubose, Michael	01/06/2023
Stone, II, Kenward	01/06/2025
Board of Trustees, Florida Atlantic University	
Appointee: Cane, Daniel	01/06/2025
Board of Trustees, University of Central Florida	
Appointee: Conte, Joseph D.	01/06/2025
Board of Trustees, Florida State University	
Appointees: Collins, Peter H.	01/06/2025
Sargeant, Deborah A.	01/06/2025
Board of Trustees, Florida Gulf Coast University	
Appointee: Roepstorff, Robbie B.	01/06/2025
Board of Trustees, Florida International University	
Appointee: Prescott, Thomas Gene	01/06/2025

*Office and Appointment*

	<i>For Term</i>	<i>Ending</i>
Board of Trustees, University of Florida		
Appointees: Cole, Richard P., Esquire	01/06/2025	
Heavener, James W.	01/06/2026	
Hosseini, Mori	01/06/2026	
Board of Trustees, University of North Florida		
Appointee: Lazzara, Christopher	01/06/2025	

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 7000-7066**—Previously introduced.

By the Committee on Finance and Tax—

**SB 7068**—A bill to be entitled An act relating to tax administration; amending s. 197.222, F.S.; requiring, rather than authorizing, tax collectors to accept late payments of prepaid property taxes within a certain timeframe; deleting a late payment penalty; amending s. 211.3106, F.S.; specifying the severance tax rate for a certain heavy mineral under certain circumstances; amending s. 212.06, F.S.; revising the definition of the term “dealer”; revising a condition for a sales tax exception for tangible personal property imported, produced, or manufactured in this state for export; defining terms; specifying application requirements and procedures for a forwarding agent to apply for a Florida Certificate of Forwarding Agent Address from the Department of Revenue; requiring forwarding agents receiving such certificate to register as dealers for purposes of the sales and use tax; specifying requirements for sales tax remittance and for recordkeeping; specifying the timeframe for expiration of certificates and procedures for renewal; requiring forwarding agents to update information; requiring the department to verify certain information; authorizing the department to suspend or revoke certificates under certain circumstances; requiring the department to provide a list on its website of forwarding agents who have received certificates; providing circumstances and requirements for and construction related to dealers accepting certificates or relying on the department’s website list in lieu of collecting certain taxes; providing criminal penalties for certain violations; authorizing the department to adopt rules; amending s. 212.13, F.S.; revising recordkeeping requirements for dealers collecting the sales and use tax; amending s. 212.15, F.S.; providing that stolen sales tax revenue may be aggregated for the purposes of determining the grade of certain criminal offenses; amending s. 213.053, F.S.; authorizing the department to publish a list of forwarding agents who have received Florida Certificates of Forwarding Agent Address on its website; reenacting s. 192.0105(3)(a), F.S., relating to taxpayer rights, to incorporate the amendment made to s. 197.222, F.S., in a reference thereto; reenacting s. 212.07(1)(c), F.S., relating to the sales, storage, and use tax, to incorporate the amendment made to s. 212.06, F.S., in a reference thereto; reenacting s. 212.08(18)(f), F.S., relating to the sales, rental, use, consumption, distribution, and storage tax, to incorporate the amendment made to s. 212.13, F.S., in a reference thereto; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing effective dates.

—was referred to the Committee on Appropriations.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Rules; Judiciary; and Banking and Insurance; and Senators Boyd and Brandes—

**CS for CS for CS for SB 76**—A bill to be entitled An act relating to property insurance; amending s. 626.9373, F.S.; defining terms; providing for an award of attorney fees for certain claims under specified

circumstances; providing that, for certain attorney fees awarded for claims arising under surplus lines property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; amending s. 627.428, F.S.; providing applicability; amending s. 627.7011, F.S.; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by including roof covering reimbursement schedules; providing requirements for roof covering reimbursement schedules; prohibiting application of a roof covering reimbursement schedule under certain circumstances; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by offering roof reimbursement on the basis of replacement costs; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing coverage on specified property insurance policies for a roof that is limited to a certain value; providing that a stated value sublimit of coverage may not be applied to a roof in certain circumstances; amending s. 627.70132, F.S.; revising property insurance coverages for which a notice of claim must be given to the insurer within a specified timeframe; revising the timeframe for providing notices of property insurance claims; revising the definitions of the terms “supplemental claim” and “reopened claim”; amending s. 627.7015, F.S.; conforming a provision to changes made by the act; authorizing property insurance policies to require policyholders and assignees to participate in mediation; creating s. 627.70152, F.S.; providing applicability; defining terms; requiring notice of intent to initiate litigation; specifying requirements for such notice; specifying an assignee’s pre-suit obligations; specifying the timeframe within which a notice of intent to initiate litigation must be served; requiring dismissal of certain actions under specified circumstances; specifying the admissibility of certain evidence; providing construction; authorizing an insurer to request to inspect, photograph, or evaluate certain property; specifying requirements for such inspections, photographs, and evaluations; authorizing motions to abate suits under property insurance policies; specifying conditions for abatement; providing for an award of attorney fees for certain claims under specified circumstances; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; providing for an award of attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; creating s. 627.70153, F.S.; requiring parties that are aware of certain residential property insurance claims to notify the court of multiple proceedings; authorizing the court to consolidate certain residential property insurance claims upon notification of any party; amending s. 627.7152, F.S.; deleting definitions; requiring assignment agreements to be provided to named insureds; providing that assignment agreements do not modify the right of insurers to communicate directly with named insureds; deleting a requirement for a notice of intent to initiate litigation; deleting requirements for such notice; deleting a requirement for a written response to the notice of intent to initiate litigation; deleting requirements for such response; deleting a provision related to an award of reasonable attorney fees and costs for certain claims arising under an assignment agreement; deleting a provision related to an award of reasonable attorney fees and costs following a voluntary dismissal under certain circumstances; deleting a requirement for the court to stay proceedings under certain circumstances; requesting the Florida Supreme Court to amend rules to require defense and plaintiff lawyers or firms to provide closing statements to the Department of Financial Services under certain circumstances; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senators Book and Brodeur—

**CS for CS for SB 96**—A bill to be entitled An act relating to child welfare; creating s. 39.101, F.S.; transferring existing provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; revising requirements for certain statistical reports that the department is required to collect and analyze; amending s. 39.201, F.S.; re-

vising when a person is required to report to the central abuse hotline; requiring animal control officers and certain agents to provide their names to hotline staff; requiring central abuse hotline counselors to advise reporters of certain information; requiring counselors to receive specified periodic training; revising requirements relating to reports of abuse involving impregnation of children; providing requirements for the department when handling reports of child abuse, neglect, or abandonment by a parent or caregiver and reports of child-on-child sexual abuse; amending s. 39.2015, F.S.; specifying serious incidents for which the department is required to provide an immediate multiagency investigation; requiring an immediate onsite investigation by a critical incident rapid response team when reports are received by the department containing allegations of the sexual abuse of certain children; revising membership of multiagency teams; authorizing in certain circumstances for the investigation to be conducted remotely; specifying the time in which a report must be provided to the secretary of the department; amending s. 39.202, F.S.; expanding the authorization of access to certain confidential records to include members of standing or select legislative committees, upon request, within a specified timeframe; amending s. 39.205, F.S.; providing construction; specifying that certain persons are not relieved from the duty to report by notifying a supervisor; creating s. 39.208, F.S.; providing legislative findings and intent; providing responsibilities for child protective investigators relating to animal cruelty; providing criminal, civil, and administrative immunity to child protective investigators who report known or suspected animal cruelty; providing responsibilities for animal control officers relating to child abuse, abandonment, and neglect; providing criminal penalties; requiring the department to develop training in consultation with the Florida Animal Control Association which relates to child and animal cruelty; providing requirements for such training; requiring the department to adopt rules; amending s. 39.302, F.S.; conforming cross-references; authorizing certain persons to be represented by an attorney or accompanied by another person under certain circumstances during institutional investigations; providing requirements relating to institutional investigations; amending s. 39.3035, F.S.; providing a description of child advocacy centers; creating s. 39.4092, F.S.; providing legislative findings; authorizing offices of criminal conflict and civil regional counsel to establish a multidisciplinary legal representation model program to serve parents of children in the dependency system; requiring the department to collaborate with the office to implement a program and provide funding; specifying program requirements; defining the term “parent-peer specialist”; requiring each region that establishes a multidisciplinary legal representation model program to submit an annual report by a certain date to the Office of Program Policy Analysis and Government Accountability; requiring the office to compile the reports and include such information in a specified report sent to the Governor and the Legislature by a specified date; authorizing the office of criminal conflict and civil regional counsel to adopt rules; amending s. 409.1415, F.S.; requiring the department to make available specified training for caregivers on the life skills necessary for children in out-of-home care; requiring the department to establish the Foster Information Center for specified purposes; requiring community-based care lead agencies to provide certain information and resources to kinship caregivers and to provide specified assistance to such caregivers; requiring lead agencies to provide caregivers with a certain telephone number; repealing s. 409.1453, F.S., relating to the design and dissemination of training for foster care caregivers; repealing s. 409.1753, F.S.; relating to duties of the department relating to foster care; providing legislative intent; amending s. 827.071, F.S.; renaming the term “sexual bestiality” as “sexual contact with an animal” and redefining the term; amending s. 828.126, F.S.; revising and defining terms; revising prohibitions relating to sexual conduct and sexual contact with an animal; revising criminal penalties; requiring a court to issue certain orders; revising applicability; amending s. 828.27, F.S.; requiring county and municipal animal control officers to complete specified training; requiring that animal control officers be provided with opportunities to attend such training during normal work hours; amending s. 921.0022, F.S.; assigning an offense severity ranking for sexual activities involving animals; amending s. 1012.795, F.S.; requiring the Education Practices Commission to suspend the educator certificate of instructional personnel and school administrators for failing to report known or suspected child abuse under certain circumstances; amending ss. 39.301, 119.071, 322.09, and 934.03, F.S.; conforming cross-references; providing an effective date.

By the Committee on Education; and Senators Book and Rodrigues—

**CS for SB 192**—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S.; defining terms; requiring school districts to prohibit the use of seclusion on students with disabilities in public schools; requiring the Department of Education to make certain information available to the public by a specified date; providing requirements for the use of restraint; prohibiting specified restraint techniques; revising school district policies and procedures relating to restraint; requiring school districts to adopt approved behavioral interventions and restraint training, pursuant to State Board of Education rules; requiring each school district to publicly post specified policies and procedures; requiring school districts to provide training on certain interventions and supports to specified personnel; providing requirements for such training; requiring each school district to publish training procedures in its special policies and procedures manual; requiring schools to develop a crisis intervention plan for certain students; providing requirements for such plans; revising the requirements for documenting, reporting, and monitoring the use of restraint; conforming provisions to changes made by the act; creating s. 1003.574, F.S.; creating the Video Cameras in Public School Classrooms Pilot Program; defining terms; requiring a video camera to be placed in specified classrooms upon the request of a parent; requiring video cameras to be operational within a specified time period; providing requirements for the discontinuation of such video cameras; providing requirements for such video cameras; providing an exception; requiring a written explanation if the operation of such cameras is interrupted; requiring district school boards to maintain such explanation for a specified time; requiring schools to provide written notice of the placement of a video camera to certain individuals; providing requirements for retaining and deleting video recordings; prohibiting specified uses of such video cameras and recordings; providing that school principals are the custodians of such video cameras and recordings; providing requirements for school principals and video recordings; providing requirements relating to student privacy; providing requirements for the viewing of such video recordings; providing for an appeal process for actions of a school or school district; providing that incidental viewings of video recordings by specified individuals are not a violation of certain provisions; providing construction; requiring the Department of Education to collect specified information; authorizing the State Board of Education to adopt rules; amending s. 1012.582, F.S.; requiring continuing education and inservice training for instructional personnel teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; Judiciary; and Commerce and Tourism; and Senators Bradley and Burgess—

**CS for CS for CS for SB 228**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; clarifying that a notary public is entitled to select particular technology in performing a notarial act with respect to an electronic record; authorizing a notary public’s contract or employer to require the use of a particular technology in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; creating s. 117.231, F.S.; authorizing notaries public to remotely swear in witnesses using audio-video communication technology; authorizing notaries public to remotely swear in new attorneys admitted to The Florida Bar using audio-video communication technology; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to retain audio-video communication recordings of online notarizations; authorizing a RON service provider to delegate this duty to a secure repository under certain conditions; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; clarifying that an online notary public is entitled to select his or her remote online notarization service provider; authorizing a notary public’s contract or employer to require the use of a particular remote online notarization



service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; clarifying limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list containing certain information on self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

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By the Committees on Rules; and Judiciary; and Senator Harrell—

**CS for CS for SB 354**—A bill to be entitled An act relating to restitution; amending s. 775.089, F.S.; providing for the purposes of restitution in a criminal proceeding; specifying the standards for valuation of a restitution order; authorizing a court to consider hearsay evidence regarding valuation of a restitution award under certain circumstances; amending s. 985.437, F.S.; providing for the purposes of restitution in a delinquency proceeding; specifying the standards for valuation of a restitution order; authorizing a court to consider hearsay evidence regarding valuation of a restitution award under certain circumstances; providing an effective date.

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By the Committees on Rules; Judiciary; and Community Affairs; and Senator Perry—

**CS for CS for CS for SB 496**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights which a local government may use; requiring a local government to adopt a property rights element by the earlier of its adoption of its next proposed plan amendment initiated after a certain date or the next scheduled evaluation and appraisal of its comprehensive plan; prohibiting a local government's property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures relating to the right of first refusal; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

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By the Committees on Education; and Judiciary; and Senators Rodrigues and Baxley—

**CS for CS for SB 582**—A bill to be entitled An act relating to parental rights; creating ch. 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term “parent”; creating s. 1014.03, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from infringing on parental rights unless specified conditions are met; creating s. 1014.04, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from obstructing or interfering with specified parental rights; providing construction; authorizing discipline of state employees who encourage or coerce, or attempt to encourage or coerce, a minor child to withhold information from his or her parent; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; specifying requirements for such policy; defining the term “instructional materials”; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing from a district school superintendent; requiring

the district school superintendent to provide requested information in a specified timeframe; authorizing a parent to appeal a district school superintendent's denial of, or failure to provide, requested information; requiring a district school board to place such appeal on the agenda for its next public meeting, or the subsequent meeting if it is too late to place such appeal on the next agenda; creating s. 1014.06, F.S.; prohibiting health care practitioners and their employees from providing health care services or prescribing medicinal drugs to a minor child without a parent's written consent; prohibiting a provider from allowing a medical procedure to be performed on a minor child in its facility without a parent's written consent; providing exceptions; providing applicability; providing for disciplinary action and criminal penalties; amending s. 408.813, F.S.; authorizing the Agency for Health Care Administration to impose an administrative fine on providers that violate certain parental consent requirements; amending s. 456.072, F.S.; authorizing the Department of Health to take disciplinary action against health care practitioners who fail to comply with certain parental consent requirements; providing an effective date.

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By the Committee on Rules; and Senator Baxley—

**CS for SB 738**—A bill to be entitled An act relating to bicycle operation regulations; amending s. 316.2065, F.S.; providing an exception to the requirement that a person operating a bicycle ride upon or astride a seat attached thereto; amending s. 316.20655, F.S.; revising construction relating to electric bicycle regulations; providing an effective date.

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By the Committee on Community Affairs; and Senator Gruters—

**CS for SB 750**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms “infrastructure” and “public facilities”; requiring local governments and special districts to credit against the collection of impact fees any contribution related to public facilities; providing limitations on impact fee increases; providing for retroactive operation; requiring specified entities to submit an affidavit attesting that impact fees were appropriately collected and expended; requiring school districts to report specified information regarding impact fees; providing an effective date.

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By the Committees on Rules; and Environment and Natural Resources; and Senator Bradley—

**CS for CS for SB 920**—A bill to be entitled An act relating to liability of persons providing areas for public outdoor recreational purposes; amending s. 375.251, F.S.; providing that owners may not be subject to liability if they are generating certain revenues and those revenues are used exclusively for specified purposes; expanding the applicability of the limitation of liability for persons who provide areas to the public for outdoor recreational purposes without charge; revising and defining terms; providing an effective date.

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By the Committee on Education; and Senator Hutson—

**CS for SB 1028**—A bill to be entitled An act relating to charter schools; amending s. 218.39, F.S.; providing that a hope operator that has not been notified that a financial audit for a fiscal year will be performed by the Auditor General must retain an independent certified public accountant to complete, within 9 months after the end of its fiscal year, an annual financial audit of its accounts, which must be paid from its public funds; requiring an auditor to discuss comments that will be included in the audit report with the hope operator's board chair or the chair's designee; requiring the auditor to notify each hope operator board member of specified information; requiring hope operators to file an officer's written statement of explanation or rebuttal concerning an auditor's findings within a certain timeframe; authorizing the Legislative Auditing Committee to require the chair of the hope operator or the chair's designee to appear before the committee if it is determined that the written statement is insufficient; requiring each hope operator to file a copy of its audit report with specified entities; amending s. 1002.33, F.S.; authorizing state universities and Florida College System institutions to solicit applications and sponsor charter schools under certain circumstances; prohibiting certain charter schools from being sponsored by a Florida College System institution until such charter

school's existing charter expires; authorizing a state university or Florida College System institution to, at its discretion, deny an application for a charter school; revising the contents of an annual report that charter school sponsors must provide to the Department of Education; revising the date by which the department must post a specified annual report; revising provisions relating to Florida College System institutions that are operating charter schools; requiring the board of trustees of a state university or Florida College System institution that is sponsoring a charter school to serve as the local educational agency for such school; prohibiting certain charter school students from being included in specified school district grade calculations; requiring the department to develop a sponsor evaluation framework; providing requirements for the framework; requiring the department to compile results in a specified manner; deleting obsolete language; revising requirements for the charter school application process; revising the student populations for which a charter school is authorized to limit the enrollment process; providing a calculation for the operational funding for a charter school sponsored by a state university or Florida College System institution; requiring the department to develop a tool for state universities and Florida College System institutions for specified purposes relating to certain funding calculations; providing that such funding must be appropriated to the charter school; providing for capital outlay funding for such schools; authorizing a sponsor to withhold an administrative fee for the provision of certain services to an exceptional student education center that meets specified requirements; conforming provisions to changes made by the act; amending s. 1002.331, F.S.; revising provisions relating to the opening of additional high-performing charter schools; amending s. 1002.333, F.S.; revising the definition of the term "persistently low-performing school"; authorizing, instead of requiring, a school of hope designated as a local education agency to report students in accordance with procedures and timelines adopted by the Department of Education; requiring hope operators, rather than schools of hope, to provide school districts with quarterly financial statement summary sheets; revising the manner in which underused, vacant, or surplus facilities owned or operated by school districts are identified; increasing the number of years for which certain funds may be carried forward; amending s. 1003.493, F.S.; authorizing a charter school to offer a career and professional academy; amending s. 1008.3415, F.S.; requiring the Commissioner of Education, upon request by a charter school that meets specified criteria, to provide a letter to the charter school and the charter school's sponsor authorizing the charter school to replicate the charter school's education program; amending s. 1012.32, F.S.; providing an alternate screening method for specified persons employed by certain schools of hope or serving on certain school of hope governing boards; amending s. 1013.62, F.S.; expanding eligibility to receive capital outlay funds to schools of hope operated by a hope operator; providing an effective date.

By the Committee on Education; and Senator Bean—

**CS for SB 1094**—A bill to be entitled An act relating to required health education instruction; amending s. 1003.42, F.S.; providing additional requirements for health education; revising the grade levels when students receive certain health education instruction; requiring health education instruction to include prevention of specified harms; requiring such education to include an awareness of the benefits of sexual abstinence as the expected standard and the consequences of teenage pregnancy; amending s. 1006.148, F.S.; conforming a cross-reference; providing an effective date.

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

**CS for CS for SB 1214**—A bill to be entitled An act relating to nonprofit taxation; amending s. 196.196, F.S.; specifying that portions of property not used for certain purposes are not exempt from ad valorem taxation; specifying that exemptions for certain portions of property from ad valorem taxation are not affected so long as such portions of property are used for specified purposes; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Boyd—

**CS for SB 1234**—A bill to be entitled An act relating to false reports of crimes; amending s. 817.49, F.S.; defining the term "public safety

agency"; authorizing enhanced fines for the willful making of false reports of crimes under certain circumstances; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

**CS for SB 1390**—A bill to be entitled An act relating to the capital investment tax credit; amending s. 220.191, F.S.; defining and redefining terms; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that establishes a qualifying project for the creation of intellectual property which meets certain capital investment criteria; specifying the calculation of the credit; authorizing use of the credit or portions of the credit by the business members of its affiliated group of corporations; authorizing the transfer of credits, subject to certain conditions; requiring credits to be granted as costs are certified by the Department of Economic Opportunity; providing for revocation and rescission of credits under certain circumstances; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that incurs eligible production infrastructure costs that exceed a certain threshold; specifying the calculation of the credit; prohibiting the carryover of credits; authorizing use of unused credits after a certain time period; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that establishes a strategic priority project that meets certain capital investment criteria; specifying the calculation of the credit; authorizing the carryover or transfer of credits, subject to certain conditions; conforming provisions to changes made by the act; amending s. 288.1089, F.S.; revising the definition of the term "cumulative investment"; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Stewart—

**CS for SB 1522**—A bill to be entitled An act relating to implementation of the recommendations of the Blue-Green Algae Task Force; providing a short title; amending s. 381.0065, F.S.; requiring owners of onsite sewage treatment and disposal systems to have the system periodically inspected, beginning on a specified date; requiring the department to administer the inspection program; requiring the department to implement program standards, procedures, and requirements; providing for rulemaking; amending s. 403.067, F.S.; requiring new or revised basin management action plans to include an identification and prioritization of certain spatially focused projects; requiring the department to assess certain projects; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

**CS for SB 1668**—A bill to be entitled An act relating to seagrass mitigation banks; amending s. 253.03, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to authorize leases for seagrass mitigation banks under certain conditions; providing construction; requiring the Department of Environmental Protection to modify specified mitigation banking rules for specified purposes; providing an effective date.

By the Committee on Education; and Senator Diaz—

**CS for SB 1672**—A bill to be entitled An act relating to the State University Free Seat Program; amending s. 1009.26, F.S.; creating the State University Free Seat Program; providing a purpose; providing an exemption from tuition and fees, including lab fees, for one online course at a state university for certain resident students; prohibiting a state university from charging such students more than a specified percentage of the tuition rate and the tuition differential under certain circumstances; providing a limitation on the application of such tuition discount; requiring each state university to report certain information regarding waivers under the program to the Board of Governors annually; requiring the board to adopt regulations; providing an effective date.

By the Committee on Education; and Senators Baxley and Garcia—

**CS for SB 1728**—A bill to be entitled An act relating to an out-of-state fee waiver for nonresident students; amending s. 1009.26, F.S.; requiring a state university to waive the out-of-state fee for a nonresident student who meets certain requirements; providing applicability; requiring each state university to report specified information regarding such out-of-state fee waivers to the Board of Governors annually; requiring that a student who is granted such out-of-state fee waiver be excluded from the limitation on the systemwide total enrollment of nonresident students; requiring the Board of Governors to adopt regulations; creating s. 1009.261, F.S.; enacting the Grandchild Out-of-State Fees Waiver Compact; providing the purposes of the compact; defining terms; requiring postsecondary educational institutions located within member states to waive out-of-state fees for students who meet specified criteria; providing that the waiver is applicable for up to a specified amount of credits; requiring member-state postsecondary educational institutions to require a student, or the student's parent if the student is a dependent child, to provide a written declaration verifying eligibility; requiring the executive, legislative, and judicial branches of member state governments to enforce the compact; providing that the provisions of the compact have standing as statutory law; providing for the implementation, withdrawal, and amendment of the compact; providing construction; providing an effective date.

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

**CS for CS for SB 1868**—A bill to be entitled An act relating to privileged communications made to crime stoppers organizations; amending s. 16.557, F.S.; prohibiting a person from knowingly and willfully attempting to obtain, obtaining, or disclosing a privileged communication or protected information; providing a penalty; providing an exemption from criminal liability for employees, board members, or volunteers of a crime stoppers organization in certain circumstances; providing immunity from civil liability for certain actions by specified persons concerning privileged communications; limiting the uses of privileged communications or evidence of such communications; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Brodeur, Taddeo, Stewart, Garcia, and Gruters—

**CS for SB 1906**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.091, F.S.; revising requirements for reemployment assistance benefits eligibility; amending s. 443.111, F.S.; increasing the weekly benefit amounts an individual may receive; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; reenacting ss. 443.041(2)(b) and 443.1116(6) and (8)(a), F.S., relating to fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

By the Committee on Judiciary; and Senators Gruters and Hooper—

**CS for SB 1922**—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.046, F.S.; revising the definition of the term “income”; amending s. 61.08, F.S.; defining terms; requiring the court to prioritize certain forms of alimony; authorizing the court to grant permanent alimony under certain circumstances; requiring the court to make certain written findings in its awards of alimony; prohibiting the court from denying or granting an award of alimony solely on the basis of adultery, with an exception; revising factors that the court must consider in determining the proper type and amount of alimony; authorizing a party to whom the court has awarded alimony to purchase or maintain a life insurance policy on the obligor's life to protect an award of alimony; requiring the obligor to cooperate in the process of securing the life insurance; deleting certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting an award of rehabilitative alimony from exceeding specified timeframes; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan to include a certain timeframe; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding a specified timeframe; specifying what constitutes the length

of a marriage for the purpose of determining durational alimony; requiring the court to make certain written findings when awarding durational alimony; providing a formula for the calculation of durational alimony; providing that a party who has reached retirement age in accordance with specified provisions may not be ordered to pay alimony; providing an exception; establishing that alimony may not be awarded to a party who has a certain monthly net income; prohibiting social security retirement benefits from being imputed to the obligor, with an exception; requiring an obligee to meet certain requirements if he or she alleges that a physical disability has impaired his or her ability to earn the imputed income; requiring the court to consider certain payments made to the obligee when determining the amount and length of rehabilitative or durational alimony; providing applicability; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of a child, with an exception; providing applicability; deleting a provision related to the development of a parenting plan; amending s. 61.14, F.S.; authorizing the court to order an obligee to reimburse alimony payments to the obligor under certain circumstances; specifying a timeframe for the court to consider a supportive relationship between the obligee and another person for purposes of reducing or terminating an award of alimony or ordering reimbursement of alimony payments; revising factors the court may consider when determining whether a supportive relationship exists or existed between the obligee and another person; providing that an obligor's subsequent remarriage or cohabitation is not a basis for modification of alimony; providing that the income and assets of the obligor's subsequent spouse are irrelevant to an action for modification of alimony; requiring an alimony obligation to terminate upon the obligor reaching full retirement age; providing an exception; authorizing the court to terminate an alimony obligation if the obligor retires at a reasonable age for his or her profession or line of work; requiring the court to consider certain factors in determining whether the obligor's retirement age is reasonable; authorizing an obligor to prospectively file a petition for modification or termination of alimony, effective upon his or her retirement; requiring a court to modify or terminate an alimony award upon retirement of the obligor, with an exception; providing that certain benefits of the obligee constitute a change in circumstance for which an obligor may seek modification of an alimony award; providing that certain agreements on alimony payments are considered expressly modifiable or eligible for termination under certain circumstances; providing applicability; amending s. 61.19, F.S.; requiring the court to grant a final judgment of dissolution of marriage and reserve jurisdiction to adjudicate other substantive issues, under certain circumstances; providing for temporary orders necessary to protect the parties and their children, if any; providing that such temporary orders are effective until all other issues are adjudicated by the court; providing applicability; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Health Policy; and Regulated Industries; and Senator Hutson—

**CS for CS for SB 1080**—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.095, F.S.; deleting the definition of the term “adult”; revising age limitations relating to mail order, Internet, and remote sales of tobacco products; amending s. 210.15, F.S.; requiring permits to be issued to persons or corporations whose officers are not under 21 years of age; amending s. 386.212, F.S.; providing that it is unlawful for persons under 21 years of age to smoke tobacco or vape in, on, or within 1,000 feet of the real property comprising a public or private elementary, middle, or secondary school during specified hours; renaming ch. 569, F.S.; providing directives to the Division of Law Revision; amending s. 569.002, F.S.; defining the terms “nicotine product” and “nicotine dispensing device”; conforming provisions to changes made by the act; creating s. 569.0025, F.S.; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, tobacco products to the state; amending ss. 569.003, 569.004, and 569.006, F.S.; conforming provisions to changes made by the act; amending s. 569.007, F.S.; revising age limitations relating to the sale and delivery of tobacco products; revising applicability; amending s. 569.0075, F.S.; revising age limitations relating to gifting sample tobacco products; amending s. 569.008, F.S.; revising legislative intent; revising qualification requirements for responsible retail tobacco pro-

ducts dealers; conforming provisions to changes made by the act; amending s. 569.009, F.S.; conforming a provision to changes made by the act; amending s. 569.101, F.S.; revising age limitations relating to selling, delivering, bartering, furnishing, or giving tobacco products to certain persons; amending s. 569.11, F.S.; revising age limitations relating to possessing and obtaining tobacco products; amending s. 569.12, F.S.; expanding the authority of tobacco product enforcement officers to include nicotine products; amending s. 569.14, F.S.; revising requirements for signage relating to tobacco products, nicotine products, and nicotine dispensing devices; conforming provisions to changes made by the act; amending s. 569.19, F.S.; conforming provisions to changes made by the act; creating s. 569.31, F.S.; defining terms; creating s. 569.315, F.S.; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, nicotine products to the state; creating s. 569.32, F.S.; requiring retail nicotine product dealers to acquire a permit; providing requirements and authorizations for such permit; creating s. 569.33, F.S.; specifying that an applicant for a retail nicotine products dealer permit consents to certain inspections and searches upon accepting such permit; creating s. 569.34, F.S.; prohibiting certain persons, firms, associations, or corporations from operating without a permit; providing civil penalties; creating s. 569.35, F.S.; providing administrative penalties for retail nicotine product dealers under certain circumstances; requiring the Division of Alcoholic Beverages and Tobacco to deposit funds collected from administrative fines into the General Revenue Fund; creating s. 569.37, F.S.; providing restrictions on the sale or delivery of nicotine products; creating s. 569.38, F.S.; prohibiting certain persons from gifting sample nicotine products to persons under a specified age; creating s. 569.381, F.S.; providing legislative intent; providing requirements for a dealer to qualify as a responsible retail nicotine products dealer; authorizing the division to mitigate certain penalties; requiring the division to develop and make available a nicotine products training program; requiring dealers to exercise diligence in the management and supervision of their premises and the supervision and training of certain persons; creating s. 569.39, F.S.; requiring the division to adopt rules; creating ss. 569.41 and 569.42, F.S.; providing civil and criminal penalties relating to selling, delivering, bartering, furnishing, or giving nicotine products to certain persons and possessing and acquiring nicotine products, respectively; creating s. 569.43, F.S.; providing signage requirements relating to the sale of nicotine products or nicotine dispensing devices; providing criminal penalties; creating s. 569.44, F.S.; requiring the division to provide an annual report containing specified information to the Governor and the Legislature; creating s. 569.45, F.S.; defining terms; providing requirements for mail order, Internet, and remote sales of nicotine products; providing applicability; providing criminal penalties; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Education; and Senator Bean—

**CS for SB 1094**—A bill to be entitled An act relating to required health education instruction; amending s. 1003.42, F.S.; providing additional requirements for health education; revising the grade levels when students receive certain health education instruction; requiring health education instruction to include prevention of specified harms; requiring such education to include an awareness of the benefits of sexual abstinence as the expected standard and the consequences of teenage pregnancy; amending s. 1006.148, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Transportation; and Senator Hooper—

**CS for SB 1194**—A bill to be entitled An act relating to transportation; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions authorizing vehicles and equipment to show or display flashing lights; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; revising application of such cap; creating s. 337.0262, F.S.; prohibiting the Department of Transportation and contractors and

subcontractors of the department from purchasing specified substances from a borrow pit unless specified conditions are satisfied; requiring certain contracts, subcontracts, and purchase orders to require compliance with the prohibition; requiring the department to cease acceptance of substances from a borrow pit under certain conditions; authorizing the department to resume acceptance of such substances under certain conditions; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the Department of Transportation as qualified; revising requirements for applying for and issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements regarding arbitration requests, hearings, procedures, and awards; revising membership and meeting requirements; revising compensation of board members; amending s. 378.403, F.S.; defining the term “borrow pit”; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Criminal Justice; and Senator Burgess—

**CS for SB 1344**—A bill to be entitled An act relating to protection of elderly persons and disabled adults; amending s. 16.56, F.S.; adding offenses concerning elderly persons and disabled adults to the authority of the Office of Statewide Prosecution; amending s. 733.303, F.S.; providing that a person who has been convicted of abuse, neglect, or exploitation of an elderly person or a disabled adult is not qualified to act as a personal representative; creating s. 732.8031, F.S.; providing for forfeiture of specified benefits of persons who have been convicted of certain offenses involving elderly persons or disabled adults; providing that certain persons who have been convicted of certain offenses involving elderly persons or disabled adults may still retain an inheritance or survivorship interest if the victim executes a specified instrument; amending s. 736.1104, F.S.; providing that a beneficiary of a trust may not benefit under the trust if the person was convicted of certain offenses involving elderly persons or disabled adults; amending s. 825.101, F.S.; defining terms; amending s. 825.102, F.S.; specifying additional conduct that constitutes abuse of an elderly person or a disabled adult; providing a defense to certain violations; providing criminal penalties; amending s. 825.103, F.S.; specifying additional conduct that constitutes exploitation of an elderly person or a disabled adult; providing criminal penalties; amending s. 825.1035, F.S.; revising provisions concerning injunctions for protection against exploitation of a vulnerable adult; providing for extension of ex parte temporary injunctions; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Governmental Oversight and Accountability; and Senator Jones—

**CS for SB 1448**—A bill to be entitled An act relating to information technology procurement; amending s. 282.0051, F.S.; requiring the Department of Management Services, through the Florida Digital Service, to establish certain project management and oversight standards for state agency compliance; requiring the department to perform project oversight on information technology projects that have total project costs of a certain amount or more; requiring the information technology policy for certain state contracts established by the Florida Digital Service to include certain requirements for certain contracts and information technology projects; providing requirements for information technology projects that have a total project cost over a certain amount; amending s. 287.0591, F.S.; removing obsolete language; authorizing the department to execute certain contracts if the Secretary of Management Services and the state chief information officer certify certain information in writing; requiring an agency to issue a request for quote to certain vendors approved to provide certain commodities or services in certain circumstances; requiring the department to prequalify firms

and individuals to provide certain services on a state term contract by a certain date; requiring the department to consider certain information in order to prequalify a firm or an individual; providing for the disqualification of a firm or an individual from state term contract eligibility; authorizing a prequalified firm or individual to respond to certain requests for quotes; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Governmental Oversight and Accountability; and Senator Rodriguez—

**CS for SB 1570**—A bill to be entitled An act relating to quasi-public entities; creating s. 20.059, F.S.; providing definitions; requiring the Governor to specify affiliated departments for certain quasi-public entities by a certain date; providing requirements for the affiliated departments; providing requirements for a law creating a quasi-public entity; requiring the completion of an operational audit at certain intervals; requiring a quasi-public entity to submit an annual report that includes certain information to the Governor, the Legislature, and its affiliated department by a certain date; requiring a quasi-public entity to maintain a website that includes certain information; prohibiting a quasi-public entity from using public funds to retain a lobbyist; authorizing certain employees of a quasi-public entity to register as a lobbyist and represent the quasi-public entity; prohibiting a quasi-public entity from creating an entity separate from itself; requiring that meetings of the quasi-public entity's governing body be video recorded; prohibiting an executive director or similar officer of a quasi-public entity from certain involvement with the entity's governing body; amending s. 215.985, F.S.; requiring a quasi-public entity to post and update certain information on the secure contract tracking system established and maintained by the Chief Financial Officer; requiring a quasi-public entity to redact certain information; providing that the Chief Financial Officer, the Department of Financial Services, and officers, employees, and contractors thereof are not responsible for redacting, and are not liable for the failure to redact, certain information posted on the secure contract tracking system by a quasi-public entity; providing that the posting of certain information does not supersede the duty of a quasi-public entity to respond to certain requests or subpoenas; providing that certain actions by the Chief Financial Officer do not supersede the duty of a quasi-public entity to provide certain records upon request; revising and providing definitions; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Governmental Oversight and Accountability; and Senators Rodriguez, Garcia, Hutson, and Rodriguez—

**CS for SB 1606**—A bill to be entitled An act relating to victims of communism; amending s. 683.01, F.S.; establishing November 7 as the Victims of Communism legal holiday; requiring the Legislature to annually observe a moment of silence in observance of the victims of communism; requiring high school students in a United States Government course to receive certain instruction on "Victims of Communism Day"; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Education; and Senators Baxley and Garcia—

**CS for SB 1728**—A bill to be entitled An act relating to an out-of-state fee waiver for nonresident students; amending s. 1009.26, F.S.; requiring a state university to waive the out-of-state fee for a nonresident student who meets certain requirements; providing applicability; requiring each state university to report specified information regarding such out-of-state fee waivers to the Board of Governors annually; requiring that a student who is granted such out-of-state fee waiver be excluded from the limitation on the systemwide total enrollment of nonresident students; requiring the Board of Governors to adopt regulations; creating s. 1009.261, F.S.; enacting the Grandchild Out-of-State Fees Waiver Compact; providing the purposes of the

compact; defining terms; requiring postsecondary educational institutions located within member states to waive out-of-state fees for students who meet specified criteria; providing that the waiver is applicable for up to a specified amount of credits; requiring member-state postsecondary educational institutions to require a student, or the student's parent if the student is a dependent child, to provide a written declaration verifying eligibility; requiring the executive, legislative, and judicial branches of member state governments to enforce the compact; providing that the provisions of the compact have standing as statutory law; providing for the implementation, withdrawal, and amendment of the compact; providing construction; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Diaz—

**CS for SB 1892**—A bill to be entitled An act relating to the Emergency Preparedness and Response Fund; creating s. 252.3711, F.S.; creating the Emergency Preparedness and Response Fund within the Executive Office of the Governor; providing for the deposit and use of funds; providing for future review and termination of the fund; providing an effective date.

—was referred to the Committee on Appropriations.

## MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **CS for SB 72** which he approved on March 29, 2021.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 35 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Fine, Grieco, Plascencia, Roach—

**CS for HB 35**—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; providing for the publication of legal notices on certain publicly accessible websites; amending ss. 50.021, 50.0211, and 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing definitions; allowing a governmental agency to publish legal notices on a publicly accessible website under certain circumstances; providing criteria for website publication; authorizing a fiscally constrained county to use a publicly accessible website to publish legally required advertisements and public notices only if certain requirements are met; requiring a governmental agency to provide specified notice to certain residents and property owners relating to alternative methods of receiving legal notices; authorizing a governmental agency to publish certain public notices and advertisements on its governmental access channels; providing a requirement for public bid advertisements made by governmental agencies on publicly accessible websites; amending s. 50.041, F.S.; removing provisions relating to the publication of legal notices in newspapers; amending s. 50.051, F.S.; revising a form for affidavits of publication; amending s. 50.0711, F.S.; revising provisions relating to the use of court docket funds; amending s. 83.806, F.S.; providing that an advertisement of a sale or disposition of property may be published on certain websites for a specified time period; amending ss. 11.02, 45.031, 120.81, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 190.046, 194.037, 197.402, 200.065, 338.223, 348.0308, 348.635, 348.7605, 373.0397,

373.146, 403.722, 712.06, 849.38, 865.09, and 932.704; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 133 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee and Representative(s) Harding, Beltran, Altman, Andrade, Borrero, Caruso, Chaney, Gregory, McClain, Persons-Mulicka, Sabatini, Sirois, Snyder, Trabulsy, Yarborough—

**CS for HB 133**—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising and providing definitions; authorizing certain hospitals, emergency medical services stations, and fire stations to use newborn infant safety devices to accept surrendered newborn infants under certain circumstances; requiring such hospitals, emergency medical services stations, or fire stations to physically check and test the devices at specified intervals; conforming provisions to changes made by the act; providing additional locations to which the prohibition on the initiation of criminal investigations based solely on the surrendering of a newborn infant applies; requiring the Department of Health to review and approve newborn infant safety devices; authorizing the department to adopt rules; amending s. 63.0423, F.S.; conforming a cross-reference; making conforming and technical changes; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 217 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Hunschofsky, Overdorf, Bartleman, Daley, Davis, Driskell, DuBose, Geller, Gottlieb, Hart, Jenne, Joseph, La-Marca, Massullo, McCurdy, Skidmore, Smith, C., Tant, Valdés, Williams, Woodson, Stevenson, Leek, Payne, Burton, Avila, Renner, Latvala, Ingoglia, Grall, Plasencia, Fine, Killebrew, Hage, Fernandez-Barquin, Roach, Fetterhoff, Brannan, Sirois, Robinson, W., Yarborough, Altman, Grant, Trumbull, Williamson, Tomkow, McClure, Zika, Roth, Bell, Smith, D., Caruso, Sabatini, Trabulsy, Hawkins, Koster, Maney, Chaney, Barnaby, Shoaf, Andrade, Mariano, Aloupis, McClain, Clemmons, Perez, Byrd, Duggan, Gregory, Rodriguez, Maggard, McFarland, Rizo, Garrison, Melo, Truenow, Borrero, Botana, Harding, Fabricio, Busatta Cabrera, Tuck, Mooney, Snyder, Fischer, Buchanan, Toledo, Drake, Rommel, DiCeglie, Beltran, Persons-Mulicka, Giallombardo, Salzman, Omphroy, Grieco, Learned, Hinson, Eskamani, Willhite, Alexander, Duran, Silvers, Slosberg, Thompson, Casello, Goff-Marcil, Hardy, Robinson, F., Chambliss, Morales, Arrington, Nixon, Diamond, Brown, Benjamin, Rayner, Bush, Sparrows, Plakon—

**HB 217**—A bill to be entitled An act relating to conservation area designations; designating the Southeast Florida Coral Reef Ecosystem Conservation Area as the Kristin Jacobs Coral Reef Ecosystem Conservation Area; directing the Department of Environmental Protection to erect suitable markers; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 233 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Roach, Andrade, Byrd, Gregory, Sabatini—

**CS for CS for HB 233**—A bill to be entitled An act relating to postsecondary education; amending ss. 1001.03 and 1001.706, F.S.; defining the terms "intellectual freedom and viewpoint diversity" and "shield"; requiring the State Board of Education and the Board of Governors, respectively, to annually assess intellectual freedom and viewpoint diversity at certain institutions; providing requirements for the assessment; authorizing the State Board of Education to adopt rules; prohibiting the State Board of Education and the Board of Governors, respectively, from shielding certain students, faculty, or staff from certain speech; amending s. 1004.097, F.S.; defining the term "shield"; providing that certain faculty communications are protected expressive activity; prohibiting specified entities from shielding students, faculty, or staff from certain speech; authorizing students at public postsecondary institutions to record video and audio in classrooms for specified purposes; prohibiting the publication of certain video or audio recordings; providing exception; revising available remedies for certain causes of action to include damages; providing that such damages and specified costs and fees must be paid from nonstate funds; providing a cause of action against a person who publishes certain video or audio recordings; providing a limitation on the amount that can be recovered; amending s. 1004.26, F.S.; requiring university student governments to adopt certain internal procedures; providing requirements for such procedures; amending s. 1006.60, F.S.; requiring the State Board of Education and the Board of Governors to require certain institutions to adopt codes of conduct; providing requirements for such codes of conduct; providing that such codes of conduct include certain due process rights; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 529 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Fine, Andrade, Drake, Fischer, Massullo—

**HB 529**—A bill to be entitled An act relating to moments of silence in public schools; amending s. 1003.45, F.S.; providing legislative findings; requiring that public school principals require certain teachers to set aside time for a moment of silence at the beginning of each school day; specifying the duration of the required moment of silence; prohibiting teachers from making suggestions as to the nature of any reflection that a student may engage in during the moment of silence; deleting a provision authorizing district school boards to provide a brief period of silent prayer or meditation; requiring certain teachers to encourage parents or guardians to discuss the moment of silence with their children and to make suggestions as to the best use of this time; providing an effective date.

—was referred to the Committee on Rules.

**RETURNING MESSAGES — FINAL ACTION**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 72.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

**ENROLLING REPORTS**

CS for SB 72 has been enrolled, signed by the required constitutional officers, and presented to the Governor on March 29, 2021.

*Debbie Brown*, Secretary

**CO-INTRODUCERS**

Senators Book—SB 1348; Garcia—SB 1100, SB 1906; Gruters—SB 1906; Hutson—CS for SB 896; Perry—SB 806; Simpson—CS for SB 498; Taddeo—SB 388



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## CALL TO ORDER

The Senate was called to order by President Simpson at 10:00 a.m. A quorum present—39:

Mr. President	Burgess	Passidomo
Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright

## PRAYER

The following prayer was offered by the Reverend Margaret Fox, First Presbyterian Church, Tallahassee:

Almighty God, we thank you for this day, for this chance to gather, and for this charge to serve the public interest and uphold the public trust. We pray today for the men and women of the Florida Senate. Give them ears to listen, minds to think, hearts to love, and hands to act. Sober them, center them, and remind them of their purpose and their calling. Give them wisdom and courage to know and to do what is right. Help them work together, and help them serve the people of this state.

We pray today for all the people who support this legislative body, for all those present here today, in person or online. We pray for staffers and aides, lobbyists and activists, concerned citizens and custodial staff, proofreaders and parliamentarians, security professionals and journalists, and camera operators and cafeteria workers. We thank you for their work. Help them to do it well. And, we pray today for the people of Florida.

In all matters that are before this body, bless us. Bless us in our education, our employment, our transportation, our recreation, our healthcare, and our family life. Bless us when we're at our best, and help us when we're at our worst. Awaken the better angels of our nat-

ure. Help us to love and honor one another. Help us to live the best lives we can. We pray all of this in your holy name. Amen.

## PLEDGE

Senator Berman led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Perry—

By Senator Perry—

**SR 618**—A resolution recognizing May 10, 2021, and each May 10 thereafter, as “First Responders Mental Health Awareness Day” in Florida.

WHEREAS, Florida is home to a large community of first responders, including law enforcement officers, firefighters, emergency medical service professionals, emergency medical technicians, and paramedics, who work tirelessly on behalf of the people of this state, often without regard to the peril to their own well-being, and

WHEREAS, while mental health problems can affect people of all ages and walks of life, first responders are at a higher risk than the general population of suffering mental health issues due to the challenging nature of their duties, and

WHEREAS, research frequently describes shame and stigma surrounding mental health care needs within a profession that prioritizes bravery and toughness, and

WHEREAS, while this culture is, perhaps, necessary to survive the dangers of the job, it also contributes to the phenomenon of first responders not seeking help to manage chronic stress or trauma injury, or not even recognizing the need before it becomes critical, and

WHEREAS, we also must recognize that the COVID-19 pandemic represents one of the biggest challenges in modern times, especially to our first responders, as they face increased workloads as they adapt to policing and emergency response models in a pandemic, compounding the dynamic nature of first responder stress and fatigue at a time when health, wellness, and resiliency are more critical than ever, and

WHEREAS, police, firefighters, and emergency medical personnel pay a high price for their prompt response to the needs of others, and

WHEREAS, we owe a great debt to our first responders and will continue to work to improve their mental health care, their lives, and the lives of their families, no matter the week or month, and

WHEREAS, we salute all of our heroes risking their lives to protect us all, NOW, THEREFORE,

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

That May 10, 2021, and each May 10 thereafter, is recognized as “First Responders Mental Health Awareness Day” in Florida.

—was introduced, read, and adopted by publication.



At the request of Senator Jones—

By Senator Jones—

**SR 2026**—A resolution recognizing April 1, 2021, as “FAMU Day” in Florida.

WHEREAS, Florida Agricultural and Mechanical University (FAMU) was founded in 1887, named a land-grant institution in 1891, and designated a university in 1953, and

WHEREAS, FAMU, a historically black college and university (HBCU) offering undergraduate, graduate, postgraduate, and professional degree programs, seeks qualified students from all racial, ethnic, religious, and national groups and provides immeasurable educational opportunities for young men and women, and

WHEREAS, academic components of the university consist of seven colleges and seven schools: the Colleges of Agriculture and Food Sciences; Education; Engineering; Law; Pharmacy and Pharmaceutical Sciences; Science and Technology; and Social Sciences, Arts, and Humanities and the Schools of Allied Health Sciences; Architecture and Engineering Technology; Business and Industry; the Environment; Graduate Studies and Research; Journalism and Graphic Communication; and Nursing, and

WHEREAS, under the dedicated leadership of President Larry Robinson, Ph.D., and the FAMU Board of Trustees, FAMU is laser-focused on providing an exceptional student experience and ranks first among public HBCUs for the second consecutive year according to the *U.S. News & World Report* 2021 Best Colleges Ranking of Top Public Universities, and

WHEREAS, FAMU is the leading producer of African-American graduates in several disciplines at the baccalaureate, professional, and graduate levels and is ranked as a top STEM HBCU for science, technology, engineering, and math majors, and

WHEREAS, since April 25, 2020, FAMU’s Bragg Stadium has served as a free COVID-19 testing site for the Big Bend community, providing more than 250,000 tests and helping to address vaccine hesitancy, NOW, THEREFORE,

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

That, in recognition of Florida Agricultural and Mechanical University’s contributions as an outstanding institution of higher education, April 1, 2021, is recognized as “FAMU Day” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Larry Robinson, Ph.D., President of Florida Agricultural & Mechanical University, as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

### SPECIAL ORDER CALENDAR

**SB 922**—A bill to be entitled An act relating to veterans’ preference in employment; amending s. 295.065, F.S.; revising legislative intent to conform to changes made by the act; amending s. 295.07, F.S.; authorizing the state and its political subdivisions to waive certain postsecondary educational requirements for employment for servicemembers and veterans who meet specified criteria; revising the list of positions that are exempt from veterans’ preference requirements; requiring, rather than authorizing, each political subdivision to develop and implement a veterans’ recruitment plan for specified purposes; amending s. 295.08, F.S.; modifying point preferences given to veterans and their family members when a numerically based selection process is used for hiring; amending ss. 295.085, 295.09, and 1002.36, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **SB 922** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Passidomo
Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Grutson	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Thurston
Brandes	Hutson	Torres
Brodeur	Jones	Wright
Broxson	Mayfield	

Nays—None

Vote after roll call:

Yea—Stewart, Taddeo

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Consideration of **CS for SB 738** was deferred.

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### SENATOR BEAN PRESIDING

**SB 728**—A bill to be entitled An act relating to credit for reinsurance; amending s. 624.610, F.S.; making a technical change; transferring specified authority and duties relating to credit for reinsurance from the Commissioner of Insurance to the Office of Insurance Regulation; revising the attorney designation requirement in reinsurance agreements with certain assuming insurers under certain circumstances; adding conditions under which a ceding insurer must be allowed credit for reinsurance; defining the terms “reciprocal jurisdiction” and “covered agreement”; specifying requirements for assuming insurers and reinsurance agreements; requiring the office to publish a list of reciprocal jurisdictions on its website; authorizing the office to remove reciprocal jurisdictions under a specified circumstance; specifying documentation requirements; authorizing a ceding insurer or its representative that is subject to rehabilitation, liquidation, or conservation to seek a certain court order; providing construction; specifying a limitation on credit taken by a ceding insurer; requiring the office to publish on its website a list of certain assuming insurers; authorizing the office to revoke or suspend an assuming insurer’s eligibility under certain circumstances; prohibiting credit for reinsurance under certain circumstances; providing exceptions; making technical changes; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Broxson, by two-thirds vote, **SB 728** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rodriguez
Book	Grutson	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—1

Farmer

Vote after roll call:

Yea—Mr. President

**CS for SB 378**—A bill to be entitled An act relating to payment for construction services; amending s. 218.735, F.S.; increasing the interest rate for certain payments for purchases of construction services; amending s. 255.071, F.S.; specifying that a person, firm, or corporation who fails to make certain payments relating to public projects commits a misapplication of construction funds and is subject to criminal penalties; amending s. 255.073, F.S.; increasing the interest rate for overdue payments for the purchase of construction services; amending s. 489.129, F.S.; expanding the list of actions for which a licensee may be disciplined by the Construction Industry Licensing Board; requiring the board to suspend certain licenses for a minimum period of time under certain circumstances; providing construction; amending s. 713.345, F.S.; specifying that a contractor, subcontractor, sub-subcontractor, or other person licensed under ch. 489, F.S., is subject to certain discipline if convicted of misapplication of construction funds; amending s. 713.346, F.S.; specifying that a person, firm, or corporation who fails to make certain payments relating to construction contracts commits a misapplication of constructions funds and is subject to criminal penalties; amending s. 715.12, F.S.; increasing the interest rate for certain payments due under the Construction Contract Prompt Payment Law; conforming a provision to changes made by the act; reenacting s. 218.76(2)(b), F.S., relating to improper payment requests or invoices, to incorporate the amendment made by this act to s. 218.735, F.S., in a reference thereto; reenacting s. 255.075, F.S., relating to mandatory interest, to incorporate the amendment made by this act to s. 255.073, F.S., in a reference thereto; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for SB 378** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 96**—A bill to be entitled An act relating to child welfare; creating s. 39.101, F.S.; transferring existing provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; revising requirements for certain statistical reports that the department is required to collect and analyze; amending s. 39.201, F.S.; revising when a person is required to report to the central abuse hotline; requiring animal control officers and certain agents to provide their names to hotline staff; requiring central abuse hotline counselors to advise reporters of certain information; requiring counselors to receive specified periodic training; revising requirements relating to reports of abuse involving impregnation of children; providing requirements for

the department when handling reports of child abuse, neglect, or abandonment by a parent or caregiver and reports of child-on-child sexual abuse; amending s. 39.2015, F.S.; specifying serious incidents for which the department is required to provide an immediate multiagency investigation; requiring an immediate onsite investigation by a critical incident rapid response team when reports are received by the department containing allegations of the sexual abuse of certain children; revising membership of multiagency teams; authorizing in certain circumstances for the investigation to be conducted remotely; specifying the time in which a report must be provided to the secretary of the department; amending s. 39.202, F.S.; expanding the authorization of access to certain confidential records to include members of standing or select legislative committees, upon request, within a specified time-frame; amending s. 39.205, F.S.; providing construction; specifying that certain persons are not relieved from the duty to report by notifying a supervisor; creating s. 39.208, F.S.; providing legislative findings and intent; providing responsibilities for child protective investigators relating to animal cruelty; providing criminal, civil, and administrative immunity to child protective investigators who report known or suspected animal cruelty; providing responsibilities for animal control officers relating to child abuse, abandonment, and neglect; providing criminal penalties; requiring the department to develop training in consultation with the Florida Animal Control Association which relates to child and animal cruelty; providing requirements for such training; requiring the department to adopt rules; amending s. 39.302, F.S.; conforming cross-references; authorizing certain persons to be represented by an attorney or accompanied by another person under certain circumstances during institutional investigations; providing requirements relating to institutional investigations; amending s. 39.3035, F.S.; providing a description of child advocacy centers; creating s. 39.4092, F.S.; providing legislative findings; authorizing offices of criminal conflict and civil regional counsel to establish a multi-disciplinary legal representation model program to serve parents of children in the dependency system; requiring the department to collaborate with the office to implement a program and provide funding; specifying program requirements; defining the term “parent-peer specialist”; requiring each region that establishes a multidisciplinary legal representation model program to submit an annual report by a certain date to the Office of Program Policy Analysis and Government Accountability; requiring the office to compile the reports and include such information in a specified report sent to the Governor and the Legislature by a specified date; authorizing the office of criminal conflict and civil regional counsel to adopt rules; amending s. 409.1415, F.S.; requiring the department to make available specified training for caregivers on the life skills necessary for children in out-of-home care; requiring the department to establish the Foster Information Center for specified purposes; requiring community-based care lead agencies to provide certain information and resources to kinship caregivers and to provide specified assistance to such caregivers; requiring lead agencies to provide caregivers with a certain telephone number; repealing s. 409.1453, F.S., relating to the design and dissemination of training for foster care caregivers; repealing s. 409.1753, F.S.; relating to duties of the department relating to foster care; providing legislative intent; amending s. 827.071, F.S.; renaming the term “sexual bestiality” as “sexual contact with an animal” and redefining the term; amending s. 828.126, F.S.; revising and defining terms; revising prohibitions relating to sexual conduct and sexual contact with an animal; revising criminal penalties; requiring a court to issue certain orders; revising applicability; amending s. 828.27, F.S.; requiring county and municipal animal control officers to complete specified training; requiring that animal control officers be provided with opportunities to attend such training during normal work hours; amending s. 921.0022, F.S.; assigning an offense severity ranking for sexual activities involving animals; amending s. 1012.795, F.S.; requiring the Education Practices Commission to suspend the educator certificate of instructional personnel and school administrators for failing to report known or suspected child abuse under certain circumstances; amending ss. 39.301, 119.071, 322.09, and 934.03, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, **CS for CS for SB 96** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for CS for SB 228** and **CS for SB 148** was deferred.

**CS for CS for SB 920**—A bill to be entitled An act relating to liability of persons providing areas for public outdoor recreational purposes; amending s. 375.251, F.S.; providing that owners may not be subject to liability if they are generating certain revenues and those revenues are used exclusively for specified purposes; expanding the applicability of the limitation of liability for persons who provide areas to the public for outdoor recreational purposes without charge; revising and defining terms; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for CS for SB 920** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for SB 54**, **CS for SB 170**, and **SB 952** was deferred.

**CS for CS for SB 1040**—A bill to be entitled An act relating to duties of the Attorney General; repealing s. 16.10, F.S., relating to the receipt of Supreme Court decisions by the Attorney General; repealing s. 16.101, F.S., relating to the Supreme Court reporter; amending s. 163.503, F.S.; revising the definition of “department” to conform to changes made by the act; amending s. 163.504, F.S.; deleting provisions relating to the Safe Neighborhoods Program; amending ss. 163.5055, 163.506, 163.508, and 163.511, F.S.; relieving the Department of Legal Affairs from certain duties associated with specified neighborhood improvement districts; repealing s. 163.517, F.S., relating to the Safe Neighborhoods Program; repealing s. 163.519, F.S., relating to the duties of the Department of Legal Affairs; repealing s. 163.521, F.S., re-

lating to funding of neighborhood improvement districts inside enterprise zones; repealing s. 163.5215, F.S., relating to the construction of the Safe Neighborhoods Act; repealing s. 163.522, F.S., relating to state redevelopment programs; repealing s. 163.523, F.S., relating to the cooperation and involvement of community organizations to create safe neighborhood districts; amending s. 163.524, F.S.; conforming a provision to changes made by the act; amending s. 376.84, F.S.; conforming a provision to changes made by the act; amending s. 402.181, F.S.; requiring certain claims for restitution to be filed with specified entities; removing the Department of Legal Affairs as an entity for such filings; authorizing the Department of Children and Families, the Department of Health, the Department of Juvenile Justice, the Department of Corrections, and the Agency for Persons with Disabilities to adopt rules to process specified claims; amending s. 501.160, F.S.; authorizing certain declarations during a state of emergency to be extended by executive order; amending s. 775.083, F.S.; conforming a provision to changes made by the act; amending s. 812.171, F.S.; revising a definition; amending ss. 812.173, 812.174, 812.175, and 812.176, F.S.; revising provisions to require that the Division of Alcoholic Beverages and Tobacco, instead of the Attorney General, regulate convenience businesses; amending chapter 2019-127, Laws of Florida; extending the timeframe for the Attorney General to access records from the prescription drug monitoring program when ordered by a court under specified provisions; delaying the scheduled repeal of amendments until a specified date unless reviewed and saved from repeal through reenactment by the Legislature; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 1040** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Passidomo
Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright

Nays—None

Vote after roll call:

Yea—Taddeo

**CS for CS for SB 264**—A bill to be entitled An act relating to higher education; amending s. 1001.03, F.S.; defining terms; requiring the State Board of Education to require each Florida College System institution to conduct an annual assessment related to intellectual freedom and viewpoint diversity; providing criteria relating to such assessment; requiring the State Board of Education to annually publish such assessments by a specified date; authorizing the State Board of Education to adopt rules; prohibiting the State Board of Education from shielding Florida College System institution students from certain speech; amending s. 1001.706, F.S.; defining terms; requiring the Board of Governors to require each state university to conduct an annual assessment related to intellectual freedom and viewpoint diversity; providing criteria relating to such assessment; requiring the Board of Governors to annually publish such assessments by a specified date; prohibiting the Board of Governors from shielding state university students from certain speech; amending s. 1004.097, F.S.; defining the term “shield”; providing that certain faculty communications are protected expressive activity; prohibiting specified entities from shielding students, faculty, or staff from certain speech; authorizing students at

public postsecondary institutions to record video and audio in classrooms for specified purposes; prohibiting the publication of certain video or audio recordings; providing an exception; revising available remedies for certain causes of action to include damages; providing that such damages and specified costs and fees must be paid from nonstate funds; providing a cause of action against a person who publishes certain video or audio recordings; providing a limitation on the amount that can be recovered; amending s. 1004.26, F.S.; providing that state university student governments are subject to all applicable federal and state laws and regulations and the policies of the Board of Governors of the State University System and of the university; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 264**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 233** was withdrawn from the Committee on Appropriations.

On motion by Senator Rodrigues, the rules were waived and—

**CS for CS for HB 233**—A bill to be entitled An act relating to postsecondary education; amending ss. 1001.03 and 1001.706, F.S.; defining the terms “intellectual freedom and viewpoint diversity” and “shield”; requiring the State Board of Education and the Board of Governors, respectively, to annually assess intellectual freedom and viewpoint diversity at certain institutions; providing requirements for the assessment; authorizing the State Board of Education to adopt rules; prohibiting the State Board of Education and the Board of Governors, respectively, from shielding certain students, faculty, or staff from certain speech; amending s. 1004.097, F.S.; defining the term “shield”; providing that certain faculty communications are protected expressive activity; prohibiting specified entities from shielding students, faculty, or staff from certain speech; authorizing students at public postsecondary institutions to record video and audio in classrooms for specified purposes; prohibiting the publication of certain video or audio recordings; providing exception; revising available remedies for certain causes of action to include damages; providing that such damages and specified costs and fees must be paid from nonstate funds; providing a cause of action against a person who publishes certain video or audio recordings; providing a limitation on the amount that can be recovered; amending s. 1004.26, F.S.; requiring university student governments to adopt certain internal procedures; providing requirements for such procedures; amending s. 1006.60, F.S.; requiring the State Board of Education and the Board of Governors to require certain institutions to adopt codes of conduct; providing requirements for such codes of conduct; providing that such codes of conduct include certain due process rights; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 264** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 233** was placed on the calendar of Bills on Third Reading.

## THE PRESIDENT PRESIDING

On motion by Senator Boyd—

**CS for CS for CS for SB 76**—A bill to be entitled An act relating to property insurance; amending s. 626.9373, F.S.; defining terms; providing for an award of attorney fees for certain claims under specified circumstances; providing that, for certain attorney fees awarded for claims arising under surplus lines property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; amending s. 627.428, F.S.; providing applicability; amending s. 627.7011, F.S.; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by including roof covering reimbursement schedules; providing requirements for roof covering reimbursement schedules; prohibiting application of a roof covering reimbursement schedule under certain circumstances; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not

prohibit insurers from providing specified property insurance policies by offering roof reimbursement on the basis of replacement costs; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing coverage on specified property insurance policies for a roof that is limited to a certain value; providing that a stated value sublimit of coverage may not be applied to a roof in certain circumstances; amending s. 627.70132, F.S.; revising property insurance coverages for which a notice of claim must be given to the insurer within a specified timeframe; revising the timeframe for providing notices of property insurance claims; revising the definitions of the terms “supplemental claim” and “reopened claim”; amending s. 627.7015, F.S.; conforming a provision to changes made by the act; authorizing property insurance policies to require policyholders and assignees to participate in mediation; creating s. 627.70152, F.S.; providing applicability; defining terms; requiring notice of intent to initiate litigation; specifying requirements for such notice; specifying an assignee’s presuit obligations; specifying the timeframe within which a notice of intent to initiate litigation must be served; requiring dismissal of certain actions under specified circumstances; specifying the admissibility of certain evidence; providing construction; authorizing an insurer to request to inspect, photograph, or evaluate certain property; specifying requirements for such inspections, photographs, and evaluations; authorizing motions to abate suits under property insurance policies; specifying conditions for abatement; providing for an award of attorney fees for certain claims under specified circumstances; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; providing for an award of attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; creating s. 627.70153, F.S.; requiring parties that are aware of certain residential property insurance claims to notify the court of multiple proceedings; authorizing the court to consolidate certain residential property insurance claims upon notification of any party; amending s. 627.7152, F.S.; deleting definitions; requiring assignment agreements to be provided to named insureds; providing that assignment agreements do not modify the right of insurers to communicate directly with named insureds; deleting a requirement for a notice of intent to initiate litigation; deleting requirements for such notice; deleting a requirement for a written response to the notice of intent to initiate litigation; deleting requirements for such response; deleting a provision related to an award of reasonable attorney fees and costs for certain claims arising under an assignment agreement; deleting a provision related to an award of reasonable attorney fees and costs following a voluntary dismissal under certain circumstances; deleting a requirement for the court to stay proceedings under certain circumstances; requesting the Florida Supreme Court to amend rules to require defense and plaintiff lawyers or firms to provide closing statements to the Department of Financial Services under certain circumstances; providing an effective date.

—was read the second time by title.

Senator Farmer moved the following amendment which failed:

**Amendment 1 (302432) (with title amendment)**—Before line 98 insert:

Section 1. Subsection (6) is added to section 11.143, Florida Statutes, to read:

11.143 Standing or select committees; powers.—

(6) *Any testimony provided by a witness appearing on behalf of the Office of Insurance Regulation before a committee must be supported by data made available to the members of the Legislature.*

And the title is amended as follows:

Between lines 2 and 3 insert: 11.143, F.S.; requiring that testimony provided by witnesses appearing on behalf of the Office of Insurance Regulation before a legislative committee be supported by data; amending s.

Senator Rouson moved the following amendment which failed:

**Amendment 2 (354868) (with title amendment)**—Delete lines 98-136.

And the title is amended as follows:

Delete lines 3-10.

Senator Farmer moved the following amendment which failed:

**Amendment 3 (562652) (with title amendment)**—Delete lines 137-142.

And the title is amended as follows:

Delete line 11.

Senator Taddeo moved the following amendment which failed:

**Amendment 4 (945980) (with title amendment)**—Delete lines 143-196.

And the title is amended as follows:

Delete lines 12-34 and insert: 627.70132,

The vote was:

Yeas—16

Ausley	Gibson	Stewart
Berman	Jones	Taddeo
Book	Pizzo	Thurston
Bracy	Polsky	Torres
Cruz	Powell	
Farmer	Rouson	

Nays—24

Mr. President	Broxson	Hutson
Albritton	Burgess	Mayfield
Baxley	Diaz	Passidomo
Bean	Gainer	Perry
Boyd	Garcia	Rodrigues
Bradley	Gruters	Rodriguez
Brandes	Harrell	Stargel
Brodeur	Hooper	Wright

Senator Rouson moved the following amendment which failed:

**Amendment 5 (689562) (with title amendment)**—Delete lines 197-216.

And the title is amended as follows:

Delete lines 34-40 and insert: roof in certain circumstances; amending s. 627.7015,

Senator Thurston moved the following amendment which failed:

**Amendment 6 (170778) (with title amendment)**—Delete lines 243-418.

And the title is amended as follows:

Delete lines 44-68 and insert: mediation; creating s. 627.70153,

Senator Jones moved the following amendment which failed:

**Amendment 7 (445616) (with title amendment)**—Between lines 332 and 333 insert:

(6) *PAYMENTS FOR CERTAIN SERVICES.*—When appraisal or another method of alternative dispute resolution is required by an insurer and the umpire awards the insured or claimant more than the insurer’s most recent highest offer or the insurer’s last payment of the undisputed claim amount, all fees and costs incurred by the named in-

sured or the claimant for services provided by appraisers, umpires, and independent experts shall be paid by the insurer within 30 days of the umpire’s award.

And the title is amended as follows:

Delete line 57 and insert: property insurance policies; requiring insurers to pay for certain services under certain circumstances; specifying conditions for

Senator Thurston moved the following amendment which failed:

**Amendment 8 (109786) (with title amendment)**—Delete lines 398-402.

And the title is amended as follows:

Delete lines 58-65 and insert: abatement; providing for an award of attorney fees

Senator Farmer moved the following amendments which failed:

**Amendment 9 (642438) (with title amendment)**—Between lines 579 and 580 insert:

Section 10. *Before December 31, 2021, a property insurer may not apply a rate change to an HO-3, HO-4, or HO-6 policy. During calendar years 2022, 2023, and 2024, the rate paid by a policyholder for an HO-3, HO-4, or HO-6 policy must decrease by at least 6.2 percent per year compared to a similar property insurance policy from the previous year with substantially the same coverage. The 6.2 percent rate reduction can be provided through rate decreases, discounts, or credits toward the insurance policy issued or renewed in calendar years 2022, 2023, and 2024.*

And the title is amended as follows:

Between lines 93 and 94 insert: prohibiting property insurers from applying a rate change to certain policies before a specified date; requiring policy rates during a specified timeframe to be decreased by a certain rate each year; authorizing the rate decrease to be provided in various ways;

The vote was:

Yeas—15

Ausley	Farmer	Powell
Berman	Gibson	Rouson
Book	Jones	Taddeo
Bracy	Pizzo	Thurston
Cruz	Polsky	Torres

Nays—25

Mr. President	Burgess	Passidomo
Albritton	Diaz	Perry
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Boyd	Gruters	Stargel
Bradley	Harrell	Stewart
Brandes	Hooper	Wright
Brodeur	Hutson	
Broxson	Mayfield	

**Amendment 10 (178782) (with title amendment)**—Between lines 579 and 580 insert:

Section 10. *The Office of Program Policy Analysis and Government Accountability shall conduct an analysis of all residential property insurance companies operating in this state to determine the financial performance, including the underwriting and investment profit and loss, of each company. At a minimum, the analysis must include consideration of moneys paid to managing general agents or other third parties contracted to perform regular operations for the company and amounts in loss reserves, specifically as a percentage of total assets. The office must submit a report of its findings to the Governor, the President of the*

*Senate, and the Speaker of the House of Representatives by January 1, 2022.*

And the title is amended as follows:

Between lines 93 and 94 insert: requiring the Office of Program Policy Analysis and Government Accountability to conduct a financial performance analysis of residential property insurance companies doing business in this state; providing requirements for the analysis; requiring the office to submit a report of its findings to the Governor and the Legislature by a specified date;

Pursuant to Rule 4.19, **CS for CS for CS for SB 76** was placed on the calendar of Bills on Third Reading.

**CS for SB 776**—A bill to be entitled An act relating to racketeering; amending s. 895.02, F.S.; revising the definition of the term “racketeering activity” to include certain actions relating to the illegal sale, purchase, take, or possession of wild animal life, freshwater aquatic life, or marine life, and related crimes; providing an effective date.

—was read the second time by title.

Senator Albritton moved the following amendments which were adopted:

**Amendment 1 (931580) (with title amendment)**—Delete line 28 and insert:  
*collection, harvest, capture, or possession of wild animal life, freshwater aquatic*

And the title is amended as follows:

Delete lines 5-7 and insert: relating to wild animal life, freshwater aquatic life, or marine life; providing an

**Amendment 2 (594970) (with title amendment)**—Delete line 124 and insert:  
*relating to the illegal sale, purchase, collection, harvest, capture, or possession of*

And the title is amended as follows:

Delete lines 5-7 and insert: relating to wild animal life, freshwater aquatic life, or marine life; providing an

On motion by Senator Gainer, by two-thirds vote, **CS for SB 776**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SPECIAL RECOGNITION**

Senator Taddeo recognized this day as her twenty-first wedding anniversary to her husband, Eric Goldstein.

**MOTIONS**

On motion by Senator Stargel, Senate Rule 7.1 was waived, and the following deadlines were applied to **SB 2500** and **SB 2502**, expected to be considered on the Special Order Calendar on Wednesday, April 7, 2021:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Monday, April 5, 2021.
- The deadline for filing adhering amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Tuesday, April 6, 2021.
- All amendments to the General Appropriations Act must be balanced as explained.

On motion by Senator Passidomo, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

**BILLS ON SPECIAL ORDERS**

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, April 1, 2021: SB 922, CS for SB 738, SB 728, CS for SB 378, CS for CS for SB 96, CS for CS for CS for SB 228, CS for SB 148, CS for CS for SB 920, CS for SB 170, SB 952, CS for CS for SB 1040, CS for CS for SB 264, CS for CS for CS for SB 76.

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

**REPORTS OF COMMITTEES**

The Committee on Banking and Insurance recommends the following pass: CS for SB 360

The Committee on Community Affairs recommends the following pass: SB 1944

The Committee on Criminal Justice recommends the following pass: CS for SB 468; CS for SB 470; CS for SB 1854

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1624; SB 1760

The Committee on Transportation recommends the following pass: CS for SB 566

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

The Committee on Criminal Justice recommends the following pass: SB 1810

**The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.**

The Committee on Health Policy recommends the following pass: SB 1318; SB 1680

**The bills were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1314

The Committee on Health Policy recommends the following pass: SB 766

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

The Committee on Regulated Industries recommends the following pass: SB 1358

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1824

**The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.**

The Committee on Criminal Justice recommends the following pass: SB 1156

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

The Committee on Community Affairs recommends the following pass: CS for SB 268; SB 518; CS for SB 1520; CS for SB 1876

The Committee on Criminal Justice recommends the following pass: SB 1346

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 762; SB 1634; SB 7002; SB 7006; SB 7010; SB 7014; SB 7020; SB 7022; SB 7024; SB 7026; SB 7028; SB 7030; SB 7032; SB 7034; SB 7036; SB 7038; SB 7040; SB 7042; SB 7044; SB 7046; SB 7048; SB 7050; SB 7058

The Committee on Health Policy recommends the following pass: SB 1476; SB 2012

The Committee on Judiciary recommends the following pass: SB 1884

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 1924

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

The Committee on Appropriations recommends the following pass: CS for SB 166; SB 274; SB 588; SB 7018

The Committee on Rules recommends the following pass: SB 252; SB 346; SB 534; SB 1134; SB 1850

**The bills were placed on the Calendar.**

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 634

The Committee on Community Affairs recommends a committee substitute for the following: SB 102

The Committee on Finance and Tax recommends committee substitutes for the following: CS for SB 750; CS for SB 908; SB 1254; SB 1592

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1382

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1966

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1900

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: SB 328

The Committee on Judiciary recommends a committee substitute for the following: SB 386

The Committee on Regulated Industries recommends a committee substitute for the following: SB 332

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

The Committee on Education recommends a committee substitute for the following: SB 824

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

The Committee on Health Policy recommends committee substitutes for the following: SB 1540; SB 1568; SB 1830

**The bills with committee substitute attached were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Transportation recommends a committee substitute for the following: SB 950

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

The Committee on Education recommends a committee substitute for the following: SB 358

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1274

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 902

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 410

The Committee on Health Policy recommends a committee substitute for the following: SB 1296

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 1330; SB 1584

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 654

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1836

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 718; SB 1566

**The bills with committee substitute attached were referred to the Committee on Judiciary under the original reference.**

The Committee on Transportation recommends a committee substitute for the following: SB 1670

**The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.**

The Committee on Appropriations recommends a committee substitute for the following: SB 2006

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 768

The Committee on Community Affairs recommends committee substitutes for the following: SB 694; CS for SB 844; CS for SB 1070; CS for SB 1076; CS for SB 1946

The Committee on Criminal Justice recommends a committee substitute for the following: SB 818

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1890

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 968; SB 1488; SB 1704; CS for SB 1788; SB 7004; SB 7008

The Committee on Judiciary recommends committee substitutes for the following: SB 282; CS for SB 716; CS for SB 1950

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

The Committee on Appropriations recommends committee substitutes for the following: SB 84; CS for SB 86; CS for SB 1954

The Committee on Rules recommends committee substitutes for the following: CS for SB 630; CS for SB 912; CS for SB 1018

**The bills with committee substitute attached were placed on the Calendar.**

**REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, University of Central Florida	
Appointee: Condello, Jeffrey	01/06/2026

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Board of Administration:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Investment Advisory Council	
Appointees: Jones, Peter D.	12/12/2024
Neal, Patrick	02/01/2024
Turner, Robb	12/12/2023

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Transportation Commission	
Appointee: Browning, John P., Jr.	09/30/2023

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

**INTRODUCTION AND REFERENCE OF BILLS**

**FIRST READING**

By the Committee on Appropriations—

**SB 2500**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2021, and ending June 30, 2022, and supplemental appropriations for the period ending June 30, 2021, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2502**—A bill to be entitled An act implementing the 2021-2022 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in the General Appropriations Act; amending s. 1011.62, F.S.; extending for 1 fiscal year a provision suspending an allocation related to declines in full-time equivalent students; extending for 1 fiscal year authorization for the Legislature to provide a funding compression and hold harmless allocation; modifying the manner of prorating appropriations made under the funding compression and hold harmless allocation; reenacting s. 1001.26(1), F.S., relating to the public broadcasting program system; extending for 1 fiscal year authorization for the Department of Education to provide certain appropriated funds to certain education television stations and public colleges and universities for public broadcasting; providing for the expiration and reversion of specified statutory text; amending s. 1004.6495, F.S.; specifying the manner of funding for Florida Postsec-



ondary Comprehensive Transition Program grants for the 2021-2022 fiscal year; amending chapter 2020-28, Laws of Florida; delaying the effective date of provisions governing intercollegiate athlete compensation and rights; amending s. 1006.73, F.S.; requiring that the Florida Postsecondary Academic Library Network be overseen by a host entity determined by the Board of Governors and the Department of Education; specifying services that the network must provide to public postsecondary educational institutions; amending s. 1013.40, F.S.; removing the requirement of prior legislative approval for the acquisition or construction of certain Florida College System institution facilities; requiring such institutions to report information related to certain facilities; incorporating by reference certain calculations for the Medicaid Hospital Funding programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program to reflect actual enrollment changes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; authorizing the Agency for Health Care Administration and the Department of Health to each submit a budget amendment to realign funding within the Florida Kidcare program appropriation categories or increase budget authority for certain purposes; specifying the time period within each such budget amendment must be submitted; amending ss. 381.986 and 381.988, F.S.; extending for 1 year the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; amending s. 14(1), chapter 2017-232, Laws of Florida; exempting certain rules pertaining to medical marijuana adopted to replace emergency rules from specified rulemaking requirements; providing for the expiration and reversion of specified law; authorizing the Department of Children and Families to submit a budget amendment to realign funding for implementation of the Guardianship Assistance Program; authorizing the Department of Health to submit a budget amendment to increase budget authority for the HIV/AIDS Prevention and Treatment Program if a certain condition is met; requiring the Agency for Health Care Administration to replace the Florida Medicaid Management Information System (FMMIS) and fiscal agent operations with a specified new system; specifying items that may not be included in the new system; providing directives to the agency related to the new system, the Florida Health Care Connection system; requiring the agency to meet certain requirements in replacing FMMIS and the current Medicaid fiscal agent; requiring the agency to implement a project governance structure that includes an executive steering committee; providing procedures for use by the executive steering committee; providing responsibilities of the executive steering committee; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; requiring review and approval by the Legislative Budget Commission; amending s. 1011.80, F.S.; specifying the manner by which state funds for postsecondary workforce programs may be used for in-mate education; providing for the expiration and reversion of specified statutory text; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate a reduction in deductions for amounts owed by a county; reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), F.S., relating to court-appointed counsel; extending for 1 fiscal year provisions governing the appointment of court-appointed counsel; amending s. 27.5304, F.S., and reenacting subsections (1), (3), (7), and (11), and paragraphs (12)(a)-(e), relating to private court-appointed counsel; extending for 1 fiscal year limitations on compensation for representation in criminal proceedings; providing for the expiration and reversion of specified statutory text; creating s. 27.403, F.S.; establishing the Cross-Jurisdictional Death Penalty Pilot Program within the

office of criminal conflict and civil regional counsel for the Second Appellate District; providing for the appointment of alternate counsel in the event of a conflict; providing for the continuation of an appointment of representation, notwithstanding expiration of the pilot program; specifying that clerks of the circuit court are responsible for certain costs related to juries which exceed a certain funding level; reenacting s. 20.316(2) and (3), F.S., relating to the Department of Juvenile Justice; extending for 1 fiscal year provisions creating the Accountability and Program Support program within the department; providing for the expiration and reversion of specified statutory text; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocur certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature by a specified date; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing assessment between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resources services purchased per statewide contract; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS), subject to specified limitations; requiring the Department of Financial Services to take certain actions regarding such replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing a deadline for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds monthly; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided in the General Appropriations Act; reenacting s. 570.93(1)(a), F.S., relating to the agricultural water conservation program of the Department of Agriculture and Consumer Services; extending for 1 fiscal year provisions governing administration of a cost-share program; providing for the expiration and reversion of specified statutory text; amending s. 259.105, F.S.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2021-2022 fiscal year; amending s. 161.101, F.S.; specifying that beach and inlet management projects be funded as provided in the General Appropriations Act; reenacting s. 376.3071(15)(g), F.S., relating to the Inland Protection Trust Fund; exempting specified costs incurred by certain petroleum storage system owners or operators during a specified period from the prohibition against making payments in excess of amounts approved by the Department of Environmental Protection; providing for the expiration and reversion of specified statutory text; amending s. 321.04, F.S.; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Governor; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; amending s. 215.559, F.S.; delaying the repeal of provisions governing the Division of Emergency Management's Hurricane Loss Mitigation

Program; amending s. 288.80125, F.S.; extending for 1 fiscal year a requirement that funds in the Triumph Gulf Coast Trust Fund be used for the Rebuild Florida Revolving Loan Fund program for purposes related to Hurricane Michael recovery; amending s. 337.11, F.S.; prohibiting the Department of Transportation from entering into a contract exceeding a specified amount with a consultant for certain services; authorizing the department to share construction cost savings with certain consultants, subject to specified limitations; amending s. 339.08, F.S.; authorizing the transfer of funds from the State Transportation Trust Fund to the General Revenue Fund as provided in the General Appropriations Act; specifying that any amount transferred be reduced from the total state revenue deposited into the State Transportation Trust Fund; amending s. 339.135, F.S.; authorizing the chair and vice chair of the Legislative Budget Commission to approve certain work program amendments under specified circumstances; amending s. 341.052, F.S.; waiving the limitation on local participation for certain public transit grants; amending s. 112.061, F.S.; extending for 1 fiscal year the authorization for the Lieutenant Governor to designate an alternative official headquarters under certain conditions; specifying restrictions, limitations, eligibility for the subsistence allowance, reimbursement of transportation expenses, and payment thereof; amending s. 216.292, F.S.; extending for 1 fiscal year a provision prescribing requirements for the review of certain transfers of appropriations; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2021-2022 fiscal year as applied in the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; specifying the types of travel which may be used with state employee travel funds; providing exceptions; providing a monetary cap on lodging costs for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses that exceed the monetary caps; prohibiting a state agency from entering into a contract containing certain nondisclosure agreements; reenacting and amending s. 216.1366, F.S., relating to contract terms; extending for 1 fiscal year provisions requiring each public agency contract for services after a certain date to authorize public agencies to inspect specified information related to such contract; incorporating by reference certain calculations of reversions; authorizing state agencies to submit budget amendments to implement any necessary salary increases to address pay plan compression resulting from the increase in the state minimum wage; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2504**—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2506**—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; revising the definition of the term “full-time state employees” to conform to changes made by the act; authorizing persons eligible to participate in the program to elect membership with certain health maintenance organization plans; requiring that at least one health maintenance organization plan be made available to each enrollee residing in this state; deleting provisions

providing for the establishment of health maintenance organization plan regions by Department of Management Services rule; deleting a requirement that health plans be offered in specified benefit levels; establishing regions for health maintenance organizations for specified purposes; providing construction; amending s. 110.12315, F.S.; removing a limitation on the annual maximum amount for coverage for medically necessary prescription and nonprescription enteral formulas and amino-acid-based elemental formulas for home use; requiring the department to ensure that the prescription drug program receives certain benefits; requiring the department to perform annual audits of such benefits; amending s. 110.131, F.S.; conforming a cross-reference; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2508**—A bill to be entitled An act relating to employee compensation; amending s. 1012.885, F.S.; redefining the term “appropriated state funds”; revising a limitation on remuneration from appropriated state funds for Florida College System institution presidents; amending s. 1012.886, F.S.; redefining terms; revising applicability of provisions limiting the amount of remuneration from appropriated state funds to include all Florida College System institution employees; revising the maximum annual amount of remuneration which may be funded through appropriated state funds; amending s. 1012.975, F.S.; redefining the term “public funds”; revising a limitation on remuneration from public funds for state university presidents; amending s. 1012.976, F.S.; redefining terms; revising applicability of provisions limiting the amount of remuneration from appropriated state funds to include all state university employees; revising the maximum annual amount of remuneration which may be funded through appropriated state funds; requiring that salary increases for state university employees be based on performance, except as otherwise provided in the General Appropriations Act; prohibiting the issuance of general salary increases without regard to employee performance when using appropriated state funds; authorizing the Board of Governors to adopt regulations for specified purposes; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2510**—A bill to be entitled An act relating to the state agency law enforcement radio system; amending ss. 318.18 and 318.21, F.S.; revising expiration dates of provisions relating to the remission of surcharges for specified criminal offenses and noncriminal moving traffic violations to the Department of Revenue to fund the state agency law enforcement radio system and to provide technical assistance with respect to statewide systems of regional law enforcement communications; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2512**—A bill to be entitled An act relating to documentary stamp tax distributions; amending s. 201.15, F.S.; revising and deleting distributions of the documentary stamp tax; providing that specified distributions may not be transferred to the General Revenue Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from the Water Protection and Sustainability Program Trust Fund; reenacting ss. 201.0205, 339.55(9), 420.5092(5) and (6), and 420.9073(1), (2), and (3), F.S., relating to counties that have implemented chapter 83-220, Laws of Florida, the state-funded infrastructure bank, the Florida Affordable Housing Guarantee Program, and local housing distributions, respectively, to incorporate the amendments made to s. 201.15, F.S., in references thereto; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2514**—A bill to be entitled An act relating to the Resilient Florida Trust Fund; creating s. 380.0935, F.S.; creating the Resilient Florida Trust Fund within the Department of Environmental Protection; providing for the purpose of the fund; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2516**—A bill to be entitled An act relating to water storage north of Lake Okeechobee; creating s. 373.4599, F.S.; defining terms; requiring the South Florida Water Management District to request that the United States Army Corps of Engineers seek congressional approval of a project implementation report for the Lake Okeechobee Watershed Restoration Project by a specified date; requiring the district to seek a project partnership agreement with the corps upon such approval; requiring the district, in partnership with the corps, to expedite the development and implementation of aquifer storage and recovery wells; requiring the district to perform necessary scientific investigation and monitoring with implementation of such storage and recovery; requiring the district to expedite implementation of the aquifer storage and recovery science plan developed by the district and the corps; providing an implementation schedule for project sites; requiring the district, in partnership with the corps, to pursue expeditious implementation of certain wetland restoration projects; requiring the district to submit a report to the Legislature by a specified date; providing requirements for the report; amending s. 375.041, F.S.; requiring an annual appropriation from the Land Acquisition Trust Fund for the Lake Okeechobee Watershed Restoration Project; providing a directive to the Division of Law Revision; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2518**—A bill to be entitled An act relating to health care; amending s. 296.37, F.S.; revising the amount of money residents of a veterans' nursing home must receive monthly before being required to contribute to their maintenance and support; amending s. 393.0661, F.S.; correcting a cross-reference; reenacting s. 400.179(2)(d), F.S., relating to liability for Medicaid underpayments and overpayments; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for children according to the resource limits under the Temporary Cash Assistance Program; amending s. 409.904, F.S.; deleting the effective date and expiration date of a provision requiring the Agency for Health Care Administration to make payments to Medicaid-covered services; amending s. 409.906, F.S.; deleting authorization for payment for chiropractic, hearing, optometric, podiatric, and visual services provided to Medicaid recipients; reenacting s. 409.908, F.S., relating to reimbursement of Medicaid providers; amending s. 409.908, F.S.; authorizing the agency to receive funds to be used for Low Income Pool Program payments; amending s. 409.911, F.S.; revising the years of audited disproportionate share data the agency must use for calculating an average for purposes of calculating disproportionate share payments; authorizing the agency to use data available for a hospital; conforming provisions to changes made by the act; correcting a cross-reference; revising the requirement that the agency distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services, as provided in the General Appropriations Act, to apply to each fiscal year, rather than a specified fiscal year; deleting the expiration date of such requirement; amending s. 409.9113, F.S.; revising the requirement that the agency make disproportionate share payments to teaching hospitals, as provided in the General Appropriations Act, to apply to each fiscal year, rather than a specified fiscal year; deleting the expiration date of such requirement; amending s. 409.9119, F.S.; revising the requirement that the agency make disproportionate share payments to certain specialty hospitals for children to apply to each fiscal year, rather than a specified fiscal year; deleting the expiration date of such requirement; amending s. 409.968, F.S.; correcting a cross-reference; amending s. 409.975, F.S.; deleting a requirement that the agency contract with a representative of all Healthy Start Coalitions to provide certain services to recipients; revising requirements for specified pro-

grams and procedures established by managed care plans; amending s. 430.502, F.S.; revising the name of a memory disorder clinic in Pensacola; reenacting s. 624.91(5)(b), F.S.; relating to The Florida Healthy Kids Corporation Act; amending s. 893.055, F.S.; deleting the effective date and expiration date; requiring the agency to contract with organizations for the provision of elder care services in specified counties if certain conditions are met; requiring the agency to contract with a hospital for the provision of elder care services in a specified county if certain conditions are met; authorizing an organization providing elder care services in specified counties to provide elder care services in additional specified counties if certain conditions are met; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Appropriations; and Senator Rodrigues—

**CS for SB 84**—A bill to be entitled An act relating to retirement; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for specified employees initially enrolled on or after a specified date; providing exceptions; conforming provisions to changes made by the act; amending s. 121.052, F.S.; removing authorization for an elected officer to elect membership in the Senior Management Service Class on or after a specified date; amending s. 121.35, F.S.; modifying provisions governing participation in the investment plan for individuals who are eligible to participate in the State University System Optional Retirement Program to conform to changes made by the act; providing for the transfer of contributions for employees who default into the investment plan; amending s. 121.4501, F.S.; modifying provisions governing the administration of the investment plan to reflect compulsory membership for specified employees; amending s. 121.74, F.S.; revising the employer assessment rate to fund certain administrative and educational expenses related to investment plan administration as of a specified date; amending ss. 238.072 and 413.051, F.S.; conforming cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Baxley—

**CS for CS for SB 86**—A bill to be entitled An act relating to student financial aid; creating s. 1006.75, F.S.; requiring the Board of Governors of the State University System to create an online dashboard; specifying minimum information to be included in the dashboard; requiring the dashboard to be available by a specified date; requiring each state university office of admissions website to contain a link to the dashboard; requiring each state university board of trustees to adopt certain procedures; requiring the procedures to include placing a hold on certain students' registrations; specifying the requirements for students to lift the hold; requiring the Board of Governors to approve such procedures by a specified date; amending s. 1009.25, F.S.; making technical changes; amending s. 1009.40, F.S.; conforming provisions to changes made by the act; creating s. 1009.46, F.S.; specifying the duties of certain postsecondary educational institutions with regard to financial aid and tuition assistance programs; specifying penalties for non-compliance; requiring the Board of Governors, the State Board of Education, and the Independent Colleges and Universities of Florida to each approve, by a specified date, a list of career certificate and undergraduate and graduate degree programs that they determine do not lead directly to employment; requiring that each list include specified information; requiring that the state board list include programs at independent colleges and universities licensed by the Commission for Independent Education; requiring each entity to publish the methodology used in determining whether programs are included on the list; requiring that the lists be updated annually, by a specified date, to be effective the next academic year; amending s. 1009.50, F.S.; revising the formula for calculating how Florida Public Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Public Student Assistance Grant Program funds to be deposited in the State Student Financial Assistance Trust Fund; deleting a provision requiring any balance in the trust fund which was allocated to the

Florida Public Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.505, F.S.; deleting a provision authorizing Florida Public Postsecondary Career Education Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.51, F.S.; revising the formula for calculating how Florida Private Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Private Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Private Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.52, F.S.; revising the formula for how Florida Postsecondary Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Postsecondary Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Postsecondary Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.53, F.S.; requiring the Department of Education to advertise the Florida Bright Futures Scholarship Program to specified persons no later than a specified date of each year; deleting a provision authorizing unused Florida Bright Futures Scholarship Program funds to be carried forward; deleting a provision authorizing certain students to receive specified loans; amending s. 1009.534, F.S.; revising and expanding eligibility requirements of the Florida Academic Scholars award; providing that a Florida Academic Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.535, F.S.; revising and expanding eligibility for a Florida Medallion Scholars award; providing a Florida Medallion Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.893, F.S.; requiring a student who enrolls in a baccalaureate degree program in specified academic years to comply with certain requirements to attain a Benacquisto Scholarship; providing that the amount awarded under the program will be as specified in the General Appropriations Act; providing an effective date.

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By the Committee on Community Affairs; and Senator Burgess—

**CS for SB 102**—A bill to be entitled An act relating to matters of great governmental concern; creating s. 16.65, F.S.; providing legislative findings; defining terms; authorizing the Legislature to declare, by concurrent resolution, that a circumstance or conduct that has caused substantial economic loss or other similar harm to governmental entities in at least a specified number of counties is a matter of great governmental concern; providing that the Attorney General has the sole authority to file certain civil proceedings; authorizing the Attorney General to investigate certain matters; authorizing the Attorney General to institute or intervene in certain civil proceedings; authorizing the Attorney General to take certain actions in certain civil proceedings; providing that any award, excluding attorney fees, are subject to full appropriation by the Legislature; prohibiting such award to be appropriated, expended, or encumbered by the Attorney General or any settlement agreement; providing that a declaration by the Legislature that a matter is a matter of great governmental concern abates or stays certain civil proceedings; providing for the tolling of certain statutes of limitations; requiring certain entities to provide notice to the Attorney General; providing that certain settlements and resolutions are void; providing that the Department of Legal Affairs is exempt from certain requirements related to protests to contract solicitation or award; authorizing a governmental entity or its attorneys to apply to a court for recovery of attorney fees and costs; requiring a court to consider certain factors in calculating the amount of attorney fees; providing an effective date.

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By the Committee on Judiciary; and Senators Baxley and Albritton—

**CS for SB 282**—A bill to be entitled An act relating to moments of silence in public schools; amending s. 1003.45, F.S.; providing legislative findings; requiring that public school principals require certain teachers to set aside time for a moment of silence at the beginning of each school day; specifying the duration of the required moment of silence; prohibiting teachers from making suggestions as to the nature of

any reflection that a student may engage in during the moment of silence; deleting a provision authorizing district school boards to provide a brief period of silent prayer or meditation; requiring certain teachers to encourage parents or guardians to discuss with their children how to best use the moment of silence; providing an effective date.

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By the Committee on Criminal Justice; and Senator Rouson—

**CS for SB 328**—A bill to be entitled An act relating to sentencing; creating s. 775.08701, F.S.; providing legislative intent; providing for the retroactive applicability of s. 775.087, F.S.; prohibiting certain persons from being sentenced to mandatory minimum terms of imprisonment for aggravated assault or attempted aggravated assault committed before a specified date; requiring resentencing for persons who committed such violations before a specified date and are serving mandatory minimum terms of imprisonment; specifying procedures for such resentencing; providing eligibility for gain-time for such sentenced or resentenced persons; creating s. 893.13501, F.S.; providing legislative intent; providing for the retroactive applicability of s. 893.135, F.S.; requiring the initial sentencing and the resentencing of certain persons who committed certain violations before a specified date which involved trafficking in hydrocodone or codeine; providing criminal penalties for such violations that are subject to an initial sentencing or a resentencing; providing legislative intent; providing for the retroactive applicability of s. 893.135, F.S.; requiring the initial sentencing and the resentencing of certain persons who committed certain violations before a specified date which involved trafficking in oxycodone; providing criminal penalties for such violations that are subject to an initial sentencing or a resentencing; specifying procedures for such resentencing; providing an effective date.

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By the Committee on Regulated Industries; and Senator Perry—

**CS for SB 332**—A bill to be entitled An act relating to unlicensed contracting; amending s. 489.127, F.S.; revising the criminal penalties for persons who engage in contracting without proper registration or certification; making technical changes; reenacting s. 489.13(7), F.S., relating to unlicensed contracting, to incorporate the amendment made to s. 489.127, F.S., in a reference thereto; providing an effective date.

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By the Committee on Education; and Senators Berman, Book, and Perry—

**CS for SB 358**—A bill to be entitled An act relating to water safety and swimming certification for K-12 students; providing a short title; creating s. 1003.225, F.S.; defining the term “water safety”; requiring public schools to provide specified information to certain parents or students; providing an effective date.

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By the Committee on Judiciary; and Senator Wright—

**CS for SB 386**—A bill to be entitled An act relating to courts; amending s. 28.246, F.S.; revising a presumption regarding a monthly payment amount under a payment plan for court-related assessments; authorizing a court to waive, modify, and convert certain fees, costs, and service charges into community service under specified circumstances; amending s. 318.21, F.S.; revising the disposition of civil penalties received by a county court; providing an effective date.

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By the Committee on Criminal Justice; and Senator Rodriguez—

**CS for SB 410**—A bill to be entitled An act relating to reproductive health and disease education; amending s. 1002.20, F.S.; requiring each school district to publish specified materials on the district website to notify parents of their right to exempt their student from reproductive health and disease education; amending s. 1003.42, F.S.; requiring district school boards to annually approve curriculum relating to reproductive health and disease education in an open, noticed public meeting; requiring each school district to publish specified materials on the district website to notify parents of their right to exempt their student from reproductive health and disease education; providing an effective date.

By the Committees on Rules; and Regulated Industries; and Senators Baxley, Hutson, and Rodriguez—

**CS for CS for SB 630**—A bill to be entitled An act relating to community associations; amending s. 627.714, F.S.; prohibiting insurance policies from providing specified rights of subrogation under certain circumstances; amending s. 718.103, F.S.; revising the definition of the terms “multicondominium,” “operation,” and “operation of the condominium”; amending s. 718.111, F.S.; requiring that certain records be maintained for a specified time; prohibiting an association from requiring certain actions relating to the inspection of records; revising requirements relating to the posting of digital copies of certain documents by certain condominium associations; amending s. 718.112, F.S.; authorizing a condominium association to extinguish discriminatory restrictions; revising the calculation used in determining a board member’s term limit; providing requirements for certain notices; revising the fees that an association may charge for transfers; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.113, F.S.; revising legislative findings; defining the terms “natural gas fuel” and “natural gas fuel vehicle”; revising requirements for electric vehicle charging stations; providing requirements for natural gas fuel stations on property governed by condominium associations; amending s. 718.117, F.S.; conforming provisions to changes made by the act; amending s. 718.121, F.S.; providing that labor and materials associated with the installation of a natural gas fuel station may not serve as the basis for filing a lien against an association but may serve as the basis for filing a lien against a unit owner; requiring that notices of intent to record a claim of lien specify certain dates; amending s. 718.1255, F.S.; authorizing parties to initiate presuit mediation under certain circumstances; specifying the circumstances under which arbitration is binding on the parties; providing requirements for presuit mediation; making technical changes; amending s. 718.1265, F.S.; revising the emergency powers of condominium associations; prohibiting condominium associations from taking certain actions during a declared state of emergency; amending s. 718.202, F.S.; revising the allowable uses of certain escrow funds withdrawn by developers; defining the term “actual costs”; amending s. 718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions relating to condominium associations; revising requirements for certain fines; amending s. 718.405, F.S.; providing clarifying language relating to certain multicondominium declarations; providing applicability; amending s. 718.501, F.S.; conforming provisions to changes made by the act; amending s. 718.5014, F.S.; revising a requirement regarding the location of the principal office of the Office of the Condominium Ombudsman; amending s. 719.103, F.S.; revising the definition of the term “unit” to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions relating to the inspection of records; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; revising the procedure to challenge a board member recall; authorizing cooperative associations to extinguish discriminatory restrictions; amending s. 719.128, F.S.; revising emergency powers for cooperative associations; prohibiting cooperative associations from taking certain actions during a declared state of emergency; amending s. 720.301, F.S.; revising the definition of the term “governing documents”; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; revising the types of records that are not accessible to members or parcel owners; revising the circumstances under which a specified statement must be included in an association’s financial report; revising requirements for such statement; revising the circumstances under which an association is deemed to have provided for reserve accounts; authorizing certain developers to include reserves in the budget; specifying that the developers are not obligated to pay for certain expenses; providing applicability; revising the procedure to challenge a board member recall; amending s. 720.305, F.S.; providing requirements for certain fines levied by a board of administration; amending s. 720.306, F.S.; revising requirements for providing certain notices; providing limitations on associations when a parcel owner attempts to rent or lease his or her parcel; defining the term “affiliated entity”; amending the procedure for election disputes; amending s. 720.307, F.S.; revising the circumstances under which members other than the developer are entitled to elect members to the board of directors of the homeowners’ association; amending s. 720.311, F.S.; revising the dispute resolution requirements for election disputes and recall disputes; amending s. 720.3075, F.S.;

authorizing homeowners’ associations to extinguish discriminatory restrictions; amending s. 720.316, F.S.; revising emergency powers of homeowners’ associations; prohibiting homeowners’ associations from taking certain actions during a declared state of emergency; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Health Policy; and Senators Gibson, Baxley, Farmer, and Torres—

**CS for CS for SB 634**—A bill to be entitled An act relating to dementia-related staff training; providing a short title; creating s. 430.5025, F.S.; defining terms; requiring the Department of Elderly Affairs or its designee to develop or approve certain dementia-related training by a specified date; requiring such training to be offered in a variety of formats; authorizing the department or its designee to approve existing training courses and curricula if they meet certain requirements; requiring the department or its designee to develop a registration process for training providers; specifying requirements for such registration; requiring the department or its designee to issue unique identifiers to approved training providers; requiring training providers to issue employees a certificate upon completing the training and passing the assessments; providing requirements for the certificate; providing that certain employees do not need to repeat certain training when changing employment, under certain circumstances; providing that copies of training certificates for employees and direct care workers must be available for inspection as a requirement of facility licensure; requiring certain entities to provide specified dementia-related training for new employees within a specified timeframe; requiring such entities to maintain copies of the employees’ training certificates; providing that employees who complete such training do not need to repeat the training upon change of employment under certain circumstances; requiring certain employees to receive additional dementia-related training under certain circumstances within a specified timeframe; providing requirements for the training; requiring biennial dementia-related training for certain employees; providing that such training counts toward a certified nursing assistant’s annual training requirements; providing that such training may be used to count toward certain core training requirements; requiring certain employees to receive additional training within a specified timeframe if the employing entity advertises that it provides certain special care for individuals with Alzheimer’s disease or related disorders; providing that such additional training counts toward a certified nursing assistant’s annual training requirements; authorizing certain health care practitioners to count certain continuing education hours toward the dementia-related training requirements under certain circumstances; requiring the department to approve such continuing education hours to satisfy the dementia-related training requirements; amending ss. 400.1755, 400.4785, 400.6045, 429.178, 429.52, 429.83, and 429.917, F.S.; revising dementia-related staff training requirements for nursing homes, home health agencies, hospices, facilities that provide special care for persons with Alzheimer’s disease or related disorders, assisted living facilities, adult family-care homes, and adult day care centers, respectively, to conform to changes made by the act; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Bradley—

**CS for SB 654**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for certain information received or maintained by the Department of Military Affairs which is stored in a United States Department of Defense system of records, is transmitted using a United States Department of Defense network or communications device, or pertains to the United States Department of Defense; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senators Rodrigues and Perry—

**CS for SB 694**—A bill to be entitled An act relating to waste management; amending s. 403.7033, F.S.; requiring the Department of Environmental Protection to review and update its report on retail bags and submit the updated report to the Legislature by a specified date;

amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision authorizing a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; removing a provision authorizing a local government and private waste company to negotiate such compensation and notice; providing an effective date.

By the Committees on Judiciary; and Health Policy; and Senator Book—

**CS for CS for SB 716**—A bill to be entitled An act relating to consent for pelvic examinations; amending s. 456.51, F.S.; revising the definition of the term “pelvic examination”; revising the circumstances under which a pelvic examination may be performed without consent; providing that certain health care practitioners and students need only obtain written consent for the initial pelvic examination for certain patients under certain circumstances; requiring such written consent form to inform the patient that multiple pelvic examinations may be conducted during the course of care and treatment; providing an effective date.

By the Committee on Criminal Justice; and Senators Book and Stewart—

**CS for SB 718**—A bill to be entitled An act relating to gay and transgender panic legal defenses; creating s. 900.06, F.S.; providing a short title; providing legislative findings; defining terms; prohibiting individuals from using a nonviolent sexual advance or specified perceptions or beliefs about another individual as a defense to a criminal offense, to excuse or justify the conduct of the individual who commits a criminal offense, or to mitigate the severity of a criminal offense; providing an effective date.

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

**CS for CS for SB 750**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms “infrastructure” and “public facilities”; requiring local governments and special districts to credit against the collection of impact fees any contribution that relates to the improvement of public facilities or infrastructure; providing conditions under which credits may not be applied; providing limitations on impact fee increases; providing for retroactive operation; requiring specified entities to submit an affidavit attesting that impact fees were appropriately collected and expended; requiring school districts to report specified information regarding impact fees; providing an effective date.

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

**CS for SB 768**—A bill to be entitled An act relating to the administration of vaccines; amending s. 465.189, F.S.; revising the specified immunizations or vaccines that certified pharmacists and registered interns may administer to adults; authorizing certain pharmacists to administer influenza vaccines to individuals 7 years of age or older under certain circumstances; providing an effective date.

By the Committee on Criminal Justice; and Senator Burgess—

**CS for SB 818**—A bill to be entitled An act relating to mental health professionals; amending s. 491.005, F.S.; revising education requirements for licensure by examination as a marriage and family therapist; requiring a licensed mental health professional to be accessible by telephone or other electronic means when a registered intern is providing services through telehealth; deleting a requirement that a licensed mental health professional be on the premises when a registered intern is providing clinical services in a private setting; requiring the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, rather than the Department of Health, to designate a certain examination required for licensure as a marriage and family

therapist; deleting a requirement that a licensed mental health professional be on the premises when a registered intern is providing clinical services in a private practice setting; amending s. 916.115, F.S.; authorizing courts to appoint mental health professionals licensed under ch. 491, F.S., as experts in criminal cases; providing an effective date.

By the Committee on Education; and Senator Powell—

**CS for SB 824**—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531, F.S., modifying initial eligibility requirements for the Florida Bright Futures Scholarship Program; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Hooper—

**CS for CS for SB 844**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; deleting obsolete language; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder from removing a grantor name, grantee name, or party name from the index on the publicly available website unless the information is subject to a specified public records exemption; prohibiting a county recorder from placing certain information on the publicly available website; prescribing requirements for a person claiming a public records exemption to request removal of information from a publicly available website, subject to penalty of perjury; prescribing the release of restricted information to the individual whose information was removed, subject to penalty of perjury; authorizing specified parties to access information recorded in the Official Records of a county which is otherwise exempt pursuant to a specified public records exemption, for a specific purpose, if specified conditions are met; requiring a sworn affidavit, subject to penalty of perjury; providing criminal penalties for the unlawful use of any official record; amending s. 119.071, F.S.; requiring that a request for maintenance of an exemption be notarized and confirm the individual’s status; prescribing procedures for the removal of exempt information for a county property appraiser and county tax collector; requiring the release of information restricted from public display to the individual whose information was removed; providing disclosure of exempt information under specified circumstances to specified entities; providing that the exempt status of a home address contained in the Official Records is maintained only during a certain period; requiring the employee to submit a written request to release removed information upon the conveyance of his or her dwelling location; prescribing procedures to release certain information for a decedent under specified conditions; specifying that such release is not subject to a fee; amending s. 695.22, F.S.; deleting obsolete language; requiring the daily schedule of deeds and conveyances to include notification of any information therein which is subject to a request for removal; providing an effective date.

By the Committee on Regulated Industries; and Senator Rodrigues—

**CS for SB 902**—A bill to be entitled An act relating to community association pools; amending s. 514.0115, F.S.; exempting certain homeowners’ association pools from supervision by the Department of Health; providing exceptions; amending s. 553.77, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Finance and Tax; and Children, Families, and Elder Affairs; and Senator Rodrigues—

**CS for CS for SB 908**—A bill to be entitled An act relating to the Strong Families Tax Credit; creating ss. 211.0252 and 212.1833, F.S.; providing credits against oil and gas production taxes and sales taxes payable by direct pay permit holders, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 220.02, F.S.; revising the order in which the corporate income tax credit under the Strong Families Tax Credit is applied; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income”; amending s. 220.186, F.S.; revising the calculation of the corporate income tax credit for the Florida alternative minimum tax; creating s. 220.1876, F.S.; providing a credit against the corporate income tax under the Strong Families Tax Credit; specifying

requirements and procedures for the credit; creating s. 402.62, F.S.; creating the Strong Families Tax Credit; defining terms; specifying requirements for the Department of Children and Families in designating eligible charitable organizations; specifying requirements for eligible charitable organizations receiving contributions; specifying duties of the Department of Children and Families; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the Department of Revenue; providing construction; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the Department of Children and Families to develop a cooperative agreement and adopt rules; authorizing certain interagency information sharing; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; authorizing the Department of Revenue to adopt emergency rules to implement provisions related to the Strong Families Tax Credit; providing an appropriation; requiring the Florida Institute for Child Welfare to provide a certain report to the Governor and the Legislature by a specified date; providing an effective date.

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By the Committees on Rules; and Environment and Natural Resources; and Senator Albritton—

**CS for CS for SB 912**—A bill to be entitled An act relating to the tolling and extension of permits and other authorizations during states of emergency; amending s. 252.363, F.S.; adding specified consumptive use permits issued under part II of ch. 373, F.S., and specified development permits and development agreements to the list of permits and other authorizations tolled and extended during a state of emergency declared by the Governor for a natural emergency; providing for retroactive application; providing an effective date.

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By the Committee on Transportation; and Senator Book—

**CS for SB 950**—A bill to be entitled An act relating to bicycle and pedestrian safety; amending s. 316.003, F.S.; defining the terms “bicycle lane” and “separated bicycle lane”; amending s. 316.083, F.S.; revising and providing requirements for the driver of a motor vehicle overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; providing exceptions; providing a penalty; requiring the Department of Highway Safety and Motor Vehicles to provide an annual awareness and safety campaign regarding certain safety precautions; amending s. 316.0875, F.S.; exempting a motor vehicle driver from certain provisions relating to no-passing zones when overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; making a technical change; amending s. 316.151, F.S.; revising requirements for vehicles turning at intersections; providing turn signaling and distance requirements for a motor vehicle driver when overtaking and passing a bicycle; making a technical change; amending s. 316.2065, F.S.; providing requirements for persons riding bicycles on a substandard-width lane; prohibiting persons riding bicycles in a bicycle lane from riding more than two abreast; providing requirements for riding in a bicycle lane; providing requirements for persons riding bicycles in groups when stopping at a stop sign; making a technical change; amending s. 322.12, F.S.; requiring a minimum number of questions in the test bank for a Class E driver license to address bicycle and pedestrian safety; amending ss. 212.05, 316.306, and 655.960, F.S.; conforming cross-references; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Gainer—

**CS for SB 968**—A bill to be entitled An act relating to public records; amending s. 288.075, F.S.; providing an exemption from public records requirements for certain information held by an economic development agency; providing that such information may be released in an aggregated and anonymized format; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Rules; and Environment and Natural Resources; and Senators Boyd and Perry—

**CS for CS for SB 1018**—A bill to be entitled An act relating to largemouth bass; amending s. 597.004, F.S.; requiring the Department of Agriculture and Consumer Services, in consultation with specified entities, to adopt a rule requiring certain facilities to maintain stock acquisition documentation or records of genetic testing related to Florida largemouth bass; authorizing the sale of Florida largemouth bass as food fish under certain circumstances; providing an effective date.

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By the Committees on Community Affairs; and Judiciary; and Senator Berman—

**CS for CS for SB 1070**—A bill to be entitled An act relating to estates and trusts; amending s. 69.031, F.S.; requiring the court to allow an officer to elect to post and maintain a certain bond; requiring the court to vacate or terminate an order under certain circumstances; making technical changes; amending s. 732.507, F.S.; providing that certain provisions of a will are void upon dissolution of marriage; specifying when dissolution of marriage occurs; providing applicability; amending s. 736.0103, F.S.; defining terms; revising the definition of the term “terms of a trust”; amending s. 736.0105, F.S.; revising the exceptions for when the terms of a trust do not prevail over provisions of the Florida Trust Code; amending s. 736.0201, F.S.; authorizing certain proceedings to determine the homestead status of real property owned by a trust to be filed in the probate proceeding for the settlor’s estate; requiring that such proceedings be governed by the Florida Probate Rules; amending s. 736.0603, F.S.; transferring provisions that authorize a trustee to follow certain directions; amending s. 736.0703, F.S.; conforming provisions to changes made by the act; repealing s. 736.0808, F.S., relating to powers to direct; amending s. 736.1008, F.S.; specifying that certain claims barred against a trustee or trust director are also barred against certain persons acting for that trustee or trust director; conforming provisions to changes made by the act; amending s. 736.1017, F.S.; revising the information required to be included in a certification of trust; amending s. 736.1105, F.S.; revising the effects that subsequent marriages, births, adoptions, or dissolutions of marriage have on a revocable trust; providing construction; providing applicability; creating s. 736.1109, F.S.; specifying how title passes for certain devises of homesteads which violate the State Constitution; specifying that certain powers do not subject an interest in a protected homestead to certain claims; providing applicability; creating part XIV of ch. 736, F.S., entitled the “Florida Uniform Directed Trust Act”; creating s. 736.1401, F.S.; providing a short title; creating s. 736.1403, F.S.; providing applicability; providing for the validity of certain terms in a directed trust which designate principal places of administration; creating s. 736.1405, F.S.; defining the term “power of appointment”; providing applicability; specifying the types of powers granted to persons other than trustees; creating s. 736.1406, F.S.; authorizing the terms of a trust to grant a power of direction to a trust director; specifying the powers included in a power of direction; creating s. 736.1407, F.S.; providing for limitations on trust directors; creating s. 736.1408, F.S.; providing duties and liabilities for trust directors; creating s. 736.1409, F.S.; providing duties and liabilities for directed trustees; creating s. 736.141, F.S.; requiring a trustee to provide certain information to a trust director; requiring a trust director to provide certain information to a trustee or another trust director and a qualified beneficiary; providing that a trustee or a trust director acting in reliance on certain information is not liable for a breach of trust in certain circumstances; creating s. 736.1411, F.S.; specifying that trustees and trust directors do not have a duty to monitor, inform, or advise specified persons under certain circumstances; creating s. 736.1412, F.S.; transferring provisions relating to the appointment of trustees; creating s. 736.1413, F.S.; providing limitations on actions against trust directors; creating s. 736.1414, F.S.; authorizing trust directors to assert specified defenses in certain actions; creating s. 736.1415, F.S.; specifying that a trust director submits to specified personal jurisdiction by accepting appointment as a trust director; providing construction; creating s. 736.1416, F.S.; requiring trust directors to be considered a trustee for certain purposes; authorizing certain persons to make a specified written demand to accept or confirm prior acceptance of trust directorships; creating part XV of ch. 736, F.S., entitled the “Community Property Trust Act”; creating s. 736.1501, F.S.; providing a short title; creating s. 736.1502, F.S.; defining terms; creating s. 736.1503, F.S.;



providing that an arrangement is a community property trust in certain circumstances; creating s. 736.1504, F.S.; authorizing settlor spouses to agree upon certain terms in an agreement establishing a community property trust; specifying when a community property trust may be amended or revoked; specifying qualified beneficiaries of community property trusts; creating s. 736.1505, F.S.; providing that settlor spouses may classify any property as community property by transferring that property to a community property trust regardless of domicile; providing for enforceability and duration of a community property trust; providing that the right to manage and control certain property is determined by the terms of the trust agreement; providing the effect of distributions from a community property trust; creating s. 736.1506, F.S.; providing for the satisfaction of obligations incurred by one or both spouses from a community property trust; creating s. 736.1507, F.S.; providing for the disposition or distribution of certain property upon the death of a spouse; creating s. 736.1508, F.S.; providing for the termination of a community property trust upon dissolution of marriage; creating s. 736.1509, F.S.; providing that a community property trust does not adversely affect certain rights of a child; creating s. 736.151, F.S.; providing that certain property held in a community property trust qualifies as homestead property; creating s. 736.1511, F.S.; providing for the application of the Internal Revenue Code to a community property trust; creating s. 736.1512, F.S.; providing that a community property trust is not enforceable in certain circumstances; amending ss. 736.0802, 736.08125, and 738.104, F.S.; conforming cross-references; amending s. 744.3679, F.S.; conforming a provision to changes made by the act; providing a directive to the Division of Law Revision; providing for severability; providing effective dates.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Brodeur—

**CS for CS for SB 1076**—A bill to be entitled An act relating to public works projects; amending s. 255.0991, F.S.; revising a prohibition relating to any solicitation for construction services paid for with state-appropriated funds; amending s. 255.0992, F.S.; revising the definition of the term “public works project”; prohibiting the state or any political subdivision that contracts for a public works project from taking specified action against certain entities that are engaged in a public works project or have submitted a bid for such a project; providing applicability; providing an effective date.

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

**CS for SB 1254**—A bill to be entitled An act relating to ad valorem assessments; amending s. 193.155, F.S.; adding exceptions to the definition of the term “change of ownership” for purposes of a certain homestead assessment limitation; providing that changes, additions, or improvements, including ancillary improvements, to homestead property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced homestead property must be calculated using the assessed value of the homestead property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; amending s. 193.1554, F.S.; providing that changes, additions, or improvements, including ancillary improvements, to non-homestead residential property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced nonhomestead residential property must be calculated using the assessed value of the nonhomestead residential property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; amending s. 193.1555, F.S.; providing that changes, additions, or improvements, including ancillary improvements, to certain nonresidential real property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced nonresidential real property shall be calculated using the assessed value of the residential and nonresidential real property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; reenacting s. 193.1557, F.S., relating to assessment of property damaged or destroyed by Hurricane Michael, to incorporate

amendments made by this act in references thereto; providing construction; requiring the property appraiser to determine assessments for certain changes, additions, or improvements for the year they were substantially completed and recalculate the just and assessed value for subsequent years under certain circumstances; providing applicability; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

**CS for SB 1274**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; authorizing landowners with development orders existing before the incorporation of a municipality to elect to abandon such orders and develop the vested density and intensity contained therein under specified conditions; amending s. 163.3187, F.S.; revising the required acreage thresholds under which a small scale development amendment may be adopted; providing an effective date.

By the Committee on Health Policy; and Senator Brodeur—

**CS for SB 1296**—A bill to be entitled An act relating to nursing programs; amending s. 464.003, F.S.; defining the terms “average graduate passage rate” and “test takers”; amending s. 464.019, F.S.; revising requirements for an annual report submitted by approved nursing programs; revising specified information that the Board of Nursing must publish on its website; revising graduate passage rate requirements for approved nursing programs; requiring nursing programs to provide specified information to students who fail to pass a certain examination on their first attempt; prohibiting the board from considering average graduate passage rates from the 2020 and 2021 calendar years when making certain determinations; providing for retroactive applicability; amending s. 960.28, F.S.; correcting a cross-reference; providing an effective date.

By the Committee on Community Affairs; and Senators Rodriguez and Garcia—

**CS for SB 1330**—A bill to be entitled An act relating to ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; exempting from ad valorem taxation certain entities wholly owned by a nonprofit corporation; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Perry—

**CS for CS for SB 1382**—A bill to be entitled An act relating to building inspections; amending s. 125.56, F.S.; requiring that certain counties allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; amending s. 553.79, F.S.; requiring that local enforcement agencies allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; authorizing enforcement agencies to perform virtual inspections; providing an exception; providing a definition; requiring a refund of certain fees in certain circumstances; requiring that certain surcharges be recalculated under certain conditions; amending ss. 440.103 and 553.80, F.S.; conforming cross-references; providing a declaration of important state interest; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Stargel—

**CS for SB 1488**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current members of the Legislature and the spouses and children of such legislators; 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.



By the Committee on Health Policy; and Senator Gibson—

**CS for SB 1540**—A bill to be entitled An act relating to maternal health outcomes; amending s. 381.7353, F.S.; revising the Department of Health's duties under the Closing the Gap grant program; amending s. 381.7355, F.S.; revising the requirements for Closing the Gap grant proposals; creating s. 383.2163, F.S.; requiring the department to establish telehealth minority maternity care pilot programs in Duval County and Orange County by a specified date; defining terms; providing program purposes; requiring the pilot programs to provide specified telehealth services, or coordinate with prenatal home visiting programs to provide specified services, to eligible pregnant women for a specified period; requiring pilot programs to train participating health care practitioners and perinatal professionals on specified topics; providing for funding for the pilot programs; requiring the department's Division of Community Health Promotion and Office of Minority Health and Health Equity to apply for certain federal funding; authorizing the department to adopt rules; providing an effective date.

By the Committee on Criminal Justice; and Senator Bradley—

**CS for SB 1566**—A bill to be entitled An act relating to tampering with or fabricating physical evidence; amending s. 918.13, F.S.; providing enhanced criminal penalties for tampering with or fabricating physical evidence in certain criminal proceedings and investigations; amending s. 921.0022, F.S.; ranking an offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Health Policy; and Senator Rodriguez—

**CS for SB 1568**—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department's targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0061, F.S., as amended by s. 41 of chapter 2020-150, Laws of Florida; revising provisions related to administrative fines for violations relating to onsite sewage treatment and disposal systems and septic tank contracting; creating s. 381.00635, F.S.; transferring provisions from s. 381.0067, F.S., relating to corrective orders for private and certain public water systems; amending s. 381.0067, F.S.; conforming provisions to changes made by the act; amending s. 381.0101, F.S.; revising certification requirements for persons performing evaluations of onsite sewage treatment and disposal systems; making technical changes; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 466.028, F.S.; revising grounds for disciplinary action by the Board of Dentistry; amending s. 466.0285, F.S.; exempting certain specialty hospitals from prohibitions relating to the employment of dentists and dental hygienists and the control of dental equipment and materials by nondentists; exempting such hospitals from a prohibition on nondentists entering into certain agreements with dentists or dental hygienists; making technical changes; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provisions related to approved midwifery programs; amending s. 467.011, F.S.; revising provisions relating to licensure of midwives; amending s. 467.0125, F.S.; revising provisions relating to licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending s. 483.801, F.S.; exempting certain persons from clinical laboratory personnel regulations; amending s. 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms "doctoral degree from an American Psychological Association accredited program" and "doctoral degree in

psychology"; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensing and provisional licensing, respectively; amending s. 491.005, F.S.; revising licensing requirements for clinical social workers, marriage and family therapists, and mental health counselors; providing an effective date.

By the Committee on Community Affairs; and Senator Gruters—

**CS for SB 1584**—A bill to be entitled An act relating to taxation of real property platform transactions; amending s. 201.02, F.S.; defining the terms "affiliated group of corporations" and "real property platform"; providing a methodology to be used in determining documentary stamp taxes due for certain transactions by real property platforms or affiliated groups of corporations involving residential property which meet specified criteria; providing an effective date.

By the Committee on Finance and Tax; and Senators Burgess, Diaz, and Albritton—

**CS for SB 1592**—A bill to be entitled An act relating to broadband Internet infrastructure; providing a short title; amending s. 212.08, F.S.; exempting the purchase or lease of certain equipment by a provider of communications services or a provider of Internet access services in this state from the sales and use tax; providing exceptions; defining terms; creating s. 364.0137, F.S.; providing legislative findings; defining terms; requiring municipal electric utilities to ensure that their broadband provider rates and fees meet certain requirements, make certain records available to broadband providers, provide access to its utility poles, and establish just and reasonable terms and conditions for broadband provider attachments; providing a process for a municipal electric utility and a broadband provider to enter into pole attachment agreements; prohibiting municipal electric utilities from prohibiting a broadband provider from using certain techniques and equipment if used in accordance with certain safety standards; providing an application process and timelines for pole access between a municipal electric utility and a broadband provider; authorizing a broadband provider seeking a new pole attachment to invoke the Florida one-touch, make-ready process; providing requirements for such process; authorizing a municipal electric utility to make periodic inspections of a broadband provider's attachments; requiring the broadband provider to reimburse the municipal electric utility for certain costs relating to such inspections; authorizing a municipal electric utility to conduct audits of such attachments according to a specified timeframe; requiring advanced written notice of such inspections or audits; providing for the removal of pole attachments within a specified timeframe upon unresolved disputes; prohibiting a municipal electric utility from charging additional rent or requiring prior approval or applications for overlashes; requiring any billed costs to be commercially reasonable, nondiscriminatory, and sufficiently detailed; authorizing municipal electric utilities and broadband providers to seek any available remedies; authorizing the Department of Revenue to adopt emergency rules; providing that such rules are effective for a specified timeframe and may be renewed; providing an effective date.

By the Committee on Transportation; and Senator Gainer—

**CS for SB 1670**—A bill to be entitled An act relating to outdoor advertising; amending s. 479.07, F.S.; requiring the Department of Transportation to create and implement a publicly accessible electronic database for sign permit information; specifying requirements for the database; prohibiting the department from furnishing permanent metal permit tags or replacement tags and from enforcing specified provisions once the department creates and implements the database; specifying that permittees are not required to return permit tags to the department once the department creates and implements the database; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Broxson—

**CS for SB 1704**—A bill to be entitled An act relating to public records; amending s. 98.015, F.S.; creating a public records exemption for portions of records containing network schematics, hardware and software configurations, or encryption or which identify detection, in-

vestigation, or response practices for suspected or confirmed information technology security incidents, including suspected or confirmed breaches held by a county supervisor of elections; providing that such confidential and exempt information must be available to the Auditor General and may be made available to governmental entities for specified purposes; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Boyd—

**CS for CS for SB 1788**—A bill to be entitled An act relating to construction permits; amending s. 125.022, F.S.; revising the requirements for when a county may request certain information; amending s. 125.56, F.S.; requiring a county that issues building permits to post certain building permit information on its website; authorizing all components of a completed application to be submitted electronically or in person; amending s. 166.033, F.S.; revising the requirements for when a municipality may request certain information; amending s. 553.79, F.S.; requiring a local enforcement agency to post certain building permit information on its website; authorizing all components of a completed application to be submitted electronically or in person; requiring a local enforcement agency to reduce a building permit fee by a specified percentage for failing to meet certain deadlines; providing an exception; requiring the reduction of a building permit fee to be based on the original amount of such fee; requiring certain surcharges to be recalculated under certain conditions; amending ss. 553.792 and 553.794, F.S.; requiring a local government or a local building department, respectively, to reduce a building permit fee or master building permit fee, as applicable, by a specified percentage for failing to meet certain deadlines; providing exceptions; requiring certain surcharges to be recalculated under certain conditions; making technical changes; amending s. 713.135, F.S.; prohibiting authorities from requiring applicants to provide certain contracts as a condition of receiving a building permit; providing applicability; providing an effective date.

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By the Committee on Health Policy; and Senator Jones—

**CS for SB 1830**—A bill to be entitled An act relating to medication technicians; amending s. 429.02, F.S.; defining the term “medication technician”; amending s. 429.52, F.S.; providing minimum requirements and specifications for training of medication technicians; providing an effective date.

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By the Committee on Regulated Industries; and Senator Polsky—

**CS for SB 1836**—A bill to be entitled An act relating to public records; amending s. 24.1051, F.S.; creating a temporary exemption from public records requirements for the names of lottery winners who win prizes over a specified value; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

**CS for SB 1890**—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; providing a limitation on contributions made to political committees sponsoring a constitutional amendment proposed by initiative; specifying conditions upon which the limitation no longer applies; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that any candidate required to dispose surplus funds may give certain surplus funds to the state or a political subdivision, to be disbursed in a specified manner; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Boyd—

**CS for SB 1900**—A bill to be entitled An act relating to cybersecurity; amending s. 20.055, F.S.; requiring certain audit plans of an inspector general to include certain information; amending s. 282.0041, F.S.; re-

vising and providing definitions; amending ss. 282.0051, 282.201, and 282.206, F.S.; revising provisions to replace references to information technology security with cybersecurity; amending s. 282.318, F.S.; revising provisions to replace references to information technology security and computer security with references to cybersecurity; revising a short title; providing that the Department of Management Services, acting through the Florida Digital Service, is the lead entity for the purpose of certain responsibilities; providing and revising requirements for the department, acting through the Florida Digital Service; providing that the state chief information security officer is responsible for state technology systems and shall be notified of certain incidents and threats; revising requirements for state agency heads; requiring the department, through the Florida Digital Service, to track the implementation by state agencies of certain plans; creating s. 282.319, F.S.; creating the Florida Cybersecurity Advisory Council within the Department of Management Services; providing the purpose of the council; requiring the council to provide certain assistance to the Florida Digital Service; providing for the membership of the council; providing for terms of council members; providing that the Secretary of Management Services, or his or her designee, shall serve as the ex officio, nonvoting executive director of the council; providing that members shall serve without compensation but are entitled to reimbursement for per diem and travel expenses; requiring the council to meet at least quarterly for certain purposes; requiring the council to work with certain entities to identify certain local infrastructure sectors and critical cyber infrastructure; requiring the council to submit an annual report to the Legislature; providing an effective date.

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By the Committees on Community Affairs; and Environment and Natural Resources; and Senators Polsky and Bean—

**CS for CS for SB 1946**—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; providing that certain areas are grandfathered-in anchoring limitation areas; authorizing counties to establish anchoring limitation areas that meet certain requirements; providing that specified established anchoring limitation areas are exempt from specified provisions; specifying size requirements for the anchoring limitation areas; requiring the anchoring limitation areas to be marked with signs and buoys that meet certain requirements; prohibiting vessels from anchoring in such areas for longer than a specified time; requiring vessel owners or operators in certain anchoring limitation areas to be allowed to provide specified proof of compliance with certain provisions; providing that vessels with repeat offenses within a specified timeframe shall be declared public nuisances and subject to certain provisions; requiring the Fish and Wildlife Conservation Commission to initiate rulemaking by a certain date; providing requirements for such rulemaking; removing applicability provisions relating to the commission’s recommendations; reenacting s. 327.73(1)(z), F.S., relating to noncriminal infractions, to incorporate the amendment made to s. 327.4108, F.S., in a reference thereto; providing an effective date.

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

**CS for CS for SB 1950**—A bill to be entitled An act relating to financial institutions; amending s. 120.80, F.S.; providing that the failure of foreign nationals to appear through video conference at certain hearings is grounds for denial of certain applications; amending s. 475.01, F.S.; conforming a cross-reference; creating s. 501.2076, F.S.; providing that the imposition of fees or charges upon consumers for online audit verifications of financial institution accounts is a violation of the Florida Deceptive and Unfair Trade Practices Act; amending s. 518.117, F.S.; conforming a cross-reference; amending s. 655.045, F.S.; revising the interval for the Office of Financial Regulation to conduct certain examinations; authorizing the Office of Financial Regulation to delay examinations of financial institutions under certain circumstances; specifying that examination requirements are deemed met under certain circumstances; requiring copies of certain examination reports to be furnished to financial institutions; requiring certain directors to review and acknowledge receipt of such reports; amending s. 655.414, F.S.; revising the entities that may assume liabilities, and the liabilities that may be assumed, according to certain procedures, conditions, and limitations; specifying the basis for calculating percentages of assets or liabilities; amending s. 655.50, F.S.; revising the definition

of the term “financial institution”; amending s. 657.021, F.S.; requiring credit unions to submit specified information to the office after certain meetings; repealing s. 657.028(6), F.S., relating to credit union board member, committee member, and officer election and appointment record reporting requirements; amending s. 658.12, F.S.; defining the term “target market”; amending s. 658.20, F.S.; requiring the office, upon receiving applications for authority to organize a bank or trust company, to investigate the need for new bank facilities in a primary service area or target market and the ability of such service area or target market to support new and existing bank facilities; amending s. 658.21, F.S.; revising financial institution application approval requirements to include consideration of target market conditions; deleting a requirement that certain proposed financial institution presidents or chief executive officers have certain experience within a specified timeframe; amending s. 658.28, F.S.; requiring a person or group to notify the office within a specified timeframe upon acquiring a controlling interest in a bank or trust company in this state; amending s. 658.2953, F.S.; defining the term “de novo branch”; amending s. 662.1225, F.S.; revising the type of institution with which certain family trust companies are required to maintain a deposit account; amending s. 662.128, F.S.; revising the timeframe for filing renewal applications for certain family trust companies; amending s. 663.07, F.S.; revising the banks with which international bank agencies or branches shall maintain certain deposits; amending s. 663.532, F.S.; revising references to lists of jurisdictions used for qualifying qualified limited service affiliates; requiring limited service affiliates to suspend certain permissible activities under certain circumstances; specifying that such suspensions remain in effect until certain conditions are met; amending s. 736.0802, F.S.; conforming a cross-reference; providing an effective date.

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By the Committees on Appropriations; and Environment and Natural Resources; and Senators Rodrigues and Garcia—

**CS for CS for SB 1954**—A bill to be entitled An act relating to statewide flooding and sea level rise resilience; creating s. 380.093, F.S.; providing legislative intent; providing definitions; establishing the Resilient Florida Grant Program within the Department of Environmental Protection; authorizing the department to provide grants to local governments to fund the costs of community resilience planning, subject to appropriation; providing requirements for certain local government vulnerability assessments; requiring the department to complete a comprehensive statewide flood vulnerability and sea level rise data set and assessment by specified dates; specifying requirements for such data set and assessment; requiring the department to develop an annual Statewide Flooding and Sea Level Rise Resilience Plan and submit the plan to the Governor and Legislature by a specified date; specifying requirements for the plan; authorizing local governments, regional resilience entities, water management districts, and flood control districts to annually submit proposed projects to the department for inclusion in the plan; specifying requirements for such projects; specifying expenses that are ineligible for inclusion in the plan; requiring the department to implement a scoring system for assessing projects eligible for inclusion in the plan; limiting the total amount of funding that may be proposed for each year of the plan; requiring the Legislature, upon review and subject to appropriation, to approve funding for projects as specified in the plan; directing the department to initiate rulemaking by a specified date; authorizing the department to provide funding to regional resilience entities for specified purposes, subject to specified appropriation; creating s. 380.0933, F.S.; establishing the Florida Flood Hub for Applied Research and Innovation within the University of South Florida College of Marine Science for a specified purpose; providing duties of the hub; providing for an executive director; requiring the hub to submit an annual report to the Governor and Legislature by a specified date; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include specified information relating to inland and coastal flood control in certain assessments; providing an effective date.

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By the Committee on Regulated Industries; and Senators Diaz and Garcia—

**CS for SB 1966**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or

possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division’s electronic data submission system; providing that specified records relating to cigarettes received, sold, or delivered within the state may be kept in an electronic or paper format; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 210.60, F.S.; providing that specified records relating to tobacco products may be kept in an electronic or paper format; amending s. 489.109, F.S.; removing provisions relating to an additional fee for application and renewal, transfer of funds, recommendations by the Construction Industry Licensing Board for use of such funds, distribution of such funds by the department, and required reports of the department; amending s. 489.118, F.S.; removing an obsolete date; amending s. 488.509, F.S.; deleting requirements relating to certain fees collected by the department for electrical and alarm system contracting; amending s. 499.01, F.S.; exempting certain persons from specified permit requirements under certain circumstances; requiring an exempt cosmetics manufacturer to provide, upon request, to the department specified documentation verifying his or her annual gross sales; authorizing an exempt cosmetics manufacturer to only manufacture and sell specified products; requiring specified labeling for each unit of cosmetics manufactured by an exempt cosmetics manufacturer; authorizing the department to investigate complaints and to enter and inspect the premises of an exempt cosmetics manufacturer; providing disciplinary actions; providing construction; amending s. 499.012, F.S.; authorizing specified establishments to submit a request for a temporary permit; requiring such establishments to submit the request to the department on specified forms; providing that upon authorization by the department for a temporary permit for a certain location, the existing permit for such location is immediately null and void; prohibiting a temporary permit from being extended; providing for expiration of a temporary permit; prohibiting an establishment from operating under an expired temporary permit; amending s. 499.066, F.S.; requiring the department to adopt rules to permit the issuance of remedial, nondisciplinary citations; providing requirements for such citations; providing for contest of and the rescinding of a citation; authorizing the department to recover specified costs relating to a citation; providing a timeframe for when a citation may be issued; providing requirements for the service of a citation; authorizing the department to adopt and amend rules, designate violations and monetary assessments, and order remedial measures that must be taken for such violations; amending s. 509.241, F.S.; revising rulemaking requirements relating to public lodging and food service licenses; amending s. 509.251, F.S.; deleting provisions relating to fee schedule requirements; specifying that all fees are payable in full upon submission of an application for a public lodging establishment license or a public food service license; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 553.841, F.S.; conforming a provision to changes made by the act; amending s. 561.01, F.S.; deleting the definition of the term “permit carrier”; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.19, F.S.; revising provisions relating to the availability of beverage licenses to include by reason of the cancellation of a quota beverage license; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 562.455, F.S.; removing grains of paradise as a form of adulteration of liquor used or intended for drink; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring that an annual budget be proposed to unit owners and adopted by the board before a specified time; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location

requirements for the principal office of the condominium ombudsman; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Appropriations; and Senator Burgess—

**CS for SB 2006**—A bill to be entitled An act relating to emergency management; amending s. 11.90, F.S.; authorizing the Legislative Budget Commission to convene to transfer certain funds to the Emergency Preparedness and Response Fund; amending s. 252.311, F.S.; revising legislative intent with respect to the State Emergency Management Act; amending s. 252.34, F.S.; defining terms; amending s. 252.35, F.S.; requiring that the state comprehensive emergency management plan provide for certain public health emergency communications and include the Department of Health's public health emergency plan; requiring the Division of Emergency Management to cooperate with federal and state health agencies; requiring statewide awareness and education programs to include education on public health emergency preparedness and mitigation; requiring the division to complete and maintain an inventory of personal protection equipment; directing the division to submit a specified annual report to the Governor, the Legislature, and the Chief Justice of the Supreme Court; providing limitations on the timeframe for delegation of certain authorities by the division; requiring the division to submit a specified biennial report to the Chief Justice of the Supreme Court; amending s. 252.355, F.S.; requiring the division to maintain certain information on special needs options during certain public health emergencies; deleting obsolete language; amending s. 252.356, F.S.; requiring state agencies that contract with providers for the care of persons with certain disabilities or limitations to include in such contracts a procedure for providing essential services in preparation for, during, and following public health emergencies; amending s. 252.359, F.S.; redefining the term "essentials" to include personal protective equipment used during public health emergencies; amending s. 252.36, F.S.; limiting the duration of emergency orders, proclamations, and rules issued by the Governor; providing legislative intent; providing a presumption that K-12 public schools should remain open, if possible, during an extended public health emergency; providing a presumption that businesses should remain open, if possible, during an extended public health emergency; requiring the Governor to include specific reasons for closing or restricting in-person attendance at K-12 public schools and for closing or restricting operations of businesses during an extended public health emergency; requiring the Governor to provide specific reasons if such schools or businesses are closed as part of an emergency declaration; requiring the Governor to regularly review and reassess any issued emergency declarations; requiring the Governor to provide notice of declarations of emergencies to the Legislature; expanding the Legislature's authority to terminate states of emergency; requiring that all emergency declarations and orders be filed with the Division of Administrative Hearings within a specified timeframe; specifying that failure to timely file such declarations or orders results in their being voided; requiring the division to index and make such emergency orders available on its website within a specified timeframe; requiring such orders to be searchable by specified criteria; requiring that the Division of Emergency Management publish a link to the index on its website; providing for retroactive application; directing the Governor to report certain department and agency activities to the Legislature during a state of emergency; creating s. 252.3611, F.S.; requiring specified information to be included in orders, proclamations, and rules issued by the Governor, the division, or an agency; directing the Governor to submit specified contracts to the Legislature; directing specified entities to submit reports to the Legislature; directing the Auditor General to conduct specified financial audits; amending s. 252.365, F.S.; requiring that disaster preparedness plans of specified agencies address pandemics and public health emergencies and include certain increases in public access of government services and availability and distribution of personal protective equipment during an emergency; directing agencies to update disaster preparedness plans by a specified date; amending s. 252.37, F.S.; revising legislative intent; authorizing the Governor to transfer and expend moneys in the Emergency Preparedness and Response Fund; requiring certain notice and approval for the transfer and

expenditure of specified funds; providing that if the President of the Senate and Speaker of the House of Representatives object in writing to the transfer, the Governor must void the action; authorizing the Governor to request additional funds from the Emergency Preparedness and Response Fund, subject to approval by the Legislative Budget Commission; providing construction; requiring state agencies, counties, or municipalities to submit to the Legislature a spending plan for certain emergency funds; amending s. 252.385, F.S.; requiring the division's hurricane shelter plan to address hurricane shelter needs during public health emergencies; amending s. 252.44, F.S.; requiring emergency mitigation planning by state agencies to include agencies with jurisdiction over public health; amending s. 252.46, F.S.; providing that a failure by a political subdivision to file certain orders and rules with specified entities within a specified timeframe voids the issued orders or rules; requiring that certain orders be available on a dedicated website; requiring the Division of Emergency Management to provide such links on its website in a specified format; amending s. 377.703, F.S.; conforming a cross-reference; amending s. 381.00315, F.S.; revising a definition; directing the Department of Health to develop a specified public health emergency plan; directing the State Health Officer to establish methods of reporting certain data; authorizing the State Health Officer to order and request assistance with specified duties; amending s. 406.11, F.S.; requiring district medical examiners to certify deaths and to assist the State Health Officer with certain functions upon request; providing that any emergency orders issued before a specified date will expire but may be reissued if certain conditions exist and a certain requirement is met; requiring the Department of Business and Professional Regulation, by a specified date, to review all executive orders issued under its delegated authority during the COVID-19 pandemic to make recommendations to the Legislature; providing effective dates.

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

**CS for SB 7004**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 339.55, F.S., relating to an exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of a certain application process; removing the scheduled repeal of the exemption; providing an effective date.

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By the Committees on Governmental Oversight and Accountability; and Environment and Natural Resources—

**CS for SB 7008**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 403.7046, F.S., which provides exemptions from public records requirements for trade secrets contained in information obtained by the Department of Environmental Protection; removing the scheduled repeal of an exemption; deleting an exemption; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

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By the Committee on Judiciary; and Senator Wright—

**CS for SB 386**—A bill to be entitled An act relating to courts; amending s. 28.246, F.S.; revising a presumption regarding a monthly payment amount under a payment plan for court-related assessments; authorizing a court to waive, modify, and convert certain fees, costs, and service charges into community service under specified circumstances; amending s. 318.21, F.S.; revising the disposition of civil penalties received by a county court; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

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By the Committee on Transportation; and Senator Albritton—

**CS for SB 1082**—A bill to be entitled An act relating to diesel exhaust fluid; creating s. 330.401, F.S.; requiring specified public airports

to require a diesel exhaust fluid safety mitigation and exclusion plan for certain fixed-base operators; specifying plan requirements; requiring public airports to make such plans available for review during inspections by the Department of Transportation after a specified date; requiring the department to convene a workgroup of public airport representatives by a specified date to develop specified uniform industry standards; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Commerce and Tourism; and Senators Brodeur, Taddeo, Stewart, Garcia, and Gruters—

**CS for SB 1906**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.091, F.S.; revising requirements for reemployment assistance benefits eligibility; amending s. 443.111, F.S.; increasing the weekly benefit amounts an individual may receive; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; reenacting ss. 443.041(2)(b) and 443.1116(6) and (8)(a), F.S., relating to fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Appropriations.

## EXECUTIVE BUSINESS

### EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy Appointee: Sackreiter, Shireen S., Tallahassee	10/31/2023
Florida Commission on Community Service Appointee: Kratzert, Rebecca B., Jacksonville	09/14/2022

### *Office and Appointment*

	<i>For Term Ending</i>
Board of Trustees of Pasco-Hernando State College Appointee: Schneider, Robin L., Confidential pursuant to s. 119.071(4), F.S.	05/31/2022
Board of Trustees of Polk State College Appointee: Turner, Mark G., Lakeland	05/31/2021
Education Practices Commission Appointee: Donalds, Erika, Naples	09/30/2023
Environmental Regulation Commission Appointee: Roth, Cari L., Tallahassee	07/01/2021
Florida Commission on Human Relations Appointee: Myrtetus, Vivian, Miami	09/30/2024
Florida Real Estate Appraisal Board Appointee: Rabin, Janet S., Fort Myers	10/31/2023
Board of Trustees, University of South Florida Appointee: Weatherford, William, Wesley Chapel	01/06/2025

**Referred to the Committee on Ethics and Elections.**

## CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 25 and March 30 were corrected and approved.

## CO-INTRODUCERS

Senators Garcia—CS for SB 676, SB 1330; Gibson—SB 252; Harrell—CS for SB 1096; Hutson—SB 588; Mayfield—SB 588; Perry—SB 580; Rodriguez—SB 1480; Torres—SB 1100

## ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 12:29 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 7 or upon call of the President.



# Journal of the Senate

Number 10—Regular Session

Wednesday, April 7, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 10:00 a.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

## PRAYER

The following prayer was offered by Major Carlyle Gargis, Salvation Army of Lee, Hendry, and Glades Counties, Fort Myers:

God our Father and divine author of creation, in this season of rebirth and new life, we turn to you in these times of challenge. Lord, protect our elderly and the vulnerable. Provide for those who need help, hope, and home. Help us as a body to be a beacon of leadership and inspiration for those who suffer in these harsh times.

Today, as we gather as members of the Florida Senate, you remind us that we, as servant leaders, need to listen to your word and your example. Under the leadership of our Senate President and the members of this body, give these, your servants, the inspiration to enact laws and policies to ensure the health, peace, and prosperity of all Floridians. Together with our colleagues in the House and our local partners in government, help us to make prudent and faith-filled decisions that will provide the needed resources. Bless the first responders and the heroic work of all men and women who have answered the call to service during this pandemic—unheralded heroes who demonstrate the beauty and mercy that comes from you.

In a special way, we remember all of the members of the Florida Senate gathered here in this chamber during these challenging times. Give them the guidance of your will as they seek to provide leadership, opportunity, and progress for the people of this great state. In your holy name, we pray. Amen.

## PLEDGE

Senator Book 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. Natalia Solenkova of Aventura, sponsored by Senator Pizzo, as the doctor of the day. Dr. Solenkova specializes in critical care medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Berman—

By Senator Berman—

**SR 1164**—A resolution designating the week of April 4-11, 2021, as the “Days of Remembrance” and April 8, 2021, as “Holocaust Remembrance Day” in Florida.

WHEREAS, the Holocaust, the state-sponsored, systematic persecution and annihilation of European Jewry by Nazi Germany and its collaborators between 1933 and 1945, resulted in the murder of six million Jewish people, and

WHEREAS, in addition, Roma, also known as Gypsies, and Poles were targeted for decimation for racial, ethnic, or national reasons, and millions more, including persons with disabilities, homosexuals, Jehovah’s Witnesses, Soviet prisoners of war, and political dissidents, suffered grievous oppression and death under Nazi tyranny, and

WHEREAS, the history of the Holocaust offers an opportunity to reflect on the moral responsibilities of individuals, societies, and governments, particularly to remain vigilant against hatred, persecution, and tyranny, and

WHEREAS, pursuant to an act of the United States Congress, Public Law No. 96-388, October 7, 1980, the United States Holocaust Memorial Council has designated the week of April 4-11, 2021, as the “Days of Remembrance” for the victims of the Holocaust, including the “Day of Remembrance” known as Yom HaShoah on April 8, 2021, and

WHEREAS, in memory of the victims of the Holocaust, in honor of its survivors, and in utmost gratitude for the risks taken by rescuers and liberators, the residents of this state are encouraged to rededicate themselves to the principles of human dignity and individual freedom in a just society, thereby ensuring that such atrocities are never repeated, NOW, THEREFORE,

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

That the week of April 4-11, 2021, is designated as the “Days of Remembrance,” and April 8, 2021, is designated as “Holocaust Remembrance Day” in Florida.

—was introduced, read, and adopted by publication.

**MOMENT OF SILENCE**

At the request of Senator Berman, the Senate observed a moment of silence in honor of Holocaust Remembrance Day, recognizing the scars and burdens carried by those who survived or lost loved ones to the Holocaust.

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At the request of Senator Thurston—

By Senator Thurston—

**SR 2036**—A resolution honoring George H. Starke, Jr., for the important role he played in the desegregation of institutions of higher education in this state.

WHEREAS, George H. Starke, Jr., was born on September 8, 1931, in Orlando, to Dr. George H. Starke, Sr., a physician in Sanford who was the first African American to gain membership in the Florida Medical Association, and Mattie L. Murrell Starke, a former librarian at Jones High School, and

WHEREAS, George H. Starke, Jr., attended Holden Street Elementary School and Jones High School in Orlando before being enrolled at the Alice Freeman Palmer Memorial Institute boarding school in Sedalia, North Carolina, and

WHEREAS, after his graduation from the Alice Freeman Palmer Memorial Institute in 1949, George H. Starke, Jr., began his studies at Morehouse College in Atlanta, and

WHEREAS, because of the Korean War, George H. Starke, Jr., left Morehouse College to join the United States Air Force, becoming adjutant to the depot commander, and

WHEREAS, during his service, George H. Starke, Jr., helped lead a ribbon-cutting ceremony for a new building on the Kisarazu Air Field in Japan, an honor bestowed on Mr. Starke because of his many accomplishments and his volunteer work in making base operations more efficient, and

WHEREAS, after the war, George H. Starke, Jr., returned to Morehouse College, where he joined Kappa Alpha Psi Fraternity, and

WHEREAS, in 1957, when George H. Starke, Jr., graduated from Morehouse College with a bachelor's degree in business administration, it was Dr. Martin Luther King, Jr., a Morehouse alumnus, who delivered the commencement address, and

WHEREAS, George H. Starke, Jr., then applied to the University of Florida law school and, in 1958, became the first African-American student to enroll at the university in its 105-year history, and

WHEREAS, on September 15, 1958, as dozens of reporters and photographers gathered to observe, report on, and photograph the event, George H. Starke, Jr., entered an auditorium on the university's campus and was separated from his classmates by an empty row, and

WHEREAS, throughout the first semester, George H. Starke, Jr., was escorted to classes by members of the Florida Highway Patrol, who had hidden their identity and registered as students, enrolling in the same classes as Mr. Starke to ensure his safety, a precaution that would later prove warranted when James Meredith, the first African-American student admitted to the University of Mississippi, was shot by a sniper, and

WHEREAS, in spite of the fact that George H. Starke, Jr., experienced negative incidents while attending the University of Florida, such as learning that his name had been mentioned at a Ku Klux Klan meeting, being warned by school administrators to avoid driving through the Ocala National Forest due to Klan activity, and finding a mentor only with great difficulty, Mr. Starke's classmates largely left him alone, and

WHEREAS, one classmate in particular, Fredric G. Levin, for whom the law school is now named, befriended George H. Starke, Jr., and the two remained lifelong friends until Levin's death in January 2021, and

WHEREAS, because of continuing challenges during his enrollment at the University of Florida, George H. Starke, Jr., withdrew from the institution and saw his departure documented in the campus newspaper, and

WHEREAS, George H. Starke, Jr., moved to New York and began a career in investment banking, which involved top positions with Wall Street firms, and

WHEREAS, after a career in investment banking and oil distributorship, George H. Starke, Jr., launched his own consulting firm, and

WHEREAS, in 2015, George H. Starke, Jr., returned to the Orlando area after living on the East Coast for most of his life, and

WHEREAS, despite not having the opportunity to obtain his Juris Doctor degree, George H. Starke, Jr., enjoys a warm and congenial relationship with the University of Florida, having served on the Alumni Association Board of Directors and with the University of Florida Foundation, and

WHEREAS, George H. Starke, Jr., has participated in several ceremonies for the university's Fredric G. Levin College of Law and in activities that have marked desegregation at the law school, including his recognition by its Center for the Study of Race and Race Relations in 1998 and 2018, and

WHEREAS, the University of Florida planted a tree on the grounds of the Levin College of Law in honor of George H. Starke, Jr., and it bears a plaque with his name, and Mr. Starke was selected by the university for membership in Florida Blue Key, an honorary leadership society, and

WHEREAS, in 2009, George H. Starke, Jr., was awarded the University of Florida's Distinguished Alumnus Award, and, in 2019, 61 years after he had first entered the law school, Mr. Starke received the most notable recognition, the honorary Doctorate of Laws, from the Levin College of Law, and

WHEREAS, today, at nearly 90 years old, George H. Starke, Jr., still consults on large energy projects and shares a full and productive life with his wife, Barbara M. Starke, and close family ties with his son, Andrew Starke; his daughter-in-law, Angela Starke; and his grandchildren, Sydney and Spencer Starke, NOW, THEREFORE,

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

That George H. Starke, Jr., is honored for the important role he played in the desegregation of institutions of higher education in Florida.

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

—was introduced, read, and adopted by publication.

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**SENATOR GIBSON PRESIDING****THE PRESIDENT PRESIDING****MOMENT OF SILENCE**

At the request of Senator Thurston, the Senate observed a moment of silence in memory of longtime Florida Congressman Alcee Hastings who passed away on April 6, 2021.

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By direction of the President, there being no objection, the Senate proceeded to—

SPECIAL ORDER CALENDAR

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2021, and ending June 30, 2022, and supplemental appropriations for the period ending June 30, 2021, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was read the second time by title.

Senator Gruters moved the following amendment which was adopted:

Amendment 1 (995050)—

Table with columns: DELETED, INSERT, EDUCATION, DEPARTMENT OF Office Of Student Financial Assistance, Program: Student Financial Aid Program - State 48200200, In Section 02 On Page 015, Financial Assistance Payments 110096, Student Financial Aid IOEC, 1000 General Revenue Fund, CA 250,000 FSI1NR 250,000, 205,116,011, 205,366,011

Following Specific Appropriation 72, DELETE:

From the funds in Specific Appropriations 6 and 72, the sum of \$284,754,550 is provided pursuant to the following guidelines:

Following Specific Appropriation 72, INSERT:

From the funds in Specific Appropriations 6 and 72, the sum of \$285,004,550 is provided pursuant to the following guidelines:

From the funds in Specific Appropriation 72, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida College to Congress Opportunity Scholarships (Senate Form 2079).

Table with columns: DELETED, INSERT, In Section 02 On Page 016, Financial Assistance Payments 110250, Grants And Aids - Dual Enrollment Scholarship Program IOEC, 1000 General Revenue Fund, CA -250,000 FSI1NR -250,000, 32,581,445, 32,331,445

Following Specific Appropriation 73A, DELETE:

From the funds in Specific Appropriation 73A, \$29,435,826 in recurring funds and \$3,145,619 in nonrecurring funds from the General Revenue Fund are provided to support public postsecondary institutions in providing dual enrollment. The funds shall be used to reimburse eligible postsecondary institutions for tuition and related instructional material costs for dual enrolled students. For fall and spring terms, institutions shall be reimbursed for tuition and related instruction taken by private school or home education program secondary students. For summer term, institutions shall be reimbursed for tuition and related instruction taken by public school, private school or home education program secondary students.

Following Specific Appropriation 73A, INSERT:

From the funds in Specific Appropriation 73A, \$29,435,826 in recurring funds and \$2,895,619 in nonrecurring funds from the General Revenue Fund are provided to support public postsecondary institutions in providing dual enrollment. The funds shall be used to reimburse eligible postsecondary institutions for tuition and related instructional material costs for dual enrolled students. For fall and spring terms, institutions shall be reimbursed for tuition and related instruction taken by private school or home education program secondary

students. For summer term, institutions shall be reimbursed for tuition and related instruction taken by public school, private school or home education program secondary students.

Senator Garcia moved the following amendment which was adopted:

Amendment 2 (995043)—

Table with columns: DELETED, INSERT, EDUCATION, DEPARTMENT OF Public Schools, Division Of, Program: State Grants/K-12 Program - Non FEFP 48250400, In Section 02 On Page 028, Special Categories 104052, Grants And Aids - School And Instructional Enhancements IOEB, 1000 General Revenue Fund, CA 250,000 FSI1NR 250,000, 23,690,951, 23,940,951

Following Specific Appropriation 110, INSERT:

From the funds in Specific Appropriation 110, nonrecurring funds are provided for the following:

New World School of the Arts (Senate Form 2115)..... 250,000

Table with columns: DELETED, INSERT, In Section 02 On Page 027, Special Categories 104026, Grants And Aids - Strategic Statewide Initiatives IOEB, 1000 General Revenue Fund, CA -250,000 FSI1NR -250,000, 18,181,860, 17,931,860

Following Specific Appropriation 106, DELETE:

From the funds in Specific Appropriation 106, \$4,882,658 in recurring funds and \$8,609,202 in nonrecurring funds is provided for the School District Intensive Reading Initiative Pilot. These funds are provided to Collier, Escambia, Gulf, Highlands, Lafayette, Indian River, Pasco, St. Johns, Santa Rosa, and Sarasota school districts to provide additional reading intervention opportunities to students in kindergarten through grade 5 enrolled in a public school who either scored below a Level 3 on the English Language Arts (ELA) assessment in the prior year or who the district has determined through progress monitoring to be below grade level and in need of additional reading intervention. Each school district shall receive \$300,000 plus a pro rata share of the balance of the appropriation based on the district's 2020-2021 K-5 student FTE. School districts may use the funds for: (a) salaries and stipends for reading coaches, specialists, interventionists, and other instructional staff qualified to provide reading intervention as defined in section 1011.62 (9)(d)1, Florida Statutes, during the school year or a summer program; (b) salaries or stipends for local reading coordinators to facilitate a district-managed reading intervention response to improve student reading outcomes; or (c) curriculum, resources, and materials necessary to implement explicit and systematic instructional strategies.

AND INSERT:

From the funds in Specific Appropriation 106, \$4,882,658 in recurring funds and \$8,359,202 in nonrecurring funds is provided for the School District Intensive Reading Initiative Pilot. These funds are provided to Collier, Escambia, Gulf, Highlands, Lafayette, Indian River, Pasco, St. Johns, Santa Rosa, and Sarasota school districts to provide additional reading intervention opportunities to students in kindergarten through grade 5 enrolled in a public school who either scored below a Level 3 on the English Language Arts (ELA) assessment in the prior year or who the district has determined through progress monitoring to be below grade level and in need of additional reading intervention. Each school district shall receive \$300,000 plus a pro rata share of the balance of the appropriation based on the district's 2020-2021 K-5 student FTE. School districts may use the funds for: (a) salaries and stipends for reading coaches, specialists, interventionists, and other instructional staff qualified to provide reading intervention as defined in section



1011.62 (9)(d)1., Florida Statutes, during the school year or a summer program; (b) salaries or stipends for local reading coordinators to facilitate a district-managed reading intervention response to improve student reading outcomes; or (c) curriculum, resources, and materials necessary to implement explicit and systematic instructional strategies.

JUVENILE JUSTICE, DEPARTMENT OF  
Program: Prevention And Victim Services  
Delinquency Prevention And Diversion 80900100

DELETE INSERT

Senator Boyd moved the following amendment which was adopted:

**Amendment 3 (995055)—**

1179 In Section 04 On Page 185  
Special Categories 100254  
Pace Centers IOEB

AGENCY FOR HEALTH CARE ADMINISTRATION  
Program: Health Care Services  
Executive Direction And Support Services 68500200

1000 General Revenue Fund 16,776,014 17,026,014  
CA 250,000 FSI1 250,000

190 In Section 03 On Page 051  
Special Categories 102085  
Florida Health Care Connection (Fx) IOEA

In Section On Page 000

CORRECTIONS, DEPARTMENT OF  
Program: Security And Institutional  
Operations  
Executive Direction And Support Services 70031900

1000 General Revenue Fund 3,973,021 3,723,021  
CA -250,000 FSI2NR -250,000

657 In Section 04 On Page 124  
Salaries And Benefits 010000 IOEA

HEALTH, DEPARTMENT OF  
Program: Community Public Health  
Community Health Promotion 64200100

1000 General Revenue Fund 34,316,584 34,066,584  
CA -250,000 FSI1 -250,000

437 In Section 03 On Page 095  
Aid To Local Governments 050331  
Grants And Aids - Primary Care Program IOEB

Senator Boyd moved the following amendment which was adopted:

**Amendment 6 (995042)—**

1000 General Revenue Fund 18,682,810 18,932,810  
CA 250,000 FSI1NR 250,000

TRANSPORTATION, DEPARTMENT OF  
Transportation Systems Operations  
Program: Highway Operations 55150200

DELETE INSERT

Following Specific Appropriation 437, INSERT:

From the funds in Specific Appropriation 437, \$250,000 in nonrecurring funds from the General Revenue Fund is provided for Hospital Readmission Reduction/Diversion (Senate Form 1055.)

1915A In Section 05 On Page 269  
Fixed Capital Outlay 088862  
Local Transportation Projects IOEK

Senator Brodeur moved the following amendment which was adopted:

**Amendment 4 (995049)—**

2540 State Transportation (Primary) 72,005,917 72,005,917  
Trust Fund  
CA 0

AGENCY FOR HEALTH CARE ADMINISTRATION  
Program: Health Care Services  
Executive Direction And Support Services 68500200

Following Specific Appropriation 1915A, DELETE:

190 In Section 03 On Page 051  
Special Categories 102085  
Florida Health Care Connection (Fx) IOEA

Reconstruction of SR 33 and I-4 Interchange (Exit 38) -  
Lakeland (Senate Form 2113)..... 6,500,000

1000 General Revenue Fund 3,973,021 3,723,021  
CA -250,000 FSI2NR -250,000

AND INSERT:

Tampa Bay Area Regional Transit Authority (Senate Form  
2127)..... 1,500,000  
Reconstruction of SR 33 and I-4 Interchange (Exit 38) -  
Lakeland (Senate Form 2113)..... 5,000,000

CHILDREN AND FAMILIES, DEPARTMENT OF  
Services  
Program: Community Services  
Community Substance Abuse And Mental  
Health Services 60910950

Senator Broxson moved the following amendment which was adopted:

**Amendment 7 (995044)—**

367 In Section 03 On Page 084  
Special Categories 100778  
Grants And Aids - Contracted Services IOEB

ECONOMIC OPPORTUNITY, DEPARTMENT OF  
Program: Community Development  
Housing And Community Development 40300200

DELETE INSERT

1000 General Revenue Fund 17,213,636 17,463,636  
CA 250,000 FSI1NR 250,000

2236A In Section 06 On Page 304  
Grants And Aids To Local Governments And 140220  
Nonstate Entities - Fixed Capital Outlay  
Housing And Community Development  
Projects - Fixed Capital Outlay IOEM

At the end of existing proviso language, following Specific Appropriation 367, INSERT:

Central Florida Cares Health System - Adult Mobile Response  
Team (Senate Form 1221)..... 250,000

1000 General Revenue Fund 20,888,682 21,888,682  
CA 1,000,000 FSI1NR 1,000,000

Following Specific Appropriation 2236A, INSERT:

Building Homes for Heroes (Senate  
Form 2128)..... 1,000,000

Senator Burgess moved the following amendment which was adopted:

**Amendment 5 (995045)—**

STATE, DEPARTMENT OF  
 Program: Cultural Affairs  
 Cultural Affairs 45500300

In Section 06 On Page 387  
 3107 Special Categories 100123  
 Grants And Aids - Cultural And Museum  
 Grants IOEB

1000 General Revenue Fund 14,152,752 13,152,752  
 CA -1,000,000 FSI1NR -1,000,000

Following Specific Appropriation 3107, DELETE:

From the funds in Specific Appropriation 3107, \$13,845,492 of nonrecurring funds from the General Revenue Fund is provided for the Department of State 2021-2022 Cultural and Museum Grants General Program Support ranked list in its entirety.

AND INSERT:

From the funds in Specific Appropriation 3107, \$12,845,492 of nonrecurring funds from the General Revenue Fund is provided for the Department of State 2021-2022 Cultural and Museum Grants General Program Support ranked list in its entirety.

Senator Ausley moved the following amendments which were adopted:

**Amendment 8 (995051)—**

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development Housing And Community Development 40300200		
In Section 06 On Page 304 2236A Grants And Aids To Local Governments And 140220 Nonstate Entities - Fixed Capital Outlay Housing And Community Development Projects - Fixed Capital Outlay IOEM		
1000 General Revenue Fund 20,888,682 20,970,357 CA 81,675 FSI1NR 81,675		

Following Specific Appropriation 2236A, INSERT:

Forest Capital Hall Auditorium Improvement Project - Taylor (Senate Form 1738)..... 81,675

GOVERNOR, EXECUTIVE OFFICE OF THE  
 Program: Emergency Management  
 Emergency Prevention, Preparedness And  
 Response 31700100

In Section 06 On Page 340 2592 Grants And Aids To Local Governments And 140527 Nonstate Entities - Fixed Capital Outlay Emergency Management Critical Facility Needs IOEM		
1000 General Revenue Fund 3,022,392 2,940,717 CA -81,675 FSI1NR -81,675		

Following Specific Appropriation 2592, DELETE:

Blountstown FEMA Waiver (Senate Form 1491)..... 831,392

AND INSERT:

Blountstown FEMA Waiver (Senate Form 1491)..... 749,717

**Amendment 9 (995053)—**

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development		

Housing And Community Development 40300200

In Section 06 On Page 304  
 2236A Grants And Aids To Local Governments And 140220  
 Nonstate Entities - Fixed Capital Outlay  
 Housing And Community Development  
 Projects - Fixed Capital Outlay IOEM

1000 General Revenue Fund 20,888,682 21,238,399 CA 349,717 FSI1NR 349,717		
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Following Specific Appropriation 2236A, INSERT:

Calhoun County Administration Building/County Extension Office (Senate Form 1629)..... 349,717

GOVERNOR, EXECUTIVE OFFICE OF THE  
 Program: Emergency Management  
 Emergency Prevention, Preparedness And  
 Response 31700100

In Section 06 On Page 340 2592 Grants And Aids To Local Governments And 140527 Nonstate Entities - Fixed Capital Outlay Emergency Management Critical Facility Needs IOEM		
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1000 General Revenue Fund 3,022,392 2,672,675 CA -349,717 FSI1NR -349,717		
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Following Specific Appropriation 2592, DELETE:

Blountstown FEMA Waiver (Senate Form 1491)..... 831,392

Following Specific Appropriation 2592, INSERT:

Blountstown FEMA Waiver (Senate Form 1491)..... 481,675

**Amendment 10 (995052)—**

	DELETE	INSERT
GOVERNOR, EXECUTIVE OFFICE OF THE Program: Emergency Management Emergency Prevention, Preparedness And Response 31700100		

In Section 06 On Page 340 2592 Grants And Aids To Local Governments And 140527 Nonstate Entities - Fixed Capital Outlay Emergency Management Critical Facility Needs IOEM		
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1000 General Revenue Fund 3,022,392 3,022,392 CA 0		
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Following Specific Appropriation 2592, DELETE:

Blountstown FEMA Waiver (Senate Form 1491)..... 831,392

AND INSERT:

Blountstown FEMA Waiver (Senate Form 1491)..... 681,392  
 Backup Generator - Secondary Special Needs Shelter - Leon  
 (Senate Form 1545)..... 150,000

Senator Albritton moved the following amendment which was adopted:

**Amendment 11 (995041)—**

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Agricultural Economic Development Aquaculture 42170300		

In Section 05 On Page 219  
 1471A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Bascom Farms IOEM 140034

1000 General Revenue Fund 500,000  
 CA 500,000 FSI1NR 500,000

Following Specific Appropriation 1471A, INSERT:

Funds in Specific Appropriation 1471A are provided for the the Bascom Farms Sturgeon Aquafarm project (Senate Form 2126).

MANAGEMENT SERVICES, DEPARTMENT OF  
 Program: Facilities Program  
 Facilities Management 72400100

In Section 06 On Page 353  
 2734 Fixed Capital Outlay 083400  
 Statewide Capital Depreciation - General  
 - Dms Mgd IOEI

1000 General Revenue Fund 6,580,306 6,080,306  
 CA -500,000 FSI1NR -500,000

Senators Boyd and Rouson offered the following amendment which was moved by Senator Boyd and adopted:

**Amendment 12 (995048)—**

		DELETE	INSERT
	MANAGEMENT SERVICES, DEPARTMENT OF Program: Facilities Program Facilities Management 72400100		
2734	In Section 06 On Page 353 Fixed Capital Outlay 083400 Statewide Capital Depreciation - General - Dms Mgd IOEI		
1000	General Revenue Fund 6,580,306 3,580,306 CA -3,000,000 FSI1NR -3,000,000		

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
 Program: Water Restoration Assistance  
 Water Restoration Assistance 37220100

In Section 05 On Page 235  
 1602A Fixed Capital Outlay 080888  
 Hazardous Sites Cleanup -  
 Phosphate/Mulberry/Piney Point IOEJ

1000 General Revenue Fund 3,000,000  
 CA 3,000,000 FSI1NR 3,000,000

Following Specific Appropriation 1602A, INSERT:

Funds in Specific Appropriation 1602A are provided to properly and safely dispose of wastewater and perform site cleanup at Piney Point (Senate Form 1155).

Senator Brodeur moved the following amendment which was adopted:

**Amendment 13 (995046)—**

		DELETE	INSERT
	ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
1607A	In Section 05 On Page 235 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM 140047		

Following Specific Appropriation 1607A, DELETE:

Seminole County Government - Lake Jesup Watershed Project (Senate Form 1161)..... 250,000

Following Specific Appropriation 1607A, INSERT:

Seminole County Little Wekiva River (Senate Form 1477)..... 250,000

Senator Albritton moved the following amendment which was adopted:

**Amendment 14 (995047)—**

		DELETE	INSERT
	MANAGEMENT SERVICES, DEPARTMENT OF Program: Facilities Program Facilities Management 72400100		
2734	In Section 06 On Page 353 Fixed Capital Outlay 083400 Statewide Capital Depreciation - General - Dms Mgd IOEI		
1000	General Revenue Fund 6,580,306 6,330,306 CA -250,000 FSI1NR -250,000		

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
 Program: Water Restoration Assistance  
 Water Restoration Assistance 37220100

In Section 05 On Page 235  
 1607A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects IOEM 140047

1000 General Revenue Fund 39,338,744 39,588,744  
 CA 250,000 FSI1NR 250,000

Following Specific Appropriation 1607A, INSERT:

Palm Beach County Loxahatchee River Preservation Initiative (Senate Form 1702)..... 250,000

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Perry moved the following amendments which were adopted:

**Amendment 15 (995054)—**

		DELETE	INSERT
	LAW ENFORCEMENT, DEPARTMENT OF Program: Executive Direction And Support Executive Direction And Support Services 71150200		
1208A	In Section 04 On Page 189 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Liberty County Jail Improvements IOEM 140048		
1000	General Revenue Fund 250,000 250,000 CA 250,000 FSI1NR 250,000		

INSERT:

Funds in Specific Appropriation 1208A are provided for Liberty County Jail Improvements (Senate Form 2132).

JUSTICE ADMINISTRATION  
 Program: Justice Administrative  
 Commission  
 Executive Direction And Support Services 21300800

In Section 04 On Page 135  
 750 Special Categories 103540  
 Criminal Conflict Case Costs IOEA

1000 General Revenue Fund 36,837,707 36,587,707  
 CA -250,000 FSI1NR -250,000

Amendment 16 (995058)—

	DELETE	INSERT
CORRECTIONS, DEPARTMENT OF 70000000		
In Section 04 On Page 116		

In Section 04, on Page 116, DELETE the following:

The Department of Corrections shall develop a comprehensive facility consolidation plan to adjust prison capacity based on funding reductions made for the 2021-2022 fiscal year. The plan shall include specific recommendations for aligning inmate populations with capacity, which shall include both consolidating and closing facilities. The plan shall include a reduction of at least 6,000 beds through the closure of at least four state-operated facilities. Facilities shall be selected for closure based on all of the following factors:

- 1) Age and facility maintenance needs of the institution;
- 2) Proximity of the institution to others within the region;
- 3) The local labor pool and availability of workforce for staffing the institution;
- 4) Historical officer vacancy rates of the institution; and
- 5) The impact of the closure on the local community's economy.

The plan shall be submitted to the Executive Office of the Governor, the President of the Senate and the Speaker of the House of Representatives by September 1, 2021, for review and approval. Upon approval of the plan, the department shall consolidate and close identified facilities by December 31, 2021. The closed facilities shall be demolished by June 30, 2024.

AND INSERT:

The Department of Corrections shall develop a comprehensive facility consolidation plan to adjust prison capacity for the 2021-2022 fiscal year. The plan shall include specific recommendations for aligning inmate populations with capacity, including the closure of one 1,500 bed state-operated facility. The recommended closure shall be based on all of the following factors:

1. Age and facility maintenance needs of the institution.
2. Proximity of the institution to others within the region.
3. The local labor pool and availability of workforce for staffing the institution.
4. Historical officer vacancy rates of the institution.
5. The impact of the closure on the local community's economy.

The plan shall be submitted to the Executive Office of the Governor, the President of the Senate and the Speaker of the House of Representatives by September 1, 2021. The department shall close the identified facility by December 31, 2021.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Hooper moved the following amendment which was adopted:

Amendment 17 (995057)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
In Section 05 On Page 269		
1915A Fixed Capital Outlay 088862		
Local Transportation Projects IOEK		
2540 State Transportation (Primary)	72,005,917	72,005,917
Trust Fund		
CA 0		

Following Specific Appropriation 1915A, DELETE:

Reconstruction of SR 33 and I-4 Interchange (Exit 38) - Lakeland (Senate Form 2113).....	6,500,000
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AND INSERT:

Sunlake Boulevard Roadway and Utility Infrastructure (Senate Form 2134).....	1,000,000
Reconstruction of SR 33 and I-4 Interchange (Exit 38) - Lakeland (Senate Form 2113).....	5,500,000

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Book moved the following amendment which was adopted:

Amendment 18 (995056)—

	DELETE	INSERT
MANAGEMENT SERVICES, DEPARTMENT OF Program: Facilities Program Facilities Management 72400100		
In Section 06 On Page 353		
2734 Fixed Capital Outlay 083400		
Statewide Capital Depreciation - General - Dms Mgd IOEI		
1000 General Revenue Fund	6,580,306	5,580,306
CA -1,000,000 FSI1NR -1,000,000		
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Policy And Ecosystems Restoration		
Water Policy And Ecosystems Restoration 37200100		
In Section 05 On Page 232		
1589 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Everglades Restoration IOEM	141117	
1000 General Revenue Fund		1,000,000
CA 1,000,000 FSI1NR 1,000,000		

At the end of existing proviso language, following Specific Appropriation 1589, INSERT:

From the funds in Specific Appropriation 1589, \$1,000,000 in nonrecurring funds from the General Revenue Fund is provided to the South Florida Water Management District for the C-51 Reservoir Project pursuant to section 373.4598(9), Florida Statutes (Senate Form 2133).

On motion by Senator Stargel, by two-thirds vote, SB 2500, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

SB 2502—A bill to be entitled An act implementing the 2021-2022 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be re-

leased and expended as required in the General Appropriations Act; amending s. 1011.62, F.S.; extending for 1 fiscal year a provision suspending an allocation related to declines in full-time equivalent students; extending for 1 fiscal year authorization for the Legislature to provide a funding compression and hold harmless allocation; modifying the manner of prorating appropriations made under the funding compression and hold harmless allocation; reenacting s. 1001.26(1), F.S., relating to the public broadcasting program system; extending for 1 fiscal year authorization for the Department of Education to provide certain appropriated funds to certain education television stations and public colleges and universities for public broadcasting; providing for the expiration and reversion of specified statutory text; amending s. 1004.6495, F.S.; specifying the manner of funding for Florida Postsecondary Comprehensive Transition Program grants for the 2021-2022 fiscal year; amending chapter 2020-28, Laws of Florida; delaying the effective date of provisions governing intercollegiate athlete compensation and rights; amending s. 1006.73, F.S.; requiring that the Florida Postsecondary Academic Library Network be overseen by a host entity determined by the Board of Governors and the Department of Education; specifying services that the network must provide to public postsecondary educational institutions; amending s. 1013.40, F.S.; removing the requirement of prior legislative approval for the acquisition or construction of certain Florida College System institution facilities; requiring such institutions to report information related to certain facilities; incorporating by reference certain calculations for the Medicaid Hospital Funding programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program to reflect actual enrollment changes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; authorizing the Agency for Health Care Administration and the Department of Health to each submit a budget amendment to realign funding within the Florida Kidcare program appropriation categories or increase budget authority for certain purposes; specifying the time period within each such budget amendment must be submitted; amending ss. 381.986 and 381.988, F.S.; extending for 1 year the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; amending s. 14(1), chapter 2017-232, Laws of Florida; exempting certain rules pertaining to medical marijuana adopted to replace emergency rules from specified rulemaking requirements; providing for the expiration and reversion of specified law; authorizing the Department of Children and Families to submit a budget amendment to realign funding for implementation of the Guardianship Assistance Program; authorizing the Department of Health to submit a budget amendment to increase budget authority for the HIV/AIDS Prevention and Treatment Program if a certain condition is met; requiring the Agency for Health Care Administration to replace the Florida Medicaid Management Information System (FMMIS) and fiscal agent operations with a specified new system; specifying items that may not be included in the new system; providing directives to the agency related to the new system, the Florida Health Care Connection system; requiring the agency to meet certain requirements in replacing FMMIS and the current Medicaid fiscal agent; requiring the agency to implement a project governance structure that includes an executive steering committee; providing procedures for use by the executive steering committee; providing responsibilities of the executive steering committee; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; requiring review and approval by the Legislative Budget Commission; amending s. 1011.80, F.S.; specifying the manner by which state funds for postsecondary workforce programs may be used for inmate education; providing for the expiration and reversion of specified statutory text; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not re-

duce distributions below amounts necessary for certain payments due on bonds and to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate a reduction in deductions for amounts owed by a county; reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), F.S., relating to court-appointed counsel; extending for 1 fiscal year provisions governing the appointment of court-appointed counsel; amending s. 27.5304, F.S., and reenacting subsections (1), (3), (7), and (11), and paragraphs (12)(a)-(e), relating to private court-appointed counsel; extending for 1 fiscal year limitations on compensation for representation in criminal proceedings; providing for the expiration and reversion of specified statutory text; creating s. 27.403, F.S.; establishing the Cross-Jurisdictional Death Penalty Pilot Program within the office of criminal conflict and civil regional counsel for the Second Appellate District; providing for the appointment of alternate counsel in the event of a conflict; providing for the continuation of an appointment of representation, notwithstanding expiration of the pilot program; specifying that clerks of the circuit court are responsible for certain costs related to juries which exceed a certain funding level; reenacting s. 20.316(2) and (3), F.S., relating to the Department of Juvenile Justice; extending for 1 fiscal year provisions creating the Accountability and Program Support program within the department; providing for the expiration and reversion of specified statutory text; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocur certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature by a specified date; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing assessment between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resources services purchased per statewide contract; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS), subject to specified limitations; requiring the Department of Financial Services to take certain actions regarding such replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing a deadline for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds monthly; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; amending s. 375.041, F.S.; specifying that certain funds for projects dedicated to restoring Lake Apopka shall be appropriated as provided in the General Appropriations Act; reenacting s. 570.93(1)(a), F.S., relating to the agricultural water conservation program of the Department of Agriculture and Consumer Services; extending for 1 fiscal year provisions governing administration of a cost-share program; providing for the expiration and reversion of specified statutory text; amending s. 259.105, F.S.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2021-2022 fiscal year; amending s. 161.101, F.S.; specifying that beach and inlet management projects be funded as provided in the General Appropriations Act; reenacting s. 376.3071(15)(g), F.S., relating to the Inland

Protection Trust Fund; exempting specified costs incurred by certain petroleum storage system owners or operators during a specified period from the prohibition against making payments in excess of amounts approved by the Department of Environmental Protection; providing for the expiration and reversion of specified statutory text; amending s. 321.04, F.S.; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Governor; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; amending s. 215.559, F.S.; delaying the repeal of provisions governing the Division of Emergency Management's Hurricane Loss Mitigation Program; amending s. 288.80125, F.S.; extending for 1 fiscal year a requirement that funds in the Triumph Gulf Coast Trust Fund be used for the Rebuild Florida Revolving Loan Fund program for purposes related to Hurricane Michael recovery; amending s. 337.11, F.S.; prohibiting the Department of Transportation from entering into a contract exceeding a specified amount with a consultant for certain services; authorizing the department to share construction cost savings with certain consultants, subject to specified limitations; amending s. 339.08, F.S.; authorizing the transfer of funds from the State Transportation Trust Fund to the General Revenue Fund as provided in the General Appropriations Act; specifying that any amount transferred be reduced from the total state revenue deposited into the State Transportation Trust Fund; amending s. 339.135, F.S.; authorizing the chair and vice chair of the Legislative Budget Commission to approve certain work program amendments under specified circumstances; amending s. 341.052, F.S.; waiving the limitation on local participation for certain public transit grants; amending s. 112.061, F.S.; extending for 1 fiscal year the authorization for the Lieutenant Governor to designate an alternative official headquarters under certain conditions; specifying restrictions, limitations, eligibility for the subsistence allowance, reimbursement of transportation expenses, and payment thereof; amending s. 216.292, F.S.; extending for 1 fiscal year a provision prescribing requirements for the review of certain transfers of appropriations; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2021-2022 fiscal year as applied in the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; specifying the types of travel which may be used with state employee travel funds; providing exceptions; providing a monetary cap on lodging costs for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses that exceed the monetary caps; prohibiting a state agency from entering into a contract containing certain nondisclosure agreements; reenacting and amending s. 216.1366, F.S., relating to contract terms; extending for 1 fiscal year provisions requiring each public agency contract for services after a certain date to authorize public agencies to inspect specified information related to such contract; incorporating by reference certain calculations of reversions; authorizing state agencies to submit budget amendments to implement any necessary salary increases to address pay plan compression resulting from the increase in the state minimum wage; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was read the second time by title. On motion by Senator Stargel, by two-thirds vote, **SB 2502** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Baxley	Book
Albritton	Bean	Boyd
Ausley	Berman	Bracy

Bradley	Gruters	Rodriguez
Brandes	Harrell	Rodriguez
Brodeur	Hooper	Rouson
Broxson	Hutson	Stargel
Burgess	Jones	Stewart
Cruz	Mayfield	Taddeo
Diaz	Passidomo	Thurston
Farmer	Perry	Torres
Gainer	Pizzo	Wright
Garcia	Polsky	
Gibson	Powell	

Nays—None

**SB 2504**—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the second time by title. On motion by Senator Stargel, by two-thirds vote, **SB 2504** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 7018**—A bill to be entitled An act relating to employer contributions to fund retiree benefits; amending ss. 112.363, 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy as of a specified date; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **SB 7018** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 2506**—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; revising the definition of the term “full-time state employees” to conform to changes made by the act; authorizing persons eligible to participate in the program to elect membership with certain health maintenance organization plans; requiring that at least one health maintenance organization plan be made available to each enrollee residing in this state; deleting provisions providing for the establishment of health maintenance organization plan regions by Department of Management Services rule; deleting a requirement that health plans be offered in specified benefit levels; establishing regions for health maintenance organizations for specified purposes; providing construction; amending s. 110.12315, F.S.; removing a limitation on the annual maximum amount for coverage for medically necessary prescription and nonprescription enteral formulas and amino-acid-based elemental formulas for home use; requiring the department to ensure that the prescription drug program receives certain benefits; requiring the department to perform annual audits of such benefits; amending s. 110.131, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Stargel, by two-thirds vote, **SB 2506** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 2508**—A bill to be entitled An act relating to employee compensation; amending s. 1012.885, F.S.; redefining the term “appropriated state funds”; revising a limitation on remuneration from appropriated state funds for Florida College System institution presidents; amending s. 1012.886, F.S.; redefining terms; revising applicability of provisions limiting the amount of remuneration from appropriated state funds to include all Florida College System institution employees; revising the maximum annual amount of remuneration which may be funded through appropriated state funds; amending s. 1012.975, F.S.; redefining the term “public funds”; revising a limitation on remuneration from public funds for state university presidents; amending s. 1012.976, F.S.; redefining terms; revising applicability of provisions limiting the amount of remuneration from appropriated state funds to include all state university employees; revising the maximum annual amount of remuneration which may be funded through appropriated state funds; requiring that salary increases for state university employees be based on performance, except as otherwise provided in the General Appropriations Act; prohibiting the issuance of general salary increases without regard to employee performance when using appropriated state funds; authorizing the Board of Governors to adopt regulations for specified purposes; providing an effective date.

—was read the second time by title. On motion by Senator Stargel, by two-thirds vote, **SB 2508** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bean	Bracy
Albritton	Berman	Bradley
Ausley	Book	Brandes
Baxley	Boyd	Brodeur

Broxson	Hooper	Rodriguez
Burgess	Hutson	Rouson
Cruz	Jones	Stargel
Diaz	Mayfield	Stewart
Farmer	Passidomo	Taddeo
Gainer	Perry	Thurston
Garcia	Pizzo	Torres
Gibson	Polsky	Wright
Gruters	Powell	
Harrell	Rodrigues	

Nays—None

**SB 2510**—A bill to be entitled An act relating to the state agency law enforcement radio system; amending ss. 318.18 and 318.21, F.S.; revising expiration dates of provisions relating to the remission of surcharges for specified criminal offenses and noncriminal moving traffic violations to the Department of Revenue to fund the state agency law enforcement radio system and to provide technical assistance with respect to statewide systems of regional law enforcement communications; providing an effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, **SB 2510** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for SB 1954** was deferred.

**SB 2512**—A bill to be entitled An act relating to documentary stamp tax distributions; amending s. 201.15, F.S.; revising and deleting distributions of the documentary stamp tax; providing that specified distributions may not be transferred to the General Revenue Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from the Water Protection and Sustainability Program Trust Fund; reenacting ss. 201.0205, 339.55(9), 420.5092(5) and (6), and 420.9073(1), (2), and (3), F.S., relating to counties that have implemented chapter 83-220, Laws of Florida, the state-funded infrastructure bank, the Florida Affordable Housing Guarantee Program, and local housing distributions, respectively, to incorporate the amendments made to s. 201.15, F.S., in references thereto; providing a contingent effective date.

—was read the second time by title.

Senator Albritton moved the following amendment which was adopted:

**Amendment 1 (133858)**—Delete lines 83-131 and insert:

(c) ~~An amount equaling 4.5 percent of the remainder in each fiscal year shall be paid into the State Treasury to the credit of the State Housing Trust Fund. Of such funds, the first \$35 million shall be transferred annually, subject to any dis-~~

~~tribution required under subsection (5), to the State Economic Enhancement and Development Trust Fund within the Department of Economic Opportunity. The funds remainder shall be used as follows:~~

1. Half of that amount shall be used for the purposes for which the State Housing Trust Fund was created and exists by law.

2. Half of that amount shall be paid into the State Treasury to the credit of the Local Government Housing Trust Fund and used for the purposes for which the Local Government Housing Trust Fund was created and exists by law.

~~(d) An amount equaling 5.20254 Twelve and ninety-three hundredths percent of the remainder in each fiscal year shall be paid into the State Treasury to the credit of the State Housing Trust Fund. Of such funds, the first \$40 million shall be transferred annually, subject to any distribution required under subsection (5), to the State Economic Enhancement and Development Trust Fund within the Department of Economic Opportunity. The remainder shall be used as follows:~~

1. Twelve and one-half percent of that amount shall be deposited into the State Housing Trust Fund and expended by the Department of Economic Opportunity and the Florida Housing Finance Corporation for the purposes for which the State Housing Trust Fund was created and exists by law.

2. Eighty-seven and one-half percent of that amount shall be distributed to the Local Government Housing Trust Fund and used for the purposes for which the Local Government Housing Trust Fund was created and exists by law. Funds from this category may also be used to provide for state and local services to assist the homeless.

(e) The lesser of 0.017 percent of the remainder or \$300,000 in each fiscal year shall be paid into the State Treasury to the credit of the General Inspection Trust Fund to be used to fund oyster management and restoration programs as provided in s. 379.362(3).

(f) A total of \$75 million shall be paid into the State Treasury to the credit of the State Economic Enhancement and Development Trust Fund within the Department of Economic Opportunity.

(g) An amount equaling 5.4175 percent of the remainder shall be paid into the Resilient Florida Trust Fund to be used for the purposes for which the Resilient Florida Trust Fund was created and exists by law. Funds may be used for planning and project grants.

(h) An amount equaling 5.4175 percent of the remainder

On motion by Senator Albritton, by two-thirds vote, **SB 2512**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—25

Mr. President	Broxson	Mayfield
Albritton	Burgess	Passidomo
Baxley	Diaz	Perry
Bean	Gainer	Rodrigues
Book	Garcia	Rodriguez
Boyd	Gruters	Stargel
Bradley	Harrell	Wright
Brandes	Hooper	
Brodeur	Hutson	

Nays—14

Ausley	Jones	Stewart
Berman	Pizzo	Taddeo
Bracy	Polsky	Thurston
Cruz	Powell	Torres
Farmer	Rouson	

Vote after roll call:

Nay—Gibson

**SB 2514**—A bill to be entitled An act relating to the Resilient Florida Trust Fund; creating s. 380.0935, F.S.; creating the Resilient Florida Trust Fund within the Department of Environmental Protection; providing for the purpose of the fund; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, **SB 2514** was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 2516**—A bill to be entitled An act relating to water storage north of Lake Okeechobee; creating s. 373.4599, F.S.; defining terms; requiring the South Florida Water Management District to request that the United States Army Corps of Engineers seek congressional approval of a project implementation report for the Lake Okeechobee Watershed Restoration Project by a specified date; requiring the district to seek a project partnership agreement with the corps upon such approval; requiring the district, in partnership with the corps, to expedite the development and implementation of aquifer storage and recovery wells; requiring the district to perform necessary scientific investigation and monitoring with implementation of such storage and recovery; requiring the district to expedite implementation of the aquifer storage and recovery science plan developed by the district and the corps; providing an implementation schedule for project sites; requiring the district, in partnership with the corps, to pursue expeditious implementation of certain wetland restoration projects; requiring the district to submit a report to the Legislature by a specified date; providing requirements for the report; amending s. 375.041, F.S.; requiring an annual appropriation from the Land Acquisition Trust Fund for the Lake Okeechobee Watershed Restoration Project; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, **SB 2516** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None



**SB 2518**—A bill to be entitled An act relating to health care; amending s. 296.37, F.S.; revising the amount of money residents of a veterans' nursing home must receive monthly before being required to contribute to their maintenance and support; amending s. 393.0661, F.S.; correcting a cross-reference; reenacting s. 400.179(2)(d), F.S., relating to liability for Medicaid underpayments and overpayments; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for children according to the resource limits under the Temporary Cash Assistance Program; amending s. 409.904, F.S.; deleting the effective date and expiration date of a provision requiring the Agency for Health Care Administration to make payments to Medicaid-covered services; amending s. 409.906, F.S.; deleting authorization for payment for chiropractic, hearing, optometric, podiatric, and visual services provided to Medicaid recipients; reenacting s. 409.908, F.S., relating to reimbursement of Medicaid providers; amending s. 409.908, F.S.; authorizing the agency to receive funds to be used for Low Income Pool Program payments; amending s. 409.911, F.S.; revising the years of audited disproportionate share data the agency must use for calculating an average for purposes of calculating disproportionate share payments; authorizing the agency to use data available for a hospital; conforming provisions to changes made by the act; correcting a cross-reference; revising the requirement that the agency distribute moneys to hospitals providing a disproportionate share of Medicaid or charity care services, as provided in the General Appropriations Act, to apply to each fiscal year, rather than a specified fiscal year; deleting the expiration date of such requirement; amending s. 409.9113, F.S.; revising the requirement that the agency make disproportionate share payments to teaching hospitals, as provided in the General Appropriations Act, to apply to each fiscal year, rather than a specified fiscal year; deleting the expiration date of such requirement; amending s. 409.9119, F.S.; revising the requirement that the agency make disproportionate share payments to certain specialty hospitals for children to apply to each fiscal year, rather than a specified fiscal year; deleting the expiration date of such requirement; amending s. 409.968, F.S.; correcting a cross-reference; amending s. 409.975, F.S.; deleting a requirement that the agency contract with a representative of all Healthy Start Coalitions to provide certain services to recipients; revising requirements for specified programs and procedures established by managed care plans; amending s. 430.502, F.S.; revising the name of a memory disorder clinic in Pensacola; reenacting s. 624.91(5)(b), F.S.; relating to The Florida Healthy Kids Corporation Act; amending s. 893.055, F.S.; deleting the effective date and expiration date; requiring the agency to contract with organizations for the provision of elder care services in specified counties if certain conditions are met; requiring the agency to contract with a hospital for the provision of elder care services in a specified county if certain conditions are met; authorizing an organization providing elder care services in specified counties to provide elder care services in additional specified counties if certain conditions are met; providing effective dates.

—was read the second time by title. On motion by Senator Bean, by two-thirds vote, **SB 2518** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

## MOTIONS

On motion by Senator Stargel, the rules were waived and the staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2500** and **SB 2502**.

On motion by Senator Stargel, the House was requested to pass the following Senate budget bills as passed by the Senate or agree to include these bills in the budget conference: **SB 2500, SB 2502, SB 2504, SB 7018, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, and SB 2518**.

On motion by Senator Passidomo, the rules were waived and the following Senate budget bills passed this day were ordered immediately certified to the House: **SB 2500, SB 2502, SB 2504, SB 7018, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, and SB 2518**.

By direction of the President, there being no objection, the Senate reverted to—

## BILLS ON THIRD READING

**CS for CS for HB 233**—A bill to be entitled An act relating to postsecondary education; amending ss. 1001.03 and 1001.706, F.S.; defining the terms “intellectual freedom and viewpoint diversity” and “shield”; requiring the State Board of Education and the Board of Governors, respectively, to annually assess intellectual freedom and viewpoint diversity at certain institutions; providing requirements for the assessment; authorizing the State Board of Education to adopt rules; prohibiting the State Board of Education and the Board of Governors, respectively, from shielding certain students, faculty, or staff from certain speech; amending s. 1004.097, F.S.; defining the term “shield”; providing that certain faculty communications are protected expressive activity; prohibiting specified entities from shielding students, faculty, or staff from certain speech; authorizing students at public postsecondary institutions to record video and audio in classrooms for specified purposes; prohibiting the publication of certain video or audio recordings; providing exception; revising available remedies for certain causes of action to include damages; providing that such damages and specified costs and fees must be paid from nonstate funds; providing a cause of action against a person who publishes certain video or audio recordings; providing a limitation on the amount that can be recovered; amending s. 1004.26, F.S.; requiring university student governments to adopt certain internal procedures; providing requirements for such procedures; amending s. 1006.60, F.S.; requiring the State Board of Education and the Board of Governors to require certain institutions to adopt codes of conduct; providing requirements for such codes of conduct; providing that such codes of conduct include certain due process rights; providing an effective date.

—was read the third time by title.

On motion by Senator Rodrigues, **CS for CS for HB 233** was passed and certified to the House. The vote on passage was:

Yeas—23

Mr. President	Broxson	Mayfield
Albritton	Burgess	Passidomo
Baxley	Diaz	Perry
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Boyd	Gruters	Stargel
Brandes	Hooper	Wright
Brodeur	Hutson	

Nays—15

Ausley	Bradley	Gibson
Book	Cruz	Jones
Bracy	Farmer	Pizzo

Polsky	Stewart	Thurston
Powell	Taddeo	Torres

Vote after roll call:

Yea—Harrell

Nay—Rouson

Yea to Nay—Berman, Brandes

**CS for CS for CS for SB 76**—A bill to be entitled An act relating to property insurance; amending s. 626.9373, F.S.; defining terms; providing for an award of attorney fees for certain claims under specified circumstances; providing that, for certain attorney fees awarded for claims arising under surplus lines property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; amending s. 627.428, F.S.; providing applicability; amending s. 627.7011, F.S.; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by including roof covering reimbursement schedules; providing requirements for roof covering reimbursement schedules; prohibiting application of a roof covering reimbursement schedule under certain circumstances; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing specified property insurance policies by offering roof reimbursement on the basis of replacement costs; providing that certain provisions relating to homeowners’ policies, offers of replacement cost coverage, and offers of law and ordinance coverage do not prohibit insurers from providing coverage on specified property insurance policies for a roof that is limited to a certain value; providing that a stated value sublimit of coverage may not be applied to a roof in certain circumstances; amending s. 627.70132, F.S.; revising property insurance coverages for which a notice of claim must be given to the insurer within a specified timeframe; revising the timeframe for providing notices of property insurance claims; revising the definitions of the terms “supplemental claim” and “reopened claim”; amending s. 627.7015, F.S.; conforming a provision to changes made by the act; authorizing property insurance policies to require policyholders and assignees to participate in mediation; creating s. 627.70152, F.S.; providing applicability; defining terms; requiring notice of intent to initiate litigation; specifying requirements for such notice; specifying an assignee’s presuit obligations; specifying the timeframe within which a notice of intent to initiate litigation must be served; requiring dismissal of certain actions under specified circumstances; specifying the admissibility of certain evidence; providing construction; authorizing an insurer to request to inspect, photograph, or evaluate certain property; specifying requirements for such inspections, photographs, and evaluations; authorizing motions to abate suits under property insurance policies; specifying conditions for abatement; providing for an award of attorney fees for certain claims under specified circumstances; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; providing for an award of attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; creating s. 627.70153, F.S.; requiring parties that are aware of certain residential property insurance claims to notify the court of multiple proceedings; authorizing the court to consolidate certain residential property insurance claims upon notification of any party; amending s. 627.7152, F.S.; deleting definitions; requiring assignment agreements to be provided to named insureds; providing that assignment agreements do not modify the right of insurers to communicate directly with named insureds; deleting a requirement for a notice of intent to initiate litigation; deleting requirements for such notice; deleting a requirement for a written response to the notice of intent to initiate litigation; deleting requirements for such response; deleting a provision related to an award of reasonable attorney fees and costs for certain claims arising under an assignment agreement; deleting a provision related to an award of reasonable attorney fees and costs following a voluntary dismissal under certain circumstances; deleting a requirement for the court to stay proceedings under certain circum-

stances; requesting the Florida Supreme Court to amend rules to require defense and plaintiff lawyers or firms to provide closing statements to the Department of Financial Services under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Boyd, **CS for CS for CS for SB 76** was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Brodeur	Hutson
Albritton	Broxson	Mayfield
Baxley	Burgess	Passidomo
Bean	Diaz	Perry
Book	Gainer	Pizzo
Boyd	Garcia	Rodriguez
Bracy	Gruters	Stargel
Bradley	Harrell	Stewart
Brandes	Hooper	Wright

Nays—13

Ausley	Jones	Taddeo
Berman	Polsky	Thurston
Cruz	Powell	Torres
Farmer	Rodriguez	
Gibson	Rouson	

**SENATOR BEAN PRESIDING**

**SPECIAL ORDER CALENDAR, continued**

On motion by Senator Rodrigues—

**CS for SB 84**—A bill to be entitled An act relating to retirement; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for employees initially enrolled on or after a specified date; providing exceptions; conforming provisions to changes made by the act; amending s. 121.052, F.S.; removing authorization for an elected officer to elect membership in the Senior Management Service Class on or after a specified date; amending s. 121.35, F.S.; modifying provisions governing participation in the investment plan for individuals who are eligible to participate in the State University System Optional Retirement Program to conform to changes made by the act; providing for the transfer of contributions for employees who default into the investment plan; amending s. 121.4501, F.S.; modifying provisions governing the administration of the investment plan to reflect compulsory membership for specified employees; amending s. 121.74, F.S.; revising the employer assessment rate to fund certain administrative and educational expenses related to investment plan administration as of a specified date; amending ss. 238.072 and 413.051, F.S.; conforming cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 84** was placed on the calendar of Bills on Third Reading.

**MOTIONS**

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until 9:00 p.m.

On motion by Senator Baxley—

**CS for CS for SB 86**—A bill to be entitled An act relating to student financial aid; creating s. 1006.75, F.S.; requiring the Board of Governors of the State University System to create an online dashboard; specifying minimum information to be included in the dashboard; requiring the dashboard to be available by a specified date; requiring each state

university office of admissions website to contain a link to the dashboard; requiring each state university board of trustees to adopt certain procedures; requiring the procedures to include placing a hold on certain students' registrations; specifying the requirements for students to lift the hold; requiring the Board of Governors to approve such procedures by a specified date; amending s. 1009.25, F.S.; making technical changes; amending s. 1009.40, F.S.; conforming provisions to changes made by the act; creating s. 1009.46, F.S.; specifying the duties of certain postsecondary educational institutions with regard to financial aid and tuition assistance programs; specifying penalties for non-compliance; requiring the Board of Governors, the State Board of Education, and the Independent Colleges and Universities of Florida to each approve, by a specified date, a list of career certificate and undergraduate and graduate degree programs that they determine do not lead directly to employment; requiring that each list include specified information; requiring that the state board list include programs at independent colleges and universities licensed by the Commission for Independent Education; requiring each entity to publish the methodology used in determining whether programs are included on the list; requiring that the lists be updated annually, by a specified date, to be effective the next academic year; amending s. 1009.50, F.S.; revising the formula for calculating how Florida Public Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Public Student Assistance Grant Program funds to be deposited in the State Student Financial Assistance Trust Fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.505, F.S.; deleting a provision authorizing Florida Public Postsecondary Career Education Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.51, F.S.; revising the formula for calculating how Florida Private Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Private Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Private Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.52, F.S.; revising the formula for how Florida Postsecondary Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Postsecondary Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Postsecondary Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.53, F.S.; requiring the Department of Education to advertise the Florida Bright Futures Scholarship Program to specified persons no later than a specified date of each year; deleting a provision authorizing unused Florida Bright Futures Scholarship Program funds to be carried forward; deleting a provision authorizing certain students to receive specified loans; amending s. 1009.534, F.S.; revising and expanding eligibility requirements of the Florida Academic Scholars award; providing that a Florida Academic Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.535, F.S.; revising and expanding eligibility for a Florida Medallion Scholars award; providing a Florida Medallion Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.893, F.S.; requiring a student who enrolls in a baccalaureate degree program in specified academic years to comply with certain requirements to attain a Benacquisto Scholarship; providing that the amount awarded under the program will be as specified in the General Appropriations Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 86** was placed on the calendar of Bills on Third Reading.

**SB 252**—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring certain vehicles, by a specified date, to be equipped with a reliable alarm system that meets specified criteria; requiring the Department of Children and Families to adopt by rule minimum safety standards for such systems and to maintain a list of approved alarm manufacturers and alarm systems; making technical changes; providing an effective date.

—was read the second time by title. On motion by Senator Stewart, by two-thirds vote, **SB 252** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Brandes

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Consideration of **CS for SB 1046** was deferred.

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**SB 274**—A bill to be entitled An act relating to juvenile diversion program expunction; amending s. 943.0582, F.S.; requiring the Department of Law Enforcement to expunge the nonjudicial arrest record of certain minors who have successfully completed a diversion program for any offense, rather than only a misdemeanor offense; amending s. 985.126, F.S.; authorizing a minor who successfully completes a diversion program for any offense, rather than only for a first-time misdemeanor offense, to lawfully deny or fail to acknowledge certain information; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **SB 274** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Bradley

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Consideration of **SB 534** was deferred.

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**SB 346**—A bill to be entitled An act relating to the Florida Real Estate Appraisal Board; amending s. 475.613, F.S.; revising the composition of the board; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **SB 346** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Ausley	Bean
Albritton	Baxley	Berman

Book	Garcia	Powell
Boyd	Gibson	Rodrigues
Bracy	Gruters	Rodriguez
Bradley	Harrell	Rouson
Brandes	Hooper	Stargel
Brodeur	Hutson	Stewart
Broxson	Jones	Taddeo
Burgess	Mayfield	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright
Farmer	Pizzo	
Gainer	Polsky	

Nays—None

**SB 82**—A bill to be entitled An act relating to sponsorship identification disclaimers; amending s. 106.011, F.S.; revising the definition of the term “electioneering communication” to conform to changes made by the act; amending s. 106.071, F.S.; modifying provisions governing general independent expenditure disclaimers to conform to changes made by the act; amending s. 106.143, F.S.; removing an exemption for text messages from certain requirements governing political advertisement disclaimers to conform to changes made by the act; amending s. 106.1439, F.S.; modifying provisions governing general electioneering communications disclaimer requirements to conform to changes made by the act; amending s. 106.147, F.S.; establishing sponsorship identification disclaimer requirements for certain text messages; modifying existing requirements governing telephone call disclaimers; providing exceptions and restrictions; providing a penalty; revising the definition of the term “person” to conform to changes made by the act; amending s. 106.1475, F.S.; requiring specified persons and organizations sending certain paid text messages to have and maintain a registered agent for specified purposes; providing exceptions; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, **SB 82** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 354**—A bill to be entitled An act relating to restitution; amending s. 775.089, F.S.; providing for the purposes of restitution in a criminal proceeding; specifying the standards for valuation of a restitution order; authorizing a court to consider hearsay evidence regarding valuation of a restitution award under certain circumstances; amending s. 985.437, F.S.; providing for the purposes of restitution in a delinquency proceeding; specifying the standards for valuation of a restitution order; authorizing a court to consider hearsay evidence regarding valuation of a restitution award under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for CS for SB 354** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 286**—A bill to be entitled An act relating to fire sprinklers; amending s. 633.102, F.S.; revising the definition of the term “Contractor V”; authorizing certain fire protection system contractors to design certain systems; revising the definition of the term “fire protection system”; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **CS for SB 286** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 602**—A bill to be entitled An act relating to business organizations; amending s. 605.0410, F.S.; revising requirements relating to inspecting certain records of limited liability companies; amending s. 607.1301, F.S.; revising the definition of the term “accrued interest”; amending s. 607.1302, F.S.; revising the circumstances under which shareholders are entitled to appraisal rights and certain payments; revising limitations relating to such rights and payments; revising applicability; amending s. 607.1303, F.S.; revising the circumstances in which certain shareholders may assert specified appraisal rights; amending s. 607.1321, F.S.; revising requirements for shareholders who wish to assert appraisal rights relating to specified corporate actions; amending s. 607.1322, F.S.; making a technical change; amending s. 607.1326, F.S.; entitling corporations to prepay a shareholder if the shareholder makes a demand for payment; specifying when interest is applicable to such prepayments; making technical changes; amending s. 607.1330, F.S.; revising requirements for proceedings relating to unsettled demands for payment; revising the eligibility requirements for shareholders entitled to the fair value of shares during court proceedings; making technical and conforming changes; amending s. 607.1405, F.S.; revising the requirements for eligible entities to use the name of a dissolved corporation; amending s. 617.0725, F.S.; providing applicability; amending ss. 617.0825 and 617.1703, F.S.; revising applicability; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **CS for SB 602** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Farmer

**CS for SB 702**—A bill to be entitled An act relating to individual retirement accounts; amending s. 222.21, F.S.; specifying that certain interests received by a transferee after a divorce are exempt from claims of creditors upon being awarded to or received by the transferee; specifying that such interests remain exempt; providing retroactive applicability; providing an effective date.

—was read the second time by title. On motion by Senator Thurston, by two-thirds vote, **CS for SB 702** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

Vote after roll call:

Yea—Cruz, Rodriguez

Consideration of **SB 752** and **CS for SB 622** was deferred.

**CS for CS for SB 1018**—A bill to be entitled An act relating to largemouth bass; amending s. 597.004, F.S.; requiring the Department of Agriculture and Consumer Services, in consultation with specified entities, to adopt a rule requiring certain facilities to maintain stock acquisition documentation or records of genetic testing related to Florida largemouth bass; authorizing the sale of Florida largemouth bass as food fish under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **CS for CS for SB 1018** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—1

Gainer

**CS for CS for SB 912**—A bill to be entitled An act relating to the tolling and extension of permits and other authorizations during states of emergency; amending s. 252.363, F.S.; adding specified consumptive use permits issued under part II of ch. 373, F.S., and specified development permits and development agreements to the list of permits and other authorizations tolled and extended during a state of emergency declared by the Governor for a natural emergency; providing for retroactive application; providing an effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, **CS for CS for SB 912** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 630**—A bill to be entitled An act relating to community associations; amending s. 627.714, F.S.; prohibiting insurance policies from providing specified rights of subrogation under certain circumstances; amending s. 718.103, F.S.; revising the definition of the terms “multicondominium,” “operation,” and “operation of the condominium”; amending s. 718.111, F.S.; requiring that certain records be maintained for a specified time; prohibiting an association from requiring certain actions relating to the inspection of records; revising requirements relating to the posting of digital copies of certain documents by certain condominium associations; amending s. 718.112, F.S.; authorizing a condominium association to extinguish discriminatory restrictions; revising the calculation used in determining a board member’s term limit; providing requirements for certain notices; revising the fees that an association may charge for transfers; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.113, F.S.; revising legislative findings; defining

the terms “natural gas fuel” and “natural gas fuel vehicle”; revising requirements for electric vehicle charging stations; providing requirements for natural gas fuel stations on property governed by condominium associations; amending s. 718.117, F.S.; conforming provisions to changes made by the act; amending s. 718.121, F.S.; providing that labor and materials associated with the installation of a natural gas fuel station may not serve as the basis for filing a lien against an association but may serve as the basis for filing a lien against a unit owner; requiring that notices of intent to record a claim of lien specify certain dates; amending s. 718.1255, F.S.; authorizing parties to initiate presuit mediation under certain circumstances; specifying the circumstances under which arbitration is binding on the parties; providing requirements for presuit mediation; making technical changes; amending s. 718.1265, F.S.; revising the emergency powers of condominium associations; prohibiting condominium associations from taking certain actions during a declared state of emergency; amending s. 718.202, F.S.; revising the allowable uses of certain escrow funds withdrawn by developers; defining the term “actual costs”; amending s. 718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions relating to condominium associations; revising requirements for certain fines; amending s. 718.405, F.S.; providing clarifying language relating to certain multicondominium declarations; providing applicability; amending s. 718.501, F.S.; conforming provisions to changes made by the act; amending s. 718.5014, F.S.; revising a requirement regarding the location of the principal office of the Office of the Condominium Ombudsman; amending s. 719.103, F.S.; revising the definition of the term “unit” to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions relating to the inspection of records; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; revising the procedure to challenge a board member recall; authorizing cooperative associations to extinguish discriminatory restrictions; amending s. 719.128, F.S.; revising emergency powers for cooperative associations; prohibiting cooperative associations from taking certain actions during a declared state of emergency; amending s. 720.301, F.S.; revising the definition of the term “governing documents”; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; revising the types of records that are not accessible to members or parcel owners; revising the circumstances under which a specified statement must be included in an association’s financial report; revising requirements for such statement; revising the circumstances under which an association is deemed to have provided for reserve accounts; authorizing certain developers to include reserves in the budget; specifying that the developers are not obligated to pay for certain expenses; providing applicability; revising the procedure to challenge a board member recall; amending s. 720.305, F.S.; providing requirements for certain fines levied by a board of administration; amending s. 720.306, F.S.; revising requirements for providing certain notices; providing limitations on associations when a parcel owner attempts to rent or lease his or her parcel; defining the term “affiliated entity”; amending the procedure for election disputes; amending s. 720.307, F.S.; revising the circumstances under which members other than the developer are entitled to elect members to the board of directors of the homeowners’ association; amending s. 720.311, F.S.; revising the dispute resolution requirements for election disputes and recall disputes; amending s. 720.3075, F.S.; authorizing homeowners’ associations to extinguish discriminatory restrictions; amending s. 720.316, F.S.; revising emergency powers of homeowners’ associations; prohibiting homeowners’ associations from taking certain actions during a declared state of emergency; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendments which were adopted:

**Amendment 1 (766830) (with directory and title amendments)**—Between lines 928 and 929 insert:

(9) *The board of administration of an association may make available, install, or operate an electric vehicle charging station or a natural gas fuel station upon the common elements or association property and establish the charges or the manner of payments for the unit owners, residents, or guests who use the electric vehicle charging station or natural gas fuel station. For the purposes of this section, the installation,*

*repair, or maintenance of an electric vehicle charging station or natural gas fuel station under this subsection does not constitute a material alteration or substantial addition to the common elements or association property.*

And the directory clause is amended as follows:

Delete line 839 and insert: Statutes, is amended, and subsection (9) is added to that section, to read:

And the title is amended as follows:

Delete line 27 and insert: condominium associations; authorizing the board of administration of an association to take certain actions relating to electric vehicle charging stations and natural gas fuel stations; providing that the installation, repair, or maintenance of electric vehicle charging stations or natural gas fuel stations does not constitute a material alteration or substantial addition to the common elements or association property; amending s. 718.117, F.S.;

**Amendment 2 (184346) (with title amendment)**—Delete lines 2665-2699 and insert:

(h)1. *Except as otherwise provided in this paragraph, any governing document, or amendment to a governing document, that is enacted after July 1, 2021, and that prohibits or regulates rental agreements applies only to a parcel owner who acquires title to the parcel after the effective date of the governing document or amendment, or to a parcel owner who consents, individually or through a representative, to the governing document or amendment.*

2. *Notwithstanding subparagraph 1., an association may amend its governing documents to prohibit or regulate rental agreements for a term of less than 6 months and may prohibit the rental of a parcel for more than three times in a calendar year, and such amendments shall apply to all parcel owners.*

3. *This paragraph does not affect the amendment restrictions for associations of 15 or fewer parcel owners under s. 720.303(1).*

4. *For purposes of this paragraph, a change of ownership does not occur when a parcel owner conveys the parcel to an affiliated entity, when beneficial ownership of the parcel does not change, or when an heir becomes the parcel owner. For purposes of this subparagraph, the term “affiliated entity” means an entity that controls, is controlled by, or is under common control with the parcel owner or that becomes a parent or successor entity by reason of transfer, merger, consolidation, public offering, reorganization, dissolution or sale of stock, or transfer of membership partnership interests. For a conveyance to be recognized as one made to an affiliated entity, the entity must furnish to the association a document certifying that this subparagraph applies and provide any organizational documents for the parcel owner and the affiliated entity which support the representations in the certificate, as requested by the association.*

5. *For purposes of this paragraph, a change of ownership does occur when, with respect to a parcel owner that is a business entity, every person that owned an interest in the real property at the time of the enactment of the amendment or rule conveys their interest in the real property to an unaffiliated entity.*

And the title is amended as follows:

Delete line 94 and insert: her parcel; providing when a change of ownership of a parcel does and does not occur; defining the term “affiliated entity”;

On motion by Senator Baxley, by two-thirds vote, **CS for CS for SB 630**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bean	Bracy
Albritton	Berman	Bradley
Ausley	Book	Brandes
Baxley	Boyd	Brodeur

Broxson	Hooper	Rodriguez
Burgess	Hutson	Rouson
Cruz	Jones	Stargel
Diaz	Mayfield	Stewart
Farmer	Passidomo	Taddeo
Gainer	Perry	Thurston
Garcia	Pizzo	Torres
Gibson	Polsky	Wright
Gruters	Powell	
Harrell	Rodrigues	

Nays—None

**SB 1134**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; revising the length of time within which an officer is authorized to give written notice requiring correction of an unduly hazardous operating condition; amending s. 316.614, F.S.; revising the definition of the term “motor vehicle”; amending s. 316.70, F.S.; requiring the Department of Highway Safety and Motor Vehicles, rather than the Department of Transportation, to establish and revise standards to ensure the safe operation of nonpublic sector buses; conforming provisions to changes made by the act; amending s. 319.225, F.S.; revising applicability; providing that vehicles that meet certain conditions are exempt from odometer disclosure after specified periods of time; amending s. 320.0715, F.S.; requiring motor carriers and vehicle owners whose registrations have been suspended to return their license plates to the Department of Highway Safety and Motor Vehicles or surrender their license plates to law enforcement; requiring the department to deny registration of a motor vehicle trip permit under certain conditions; amending s. 322.01, F.S.; defining the term “human trafficking”; amending s. 322.05, F.S.; prohibiting the department from issuing a license to any person as a commercial motor vehicle operator under specified conditions; amending s. 322.18, F.S.; providing that commercial driver licenses expire at midnight 8 years after the licensee’s birthday; amending s. 322.25, F.S.; requiring clerks of court to promptly report to the department each conviction for human trafficking, regardless of whether adjudication is withheld; amending s. 322.28, F.S.; requiring the court to permanently revoke the commercial driver license of a person under specified conditions; requiring the department to permanently revoke the driver license or driving privilege of the person if the court has not revoked such driver license or driving privilege within a specified timeframe; amending s. 322.61, F.S.; revising provisions for disqualification from operating a commercial motor vehicle; providing a penalty for any person who uses a commercial motor vehicle in the commission of a felony involving human trafficking; amending s. 322.34, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **SB 1134** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 588**—A bill to be entitled An act relating to conservation area designations; designating the Southeast Florida Coral Reef Ecosystem Conservation Area as the Kristin Jacobs Coral Reef Ecosystem Conservation Area; directing the Department of Environmental Protection to erect suitable markers; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 588**, pursuant to Rule 3.11(3), there being no objection, **HB 217** was withdrawn from the Committee on Appropriations.

On motion by Senator Book—

**HB 217**—A bill to be entitled An act relating to conservation area designations; designating the Southeast Florida Coral Reef Ecosystem Conservation Area as the Kristin Jacobs Coral Reef Ecosystem Conservation Area; directing the Department of Environmental Protection to erect suitable markers; providing an effective date.

—a companion measure, was substituted for **SB 588** and read the second time by title.

**THE PRESIDENT PRESIDING**

**CO-INTRODUCERS**

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SB 588**, a companion bill to **HB 217**.

The vote was:

Yeas—35

Mr. President	Cruz	Polsky
Albritton	Diaz	Powell
Baxley	Farmer	Rodrigues
Bean	Gainer	Rodriguez
Berman	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Jones	Thurston
Brodeur	Passidomo	Torres
Broxson	Perry	Wright
Burgess	Pizzo	

On motion by Senator Book, by two-thirds vote, **HB 217** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for CS for SB 496** was deferred.

**CS for CS for SB 626**—A bill to be entitled An act relating to juvenile justice; creating s. 985.031, F.S.; providing a short title; prohibiting a child younger than a certain age from being taken into custody, arrested, charged, or adjudicated delinquent for a delinquent act or violation of law; providing an exception; providing an effective date.

—was read the second time by title. On motion by Senator Bracy, by two-thirds vote, **CS for CS for SB 626** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Ausley

Consideration of **CS for CS for SB 54** was deferred.

**CS for SB 166**—A bill to be entitled An act relating to public records; amending s. 943.0582, F.S.; providing an exemption from public records requirements for a nonjudicial record of the arrest of a minor who has successfully completed a diversion program; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **CS for SB 166** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **SB 7000**, **SB 7012**, **CS for CS for CS for SB 228**, and **CS for SB 738** was deferred.

**CS for SB 148**—A bill to be entitled An act relating to the Beverage Law; amending s. 561.20, F.S.; authorizing certain food service establishments to sell or deliver certain alcoholic beverages for off-premises consumption under certain circumstances; creating s. 561.575, F.S.; providing requirements for such establishments to sell alcoholic beverages for off-premises consumption; requiring that such alcoholic beverages be transported in a specified manner; providing construction; amending s. 316.1936, F.S.; specifying that certain alcoholic beverages sold by such establishments are not open containers for the purposes of the prohibition on possessing open containers of alcoholic beverages in vehicles; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

**Amendment 1 (350424) (with title amendment)**—Delete line 264 and insert:  
*section must comply with s. 561.57. It is a violation of the prohibition in s. 562.11 to allow any person under the age of 21 to deliver alcoholic beverages on behalf of a vendor. Before allowing any person to take possession of an alcoholic beverage for the purpose of making a delivery on behalf of a vendor under this section, the vendor or the agent or employee of the vendor must verify the age of the person making the delivery of the alcoholic beverage.*

And the title is amended as follows:

Delete line 10 and insert: manner; requiring vendors to verify the age of a person making a delivery of an alcoholic beverage before such person takes possession of the alcoholic beverage; providing construction; amending s. 316.1936,

On motion by Senator Bradley, by two-thirds vote, **CS for SB 148**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Book Gibson

Consideration of **CS for SB 170** and **SB 952** was deferred.

**CS for SB 1046**—A bill to be entitled An act relating to arrest booking photographs; amending s. 901.43, F.S.; expanding the applicability of provisions relating to the dissemination of arrest booking photographs to include a person or an entity whose primary business model is the publication or dissemination of such photographs for a commercial purpose or pecuniary gain; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

**Amendment 1 (358892) (with title amendment)**—Delete lines 31-48 and insert:  
request is seeking to remove. Within 10 calendar days after receipt of the written request for removal of the arrest booking photograph, the person or entity who published or otherwise disseminated the photo-



graph shall remove the arrest booking photograph without charge and may not republish or otherwise disseminate such photograph.

(3)(a) The person whose arrest booking photograph was published or otherwise disseminated in the publication or electronic medium may bring a civil action to enjoin the continued publication or dissemination of the photograph if the photograph is not removed within 10 calendar days after receipt of the written request for removal. The court may impose a civil penalty of \$1,000 per day for noncompliance with an injunction and shall award reasonable attorney fees and court costs related to the issuance and enforcement of the injunction. Moneys recovered for civil penalties under this paragraph section shall be deposited into the General Revenue Fund.

(b) If a person or an entity was required to remove an arrest booking photograph under this section and later republishes or otherwise disseminates the photograph in the publication or electronic medium, the person whose photograph is republished or disseminated may bring a civil action to enjoin the continued publication or dissemination of the photograph. The court may impose a civil penalty of \$5,000 per day for noncompliance with an injunction and shall award reasonable attorney fees and court costs related to the issuance and enforcement of the injunction. Moneys recovered for civil penalties under this paragraph shall be deposited into the General Revenue Fund.

(4) Refusal to remove an arrest booking photograph after written request has been made or republishing or otherwise disseminating an arrest booking photograph after a written request to remove such photograph has been made constitutes an unfair or deceptive

And the title is amended as follows:

Delete lines 3-7 and insert: amending s. 901.43, F.S.; prohibiting the republishing or dissemination of certain arrest booking photographs; authorizing a person whose arrest booking photograph is republished or disseminated to bring a civil action against the person or entity republishing or disseminating the photograph if such person or entity was required to remove it from the publication or electronic medium; authorizing a court to impose a specified civil penalty; requiring a court to award reasonable attorney fees and court costs; requiring that recovered civil penalties be deposited into the General Revenue Fund; providing that republishing or disseminating an arrest booking photograph under certain circumstances constitutes an unfair or deceptive trade practice; making technical changes; expanding the applicability of provisions relating to the dissemination of arrest booking photographs to include a person or an entity whose primary business model is the publishing or disseminating of such photographs for a commercial

On motion by Senator Bean, by two-thirds vote, **CS for SB 1046**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 1954**—A bill to be entitled An act relating to statewide flooding and sea level rise resilience; creating s. 380.093, F.S.; providing legislative intent; providing definitions; establishing the Resilient Florida Grant Program within the Department of Environmental Protection; authorizing the department to provide grants to local gov-

ernments to fund the costs of community resilience planning, subject to appropriation; providing requirements for certain local government vulnerability assessments; requiring the department to complete a comprehensive statewide flood vulnerability and sea level rise data set and assessment by specified dates; specifying requirements for such data set and assessment; requiring the department to develop an annual Statewide Flooding and Sea Level Rise Resilience Plan and submit the plan to the Governor and Legislature by a specified date; specifying requirements for the plan; authorizing local governments, regional resilience entities, water management districts, and flood control districts to annually submit proposed projects to the department for inclusion in the plan; specifying requirements for such projects; specifying expenses that are ineligible for inclusion in the plan; requiring the department to implement a scoring system for assessing projects eligible for inclusion in the plan; limiting the total amount of funding that may be proposed for each year of the plan; requiring the Legislature, upon review and subject to appropriation, to approve funding for projects as specified in the plan; directing the department to initiate rulemaking by a specified date; authorizing the department to provide funding to regional resilience entities for specified purposes, subject to specified appropriation; creating s. 380.0933, F.S.; establishing the Florida Flood Hub for Applied Research and Innovation within the University of South Florida College of Marine Science for a specified purpose; providing duties of the hub; providing for an executive director; requiring the hub to submit an annual report to the Governor and Legislature by a specified date; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include specified information relating to inland and coastal flood control in certain assessments; providing an effective date.

—was read the second time by title.

Senator Rodrigues moved the following amendment which was adopted:

**Amendment 1 (132074)**—Delete lines 115-323 and insert:

(c) A vulnerability assessment conducted pursuant to paragraph (b) must encompass the entire county or municipality; include all critical assets owned or maintained by the grant applicant; and use the most recent publicly available Digital Elevation Model and generally accepted analysis and modeling techniques. An assessment may encompass a smaller geographic area or include only a portion of the critical assets owned or maintained by the grant applicant with appropriate rationale and upon approval by the department. Locally collected elevation data may also be included as part of the assessment as long as it is submitted to the department pursuant to this paragraph.

1. The assessment must include an analysis of the vulnerability of and risks to critical assets, including regionally significant assets, owned or managed by the county or municipality.

2. Upon completion of a vulnerability assessment, the county or municipality shall submit to the department the following:

a. A report detailing the findings of the assessment.

b. All electronic mapping data used to illustrate flooding and sea level rise impacts identified in the assessment. When submitting such data, the county or municipality shall include:

(I) Geospatial data in an electronic file format suitable for input to the department's mapping tool.

(II) Geographic information system data that has been projected into the appropriate Florida State Plane Coordinate System and that is suitable for the department's mapping tool. The county or municipality must also submit metadata using standards prescribed by the department.

c. A list of critical assets, including regionally significant assets, that are impacted by flooding and sea level rise.

(d) A vulnerability assessment conducted pursuant to paragraph (b) must include all of the following, if applicable:

1. Peril of flood comprehensive plan amendments that address the requirements of s. 163.3178(2)(f), if the county or municipality is subject to such requirements and has not complied with such requirements as determined by the Department of Economic Opportunity.

2. *The depth of:*

a. *Tidal flooding, including future high tide flooding, which must use thresholds published and provided by the department. To the extent practicable, the analysis should also geographically display the number of tidal flood days expected for each scenario and planning horizon.*

b. *Current and future storm surge flooding using publicly available National Oceanic and Atmospheric Administration or Federal Emergency Management Agency storm surge data. The initial storm surge event used must equal or exceed the current 100-year flood event. Higher frequency storm events may be analyzed to understand the exposure of a critical asset.*

c. *To the extent practicable, rainfall-induced flooding using spatio-temporal analysis or existing hydrologic and hydraulic modeling results. Future boundary conditions should be modified to consider sea level rise and high tide conditions.*

d. *To the extent practicable, compound flooding or the combination of tidal, storm surge, and rainfall-induced flooding.*

3. *The following scenarios and standards:*

a. *All analyses in the North American Vertical Datum of 1988.*

b. *At least two local sea level rise scenarios, which must include the 2017 National Oceanic and Atmospheric Administration intermediate-low and intermediate-high sea level rise projections.*

c. *At least two planning horizons that include planning horizons for the years 2040 and 2070.*

d. *Local sea level data that has been interpolated between the two closest National Oceanic and Atmospheric Administration tide gauges. Local sea level data may be taken from one such gauge if the gauge has a higher mean sea level. Data taken from an alternate tide gauge may be used with appropriate rationale and department approval, as long as it is publicly available or submitted to the department pursuant to paragraph (b).*

(4) **COMPREHENSIVE STATEWIDE FLOOD VULNERABILITY AND SEA LEVEL RISE DATA SET AND ASSESSMENT.—**

(a) *By July 1, 2022, the department shall complete the development of a comprehensive statewide flood vulnerability and sea level rise data set sufficient to conduct a comprehensive statewide flood vulnerability and sea level rise assessment. In developing the data set, the department shall compile, analyze, and incorporate, as appropriate, information related to vulnerability assessments submitted to the department pursuant to subsection (3) or any previously completed assessments that meet the requirements of subsection (3).*

1. *The Chief Science Officer shall, in coordination with necessary experts and resources, develop statewide sea level rise projections that incorporate temporal and spatial variability, to the extent practicable, for inclusion in the data set. This subparagraph does not supersede regionally adopted projections.*

2. *The data set must include information necessary to determine the risks to inland and coastal communities, including, but not limited to, elevation, tidal levels, and precipitation.*

(b) *By July 1, 2023, the department shall complete a comprehensive statewide flood vulnerability and sea level rise assessment that identifies inland and coastal infrastructure, geographic areas, and communities in the state that are vulnerable to flooding and sea level rise and the associated risks.*

1. *The department shall use the comprehensive statewide flood vulnerability and sea level rise data set to conduct the assessment.*

2. *The assessment must incorporate local and regional analyses of vulnerabilities and risks, including, as appropriate, local mitigation strategies and postdisaster redevelopment plans.*

3. *The assessment must include an inventory of critical assets, including regionally significant assets, that are essential for critical government and business functions, national security, public health and*

*safety, the economy, flood and storm protection, water quality management, and wildlife habitat management, and must identify and analyze the vulnerability of and risks to such critical assets. When identifying critical assets for inclusion in the assessment, the department shall also take into consideration the critical assets identified by local governments and submitted to the department pursuant to subsection (3).*

(c) *The department shall update the comprehensive statewide flood vulnerability and sea level rise data set and assessment every 5 years. The department may update the data set and assessment more frequently if it determines that updates are necessary to maintain the validity of the data set and assessment.*

(5) **STATEWIDE FLOODING AND SEA LEVEL RISE RESILIENCE PLAN.—**

(a) *By December 1, 2021, and each December 1 thereafter, the department shall develop a Statewide Flooding and Sea Level Rise Resilience Plan on a 3-year planning horizon and submit it to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The plan must consist of ranked projects that address risks of flooding and sea level rise to coastal and inland communities in the state.*

(b) *The plan submitted by December 1, 2021, before the comprehensive statewide flood vulnerability and sea level rise assessment is completed, will be a preliminary plan that addresses risks of flooding and sea level rise identified in available local government vulnerability assessments. The plan submitted by December 1, 2022, will be an update to the preliminary plan. The plan submitted by December 1, 2023, and each plan submitted by December 1 thereafter, shall address risks of flooding and sea level rise identified in the comprehensive statewide flood vulnerability and sea level rise assessment.*

(c) *Each plan submitted by the department pursuant to this subsection must include the following information for each recommended project:*

1. *A description of the project.*
2. *The location of the project.*
3. *An estimate of how long the project will take to complete.*
4. *An estimate of the cost of the project.*
5. *The cost-share percentage available for the project.*
6. *A summary of the priority score assigned to the project.*
7. *The project sponsor.*

(d)1. *By September 1, 2021, and each September 1 thereafter, counties and municipalities may submit to the department a list of proposed projects that address risks of flooding or sea level rise identified in vulnerability assessments that meet the requirements of subsection (3). A regional resilience entity may also submit such proposed projects to the department on behalf of one or more member counties or municipalities.*

2. *By September 1, 2021, and each September 1 thereafter, each water management district and flood control district may submit to the department a list of any proposed projects that mitigate the risks of flooding or sea level rise on water supplies or water resources of the state and a corresponding evaluation of each project.*

3. *Each project submitted to the department by a county, municipality, regional resilience entity, water management district, or flood control district for consideration by the department for inclusion in the plan must include:*

- a. *A description of the project.*
- b. *The location of the project.*
- c. *An estimate of how long the project will take to complete.*
- d. *An estimate of the cost of the project.*
- e. *The cost-share percentage available for the project.*

f. The project sponsor.

(e) Each project included in the plan must have a minimum 50 percent cost-share unless the project assists or is within a financially disadvantaged small community. For purposes of this section, the term "financially disadvantaged small community" means:

1. A municipality that has a population of 10,000 or fewer, according to the most recent April 1 population estimates posted on the Office of Economic and Demographic Research's website, and a per capita annual income that is less than the state's per capita annual income as shown in the most recent release from the Bureau of the Census of the United States Department of Commerce that includes both measurements; or

2. A county that has a population of 50,000 or fewer, according to the most recent April 1 population estimates posted on the Office of Economic and Demographic Research's website, and a per capita annual income that is less than the state's per capita annual income as shown in the most recent release from the Bureau of the Census of the United States Department of Commerce that includes both measurements.

(f) To be eligible for inclusion in the plan, a project must have been submitted by a county, municipality, regional resilience entity, water management district, or flood control district pursuant to paragraph (d) or must have been identified in the comprehensive statewide flood vulnerability and sea level rise assessment, as applicable.

(g) Expenses ineligible for inclusion in the plan include, but are not limited to, expenses associated with:

- 1. Aesthetic vegetation.
2. Recreational structures such as piers, docks, and boardwalks.
3. Water quality components of stormwater and wastewater management systems, except for expenses to mitigate water quality impacts caused by the project or expenses related to water quality which are necessary to obtain a permit for the project.

On motion by Senator Rodrigues, by two-thirds vote, CS for CS for SB 1954, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Name, Cruz, Pizzo. Lists names of senators and their corresponding votes.

Nays—None

MOTIONS

On motion by Senator Stargel, the House was requested to pass CS for CS for SB 1954 as passed by the Senate or agree to include this bill in the budget conference.

On motion by Senator Passidomo, the rules were waived and CS for CS for SB 1954 was ordered immediately certified to the House.

SPECIAL RECOGNITION

Senator Farmer recognized Senator Taddeo whose birthday was this day.

MOTIONS

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

On motion by Senator Passidomo, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 7, 2021: SB 2500, SB 2502, SB 2504, SB 7018, SB 2506, SB 2508, SB 2510, CS for CS for SB 1954, SB 2512, SB 2514, SB 2516, SB 2518, CS for SB 84, CS for CS for SB 86, SB 252, CS for SB 1046, SB 274, SB 534, SB 346, SB 82, CS for CS for SB 354, CS for SB 286, CS for SB 602, CS for SB 702, SB 752, CS for SB 622, CS for CS for SB 1018, CS for CS for SB 912, CS for CS for SB 630, SB 1134, SB 588, CS for CS for CS for SB 496, CS for CS for SB 626, CS for SB 166, SB 7000, SB 7012.

Respectfully submitted, Kathleen Passidomo, Rules Chair; Debbie Mayfield, Majority Leader; Gary M. Farmer, Jr., Minority Leader

REPORTS OF COMMITTEES

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1456

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

The Committee on Rules recommends the following pass: CS for SB 26; CS for SB 268; CS for SB 342; CS for SB 398; CS for SB 400; CS for CS for SB 582; SB 904; CS for SB 968; SB 998; CS for SB 1048; SB 1136; SB 1176; SB 1212; SB 1634; CS for CS for SB 1788; CS for SB 1802; CS for CS for SB 1868; SB 7064

The bills were placed on the Calendar.

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

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

The Committee on Education recommends a committee substitute for the following: SB 2010

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1434

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 418; SB 1824

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 1892

The Committee on Rules recommends committee substitutes for the following: CS for SB 430; SB 628; CS for SB 714; CS for SB 932; SB 1140; CS for SB 1734; CS for SB 1890; CS for SB 2006

**The bills with committee substitute attached were placed on the Calendar.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 7000-7068**—Previously introduced.

By the Committee on Education—

**SB 7070**—A bill to be entitled An act relating to the impact of COVID-19 on educational institutions; amending s. 464.019, F.S.; requiring the Board of Nursing to extend an approved program's probationary status under certain circumstances; creating s. 768.39, F.S.; providing legislative findings; defining the term "educational institution"; prohibiting an educational institution that has taken certain reasonably necessary actions to diminish the impact or spread of COVID-19 from being civilly liable for such actions; specifying that the provision of certain services by educational institutions was impossible during certain periods of time; providing that certain reasonably necessary actions are deemed justified; providing that general publications of educational institutions are not evidence of an implied contract to provide specified services during the COVID-19 public health emergency; providing exceptions; providing severability; providing for retroactive applicability; authorizing school grades calculated during a certain school year to be used for eligibility for the Florida School Recognition Program; authorizing a school in turnaround status to exit turnaround status if the school receives a grade of "C" or better; exempting certain schools or approved providers from being subject to sanctions or penalties as a result of school grade or school improvement ratings earned during a certain school year; prohibiting a high-performing charter school system or school district from losing such designation based on school grades earned during a certain school year; authorizing a parent or guardian to request that his or her K-5 student be retained in a grade level for academic reasons for a specified school year; requiring that such a request be submitted in a specified manner; requiring school principals to consider such requests if they are timely received; authorizing school principals to consider requests that are not timely received; requiring a school principal who considers a request for retention to inform the student's teachers of the request and collaboratively discuss with the parent or guardian any basis for agreement or disagreement with the request; requiring such discussion to disclose that retention may impact the student's eligibility to participate in high school interscholastic or intrascholastic sports; authorizing the principal, teachers, and parent or guardian to collaborate to develop a customized 1-year education plan for the student in lieu of retaining the student; requiring a parent's or guardian's decision regarding retention to control; requiring the individual education plan (IEP) team for a retained student to review and revise the student's IEP, as appropriate; requiring school districts to report certain data to the Department of Education by a specified date; authorizing certain students to graduate; prohibiting certain performance results from being used for calculating student performance measurement and for evaluating personnel; waiving a provision requiring summer prekindergarten programs to consist of at least 300 hours; waiving a requirement that no more than 22 percent of certain funds provided to an early learning coalition be used for certain purposes; providing an effective date.

—was referred to the Committee on Rules.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Governmental Oversight and Accountability; and Senator Burgess—

**CS for SB 418**—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for the addresses and telephone numbers of persons provided public emergency shelter during a storm or catastrophic event and held by the agency that provided the emergency shelter; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Rodriguez—

**CS for CS for SB 430**—A bill to be entitled An act relating to petroleum fuel measuring devices; amending s. 525.07, F.S.; prohibiting a pressure-sensitive security tape from being the sole security measure used on a retail petroleum fuel measuring device after a specified date; authorizing additional security measures; prohibiting the owners or operators of such devices from using a device that fails to meet certain standards and requiring them to report certain issues discovered when inspecting such devices to the Department of Agriculture and Consumer Services; preempting the regulation of petroleum fuel measuring devices to the state and the Department of Agriculture and Consumer Services; prohibiting the department from enforcing certain provisions for violations of rules relating to petroleum fuel measuring devices unless an owner or operator fails to take certain security measures; amending s. 525.16, F.S.; exempting department petroleum fuel measuring device rules from enforcement under specified provisions unless an owner or operator fails to take certain security measures; providing an effective date.

By the Committee on Rules; and Senator Rouson—

**CS for SB 628**—A bill to be entitled An act relating to urban agriculture; amending s. 604.40, F.S.; authorizing farm equipment used to transport farm products to be stored, maintained, or repaired within specified boundaries; exempting farm equipment used in urban agriculture from provisions requiring farm equipment to be located within specified boundaries; amending s. 604.50, F.S.; providing that non-residential farm buildings, fences, or signs located on lands used for urban agriculture are not exempt from the Florida Building Code or local governmental regulations; defining the term "urban agriculture"; creating s. 604.73, F.S.; providing a short title; providing legislative findings and intent; defining terms; authorizing the Department of Agriculture and Consumer Services to approve municipal urban agricultural pilot projects; providing application requirements; providing for the number, duration, and renewal of pilot projects; requiring municipalities to submit annual reports to the department; requiring the department to submit an annual report to the Legislature; providing that urban agriculture is subject to specified municipal regulation under certain circumstances; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Taddeo—

**CS for CS for SB 714**—A bill to be entitled An act relating to resource information for individuals with disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to provide specified information to persons applying for certain waiver services; requiring the agency to provide a certain disclosure statement along with such information; requiring the agency to publish such information and statement on its website and provide such information and statement to certain persons annually; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Wright—

**CS for CS for SB 932**—A bill to be entitled An act relating to parenting and time-sharing of a minor child for a convicted parent; amending s. 61.13, F.S.; creating a rebuttable presumption against shared parental responsibility and time-sharing with a minor child for certain parents who have been convicted of or had adjudication withheld for a specified offense; providing an effective date.

By the Committee on Rules; and Senators Rodrigues and Garcia—

**CS for SB 1140**—A bill to be entitled An act relating to unlawful use of DNA; providing a short title; amending s. 760.40, F.S.; providing definitions; prohibiting DNA analysis and disclosure of DNA analysis results without express consent; providing applicability; removing criminal penalties; creating s. 817.5655, F.S.; prohibiting the collection or retention of a DNA sample of another person without express consent for specified purposes; prohibiting specified DNA analysis and disclosure of DNA analysis results without express consent; providing an exception; providing criminal penalties; providing exceptions; providing an effective date.

By the Committee on Community Affairs; and Senator Brodeur—

**CS for SB 1146**—A bill to be entitled An act relating to the Florida Building Code; amending s. 381.0065, F.S.; authorizing fee owners or fee owners' contractors to select private providers to provide inspection services for onsite sewage treatment and disposal systems if certain requirements are met; providing legislative intent; requiring the Department of Health to reduce certain permit fees; prohibiting the department from charging inspection fees if the fee owner or contractor hires a private provider to perform an inspection; providing requirements for private providers or duly authorized representatives of private providers performing such inspections; requiring fee owners or contractors to provide specified notice to the department when using a private provider for such inspections; providing requirements for the contents of such notice; prohibiting the department from charging a fee for changing the duly authorized representative named in a permit application; authorizing the department to audit the performance of private providers; providing requirements relating to work on a building, a structure, or an onsite sewage treatment and disposal system relating to such audits; amending s. 514.0115, F.S.; prohibiting the Department of Health from requiring that pools serving assisted living facilities be compliant with rules relating to swimming pool lifeguards; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term "local government"; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe; authorizing the commission to issue errata to the code; defining the term "errata to the code"; making technical changes; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the application for or issuance of a building permit; amending s. 553.791, F.S.; authorizing a county, a municipality, a school district, or an independent special district to use a private provider to provide building code inspection services for certain purposes; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; amending ss. 125.01 and 125.56, F.S.; conforming cross-references; making technical changes; providing an effective date.

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

**CS for SB 1434**—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.119, F.S.; requiring the Department of Financial Services to provide copies of wills and trusts included in safe-deposit box contents under certain circumstances; amending s. 717.124, F.S.; requiring specified agreements for certain claims; re-

moving provisions requiring the department to deny certain unclaimed property claims; increasing the threshold required to use a different method of identity verification for electronic claims; conforming provisions to changes made by the act; amending ss. 717.12404, 717.1315, and 717.1322, F.S.; conforming provisions to changes made by the act; amending s. 717.135, F.S.; requiring the department to adopt forms for an Unclaimed Property Recovery Agreement and an Unclaimed Property Purchase Agreement; providing requirements for such agreements; providing that the agreements are the exclusive means for a claimant's representative to file a claim or to recover fees and costs; prohibiting a claimant's representative from using or distributing any other form of agreement; providing administrative and civil penalties; authorizing the department to pay additional accounts under certain circumstances; providing applicability; repealing s. 717.1351, F.S., relating to unclaimed property claims; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Bradley—

**CS for CS for SB 1734**—A bill to be entitled An act relating to consumer data privacy; creating s. 501.172, F.S.; providing a short title; creating s. 501.173, F.S.; providing a purpose; creating s. 501.174, F.S.; defining terms; creating s. 501.1745, F.S.; requiring certain businesses that collect consumer personal information to provide certain information to the consumer; requiring such collection, use, retention, and sharing of such information to meet certain requirements; requiring such businesses to implement reasonable security procedures and practices; requiring such businesses to enter into an agreement with service providers under certain circumstances; prohibiting a business from processing certain sensitive consumer data under certain circumstances; creating s. 501.175, F.S.; providing that consumers have the right to direct certain businesses not to sell their personal information; providing construction; requiring such businesses to notify consumers of such right; requiring businesses to comply with such a request under certain circumstances; prohibiting businesses from selling the personal information of consumers younger than a specified age without express authorization from the consumer or the consumer's parent or guardian under certain circumstances; providing that a business that willfully disregards a consumer's age is deemed to have actual knowledge of the consumer's age; requiring certain businesses to provide a specified link on their home page for consumers to opt out; providing requirements for businesses to comply with a consumer's opt-out request; providing that consumers have the right to submit a verified request for businesses to delete or correct personal information the businesses have collected about the consumers; providing construction; providing that consumers may authorize other persons to opt out of the sale of the consumer's personal information on the consumer's behalf; requiring businesses to establish designated addresses through which consumers may submit verified requests; specifying requirements for consumers' verified requests and businesses' responses; requiring businesses to comply with previous consumer requests without requiring additional information from the consumer, under certain circumstances; requiring businesses to provide certain notices to consumers; authorizing businesses to charge consumers a reasonable fee for manifestly unfounded or excessive requests, or to refuse to complete a request under certain circumstances; providing that business and service providers are not liable for certain actions; providing that a consumer's rights and the obligations of a business may not adversely affect the rights and freedoms of other consumers; creating s. 501.176, F.S.; providing applicability; providing exceptions; creating s. 501.177, F.S.; authorizing the Department of Legal Affairs to adopt rules and to bring appropriate legal proceedings for violations under certain circumstances; providing that businesses must have a specified timeframe to cure any violations; providing civil remedies; providing civil penalties for unintentional and intentional violations; providing enhanced penalties for certain violations; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Powell—

**CS for SB 1824**—A bill to be entitled An act relating to public records; amending s. 252.905, F.S.; defining terms; expanding an ex-

emption from public records requirements for information furnished by a person or business to the Division of Emergency Management or a local emergency management agency to receive assistance with emergency planning to include emergency response assessment reports, evaluation tools, or after-action reports prepared by the division or a local emergency management agency; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Rules; and Ethics and Elections; and Senator Rodrigues—

**CS for CS for SB 1890**—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; providing a limitation on contributions made to political committees sponsoring or opposing a constitutional amendment proposed by initiative; specifying conditions upon which the limitation no longer applies; preempting counties, municipalities, and other local governmental entities from enacting or adopting any limitation or restriction involving certain contributions and expenditures, or establishing contribution limits different than those established in the Florida Election Code; providing applicability; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that any candidate required to dispose surplus funds may give certain surplus funds to the state or a political subdivision, to be disbursed in a specified manner; providing an effective date.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Diaz—

**CS for CS for SB 1892**—A bill to be entitled An act relating to the Emergency Preparedness and Response Fund; creating s. 252.3711, F.S.; creating the Emergency Preparedness and Response Fund within the Executive Office of the Governor; providing for the deposit and use of funds; providing for future review and termination of the fund; providing an effective date.

By the Committees on Rules; and Appropriations; and Senator Burgess—

**CS for CS for SB 2006**—A bill to be entitled An act relating to emergency management; amending s. 11.90, F.S.; authorizing the Legislative Budget Commission to convene to transfer certain funds to the Emergency Preparedness and Response Fund; amending s. 252.311, F.S.; revising legislative intent with respect to the State Emergency Management Act; amending s. 252.34, F.S.; defining terms; amending s. 252.35, F.S.; requiring that the state comprehensive emergency management plan provide for certain public health emergency communications and include the Department of Health's public health emergency plan; requiring the Division of Emergency Management to cooperate with federal and state health agencies; requiring statewide awareness and education programs to include education on public health emergency preparedness and mitigation; requiring the division to complete and maintain an inventory of personal protective equipment; directing the division to submit a specified annual report to the Governor, the Legislature, and the Chief Justice of the Supreme Court; providing limitations on the timeframe for delegation of certain authorities by the division; requiring the division to submit a specified biennial report to the Chief Justice of the Supreme Court; amending s. 252.355, F.S.; requiring the division to maintain certain information on special needs shelter options during certain public health emergencies; deleting obsolete language; amending s. 252.356, F.S.; requiring state agencies that contract with providers for the care of persons with certain disabilities or limitations to include in such contracts a procedure for providing essential services in preparation for, during, and following public health emergencies; amending s. 252.359, F.S.; redefining the term "essentials" to include personal protective equipment used during public health emergencies; amending s. 252.36, F.S.; limiting the duration of emergency orders, proclamations, and rules issued by the Governor; providing legislative intent; providing a presumption that K-12 public schools should remain open, if possible, during an extended

public health emergency; providing a presumption that businesses should remain open, if possible, during an extended public health emergency; requiring the Governor to include specific reasons for closing or restricting in-person attendance at K-12 public schools and for closing or restricting operations of businesses during an extended public health emergency; requiring the Governor to provide specific reasons if such schools or businesses are closed as part of an emergency declaration; requiring the Governor to regularly review and reassess any issued emergency declarations; requiring the Governor to provide notice of declarations of emergencies to the Legislature; expanding the Legislature's authority to terminate states of emergency; requiring that all emergency declarations and orders be filed with the Division of Administrative Hearings within a specified timeframe; specifying that failure to timely file such declarations or orders results in their being voided; requiring the division to index such emergency orders and make them available on its website within a specified timeframe; requiring such orders to be searchable by specified criteria; requiring that the Division of Emergency Management publish a link to the index on its website; providing for retroactive application; directing the Governor to report certain department and agency activities to the Legislature during a state of emergency; creating s. 252.3611, F.S.; requiring specified information to be included in orders, proclamations, and rules issued by the Governor, the division, or an agency; directing specified entities to submit specified contracts and reports to the Legislature; directing the Auditor General to conduct specified financial audits; amending s. 252.365, F.S.; requiring that disaster-preparedness plans of specified agencies address pandemics and other public health emergencies and include certain increases in public access of government services and availability and distribution of personal protective equipment during an emergency; directing agencies to update disaster preparedness plans by a specified date; amending s. 252.37, F.S.; revising legislative intent; authorizing the Governor to transfer and expend moneys from the Emergency Preparedness and Response Fund; authorizing the Governor to request that additional funds be appropriated to the Emergency Preparedness and Response Fund, subject to approval by the Legislative Budget Commission; providing construction; requiring state agencies to submit to the Legislature a spending plan for certain emergency funds; requiring the Division of Emergency Management to submit to the Legislature a report detailing public assistance requests; amending s. 252.38, F.S.; specifying that a political subdivision has the burden of proving the proper exercise of its police power in the issuance of certain emergency orders; authorizing the Governor or the Legislature to invalidate emergency measures issued by a political subdivision under specified conditions; amending s. 252.385, F.S.; requiring the division's hurricane shelter plan to address projected hurricane shelter needs during public health emergencies; amending s. 252.44, F.S.; requiring emergency mitigation planning by state agencies to include agencies with jurisdiction over public health; amending s. 252.46, F.S.; providing that a failure by a political subdivision to file certain orders and rules with specified entities within a specified timeframe voids the issued orders or rules; requiring that certain orders be available on a dedicated webpage; requiring the division to provide links to such webpage on its website in a specified format; providing for the automatic expiration of emergency orders issued by a political subdivision; authorizing the extension of such orders if certain conditions are met; prohibiting a political subdivision from issuing a subsequent order for the same emergency which is substantially similar to the expired order; providing for the tolling of the automatic expiration of an order if certain conditions exist; requiring that orders issued by a political subdivision which impose a curfew restricting travel or movement allow persons to travel during the curfew to and from their places of employment; amending s. 377.703, F.S.; conforming a cross-reference; amending s. 381.00315, F.S.; revising a definition; directing the Department of Health, in collaboration with specified entities, to develop a specified public health emergency plan; requiring the department to submit the plan to the division; requiring the department to review and update the plan as necessary; directing the State Health Officer to establish methods of reporting certain data; authorizing the State Health Officer to order and request assistance with specified duties; amending s. 406.11, F.S.; requiring district medical examiners to certify deaths and to assist the State Health Officer with certain functions upon request; providing that any emergency orders issued before a specified date will expire but may be reissued if

certain conditions exist and a certain requirement is met; requiring the Department of Business and Professional Regulation, by a specified date, to review all executive orders issued under its delegated authority during the COVID-19 pandemic to make recommendations to the Legislature; providing effective dates.

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By the Committee on Education; and Senator Diaz—

**CS for SB 2010**—A bill to be entitled An act relating to foreign influence; creating s. 286.101, F.S.; providing definitions; requiring any state agency or political subdivision to disclose certain gifts or grants received from any foreign source to the Department of Financial Services within a specified timeframe; providing an exception; requiring any entity that applies for a certain grant or proposes a certain contract to disclose to a state agency or political subdivision any current or prior interest of, contract with, or grant or gift received from a foreign country of concern under certain circumstances; specifying information to be included in the disclosure; requiring such entity to provide a copy of such disclosure to the department within a specified timeframe before applying for any grant or proposing any contract; requiring such entity to revise its disclosure within a specified timeframe under certain circumstances; providing exceptions to disclosure requirements; requiring the Department of Management Services to screen certain vendors periodically; requiring certain notification on the online procurement system; requiring the Department of Financial Services to establish and maintain an Internet website to publish the disclosures; authorizing the department to establish an online system for making such disclosures; authorizing the Department of Management Services to coordinate with the Department of Financial Services to establish such online system; requiring the Department of Financial Services to investigate allegations of certain violations under certain circumstances; authorizing the department or specified persons to request certain records; providing for the assessment of fines and penalties under certain circumstances; requiring the department to include and maintain a list of ineligible entities on a certain Internet website; providing that certain information and records relating to a gift or grant from a foreign source are not confidential or exempt from public records requirements; providing exceptions; authorizing rulemaking; creating s. 288.860, F.S.; providing definitions; prohibiting certain agencies and entities from participating in agreements with or accepting grants received from foreign countries of concern under certain circumstances; prohibiting such agencies and entities from accepting anything of value as a condition for participation in certain programs or endeavors that promote the language or culture of foreign countries of concern; creating s. 1010.25, F.S.; providing definitions; requiring institutions of higher education to semiannually report to certain entities regarding certain gifts they received directly or indirectly from a foreign source; authorizing the report to be consolidated with affiliate organizations; requiring such institutions to provide certain information regarding such gifts; requiring random inspections or audits of gifts or gift agreements by certain inspectors general; providing requirements for such inspections or audits; requiring the Board of Governors or State Board of Education, as applicable, to sanction institutions that fail to report certain gifts within a specified timeframe; providing for a civil penalty for willful violations; requiring that the proceeds from such penalty be deposited in a specified fund; providing a lesser civil penalty under specified conditions; authorizing the Attorney General or Chief Financial Officer to bring a civil action under certain circumstances; providing for attorney fees and costs; providing that certain information and records relating to a gift from a foreign source are not confidential or exempt from public records requirements; providing exceptions; authorizing the Board of Governors and State Board of Education to adopt regulations and rules, respectively; creating s. 1010.35, F.S.; requiring certain state universities and other entities to screen certain foreign applicants seeking employment in specified research positions; requiring such applicants to provide additional specified information as part of the application process; requiring screening to be completed before an interview or offer of employment; requiring the president or chief administrative officer of the state university or entity to designate a research integrity office to verify certain information contained in such applications, search certain public databases, and submit certain information to specified federal agencies; specifying the conditions under which a university may ap-

prove a hire based on a risk-based determination; prohibiting the employment of an applicant who fails to make certain disclosures; providing an exception; requiring certain records to be maintained by the research integrity office; requiring such office to report the identity of any applicant who was rejected for employment to certain law enforcement agencies; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; creating s. 1010.36, F.S.; requiring certain state universities and other entities to establish an international travel approval and monitoring program; providing requirements for such program; providing requirements for preapproval and screening for foreign travel and foreign employment-related activities engaged in by faculty, researchers, and research department staff; requiring state universities and entities to maintain certain records relating to foreign travel and activities for at least 3 years; requiring a state university or entity to provide a certain annual report to the Board of Governors or the governing board of the applicable entity; requiring a specified entity to conduct an operational audit of institutions by a specified date; providing an effective date.

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

By the Committee on Regulated Industries; and Senator Perry—

**CS for SB 332**—A bill to be entitled An act relating to unlicensed contracting; amending s. 489.127, F.S.; revising the criminal penalties for persons who engage in contracting without proper registration or certification; making technical changes; reenacting s. 489.13(7), F.S., relating to unlicensed contracting, to incorporate the amendment made to s. 489.127, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Education; and Senators Berman, Book, and Perry—

**CS for SB 358**—A bill to be entitled An act relating to water safety and swimming certification for K-12 students; providing a short title; creating s. 1003.225, F.S.; defining the term “water safety”; requiring public schools to provide specified information to certain parents or students; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Criminal Justice; and Senator Rodriguez—

**CS for SB 410**—A bill to be entitled An act relating to reproductive health and disease education; amending s. 1002.20, F.S.; requiring each school district to publish specified materials on the district website to notify parents of their right to exempt their student from reproductive health and disease education; amending s. 1003.42, F.S.; requiring district school boards to annually approve curriculum relating to reproductive health and disease education in an open, noticed public meeting; requiring each school district to publish specified materials on the district website to notify parents of their right to exempt their student from reproductive health and disease education; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Bradley—

**CS for SB 654**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for certain information received or maintained by the Department of Military Affairs which is stored in a United States Department of Defense system of records, is transmitted using a United States Department of Defense network or communications device, or pertains to the United States Department of Defense; providing for retroactive application; providing for future legislative review and re-

peal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Community Affairs; and Senators Rodrigues and Perry—

**CS for SB 694**—A bill to be entitled An act relating to waste management; amending s. 403.7033, F.S.; requiring the Department of Environmental Protection to review and update its report on retail bags and submit the updated report to the Legislature by a specified date; amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision authorizing a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; removing a provision authorizing a local government and private waste company to negotiate such compensation and notice; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Regulated Industries; and Senator Rodrigues—

**CS for SB 902**—A bill to be entitled An act relating to community association pools; amending s. 514.0115, F.S.; exempting certain homeowners' association pools from supervision by the Department of Health; providing exceptions; amending s. 553.77, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Transportation; and Senator Book—

**CS for SB 950**—A bill to be entitled An act relating to bicycle and pedestrian safety; amending s. 316.003, F.S.; defining the terms “bicycle lane” and “separated bicycle lane”; amending s. 316.083, F.S.; revising and providing requirements for the driver of a motor vehicle overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; providing exceptions; providing a penalty; requiring the Department of Highway Safety and Motor Vehicles to provide an annual awareness and safety campaign regarding certain safety precautions; amending s. 316.0875, F.S.; exempting a motor vehicle driver from certain provisions relating to no-passing zones when overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; making a technical change; amending s. 316.151, F.S.; revising requirements for vehicles turning at intersections; providing turn signaling and distance requirements for a motor vehicle driver when overtaking and passing a bicycle; making a technical change; amending s. 316.2065, F.S.; providing requirements for persons riding bicycles on a substandard-width lane; prohibiting persons riding bicycles in a bicycle lane from riding more than two abreast; providing requirements for riding in a bicycle lane; providing requirements for persons riding bicycles in groups when stopping at a stop sign; making a technical change; amending s. 322.12, F.S.; requiring a minimum number of questions in the test bank for a Class E driver license to address bicycle and pedestrian safety; amending ss. 212.05, 316.306, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Community Affairs; and Senator Perry—

**CS for SB 1274**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; authorizing landowners with development orders existing before the incorporation of a municipality to elect to abandon such orders and develop the vested density and intensity contained therein under specified conditions; amending s. 163.3187, F.S.; revising the required acreage thresholds under which a

small scale development amendment may be adopted; providing an effective date.

—was referred to the Committee on Rules.

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

**CS for SB 1434**—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.119, F.S.; requiring the Department of Financial Services to provide copies of wills and trusts included in safe-deposit box contents under certain circumstances; amending s. 717.124, F.S.; requiring specified agreements for certain claims; removing provisions requiring the department to deny certain unclaimed property claims; increasing the threshold required to use a different method of identity verification for electronic claims; conforming provisions to changes made by the act; amending ss. 717.12404, 717.1315, and 717.1322, F.S.; conforming provisions to changes made by the act; amending s. 717.135, F.S.; requiring the department to adopt forms for an Unclaimed Property Recovery Agreement and an Unclaimed Property Purchase Agreement; providing requirements for such agreements; providing that the agreements are the exclusive means for a claimant's representative to file a claim or to recover fees and costs; prohibiting a claimant's representative from using or distributing any other form of agreement; providing administrative and civil penalties; authorizing the department to pay additional accounts under certain circumstances; providing applicability; repealing s. 717.1351, F.S., relating to unclaimed property claims; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Health Policy; and Senator Gibson—

**CS for SB 1540**—A bill to be entitled An act relating to maternal health outcomes; amending s. 381.7353, F.S.; revising the Department of Health's duties under the Closing the Gap grant program; amending s. 381.7355, F.S.; revising the requirements for Closing the Gap grant proposals; creating s. 383.2163, F.S.; requiring the department to establish telehealth minority maternity care pilot programs in Duval County and Orange County by a specified date; defining terms; providing program purposes; requiring the pilot programs to provide specified telehealth services, or coordinate with prenatal home visiting programs to provide specified services, to eligible pregnant women for a specified period; requiring pilot programs to train participating health care practitioners and perinatal professionals on specified topics; providing for funding for the pilot programs; requiring the department's Division of Community Health Promotion and Office of Minority Health and Health Equity to apply for certain federal funding; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Health Policy; and Senator Rodriguez—

**CS for SB 1568**—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department's targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0061, F.S., as amended by s. 41 of chapter 2020-150, Laws of Florida; revising provisions related to administrative fines for violations relating to onsite sewage treatment and disposal systems and septic tank contracting; creating s. 381.00635, F.S.; transferring provisions from s. 381.0067, F.S., relating to corrective orders for private and certain public water systems; amending s. 381.0067, F.S.; conforming provisions to changes made by the act;



amending s. 381.0101, F.S.; revising certification requirements for persons performing evaluations of onsite sewage treatment and disposal systems; making technical changes; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 466.028, F.S.; revising grounds for disciplinary action by the Board of Dentistry; amending s. 466.0285, F.S.; exempting certain specialty hospitals from prohibitions relating to the employment of dentists and dental hygienists and the control of dental equipment and materials by nondentists; exempting such hospitals from a prohibition on nondentists entering into certain agreements with dentists or dental hygienists; making technical changes; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provisions related to approved midwifery programs; amending s. 467.011, F.S.; revising provisions relating to licensure of midwives; amending s. 467.0125, F.S.; revising provisions relating to licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending s. 483.801, F.S.; exempting certain persons from clinical laboratory personnel regulations; amending s. 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms “doctoral degree from an American Psychological Association accredited program” and “doctoral degree in psychology”; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensing and provisional licensing, respectively; amending s. 491.005, F.S.; revising licensing requirements for clinical social workers, marriage and family therapists, and mental health counselors; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Transportation; and Senator Gainer—

**CS for SB 1670**—A bill to be entitled An act relating to outdoor advertising; amending s. 479.07, F.S.; requiring the Department of Transportation to create and implement a publicly accessible electronic database for sign permit information; specifying requirements for the database; prohibiting the department from furnishing permanent metal permit tags or replacement tags and from enforcing specified provisions once the department creates and implements the database; specifying that permittees are not required to return permit tags to the department once the department creates and implements the database; providing an effective date.

—was referred to the Committee on Appropriations.

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By the Committee on Judiciary; and Senators Gruters and Hooper—

**CS for SB 1922**—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.046, F.S.; revising the definition of the term “income”; amending s. 61.08, F.S.; defining terms; requiring the court to prioritize certain forms of alimony; authorizing the court to grant permanent alimony under certain circumstances; requiring the court to make certain written findings in its awards of alimony; prohibiting the court from denying or granting an award of alimony solely on the basis of adultery, with an exception; revising factors that the court must consider in determining the proper type and amount of alimony; authorizing a party to whom the court has awarded alimony to purchase or maintain a life insurance policy on the obligor’s life to protect an award of alimony; requiring the obligor to cooperate in the process of securing the life insurance; deleting certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting an award of rehabilitative alimony from exceeding specified timeframes; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan to include a certain timeframe; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding a specified timeframe; specifying what constitutes the length of a marriage for the purpose of determining durational alimony; requiring the court to make certain written findings when awarding

durational alimony; providing a formula for the calculation of durational alimony; providing that a party who has reached retirement age in accordance with specified provisions may not be ordered to pay alimony; providing an exception; establishing that alimony may not be awarded to a party who has a certain monthly net income; prohibiting social security retirement benefits from being imputed to the obligor, with an exception; requiring an obligee to meet certain requirements if he or she alleges that a physical disability has impaired his or her ability to earn the imputed income; requiring the court to consider certain payments made to the obligee when determining the amount and length of rehabilitative or durational alimony; providing applicability; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of a child, with an exception; providing applicability; deleting a provision related to the development of a parenting plan; amending s. 61.14, F.S.; authorizing the court to order an obligee to reimburse alimony payments to the obligor under certain circumstances; specifying a timeframe for the court to consider a supportive relationship between the obligee and another person for purposes of reducing or terminating an award of alimony or ordering reimbursement of alimony payments; revising factors the court may consider when determining whether a supportive relationship exists or existed between the obligee and another person; providing that an obligor’s subsequent remarriage or cohabitation is not a basis for modification of alimony; providing that the income and assets of the obligor’s subsequent spouse are irrelevant to an action for modification of alimony; requiring an alimony obligation to terminate upon the obligor reaching full retirement age; providing an exception; authorizing the court to terminate an alimony obligation if the obligor retires at a reasonable age for his or her profession or line of work; requiring the court to consider certain factors in determining whether the obligor’s retirement age is reasonable; authorizing an obligor to prospectively file a petition for modification or termination of alimony, effective upon his or her retirement; requiring a court to modify or terminate an alimony award upon retirement of the obligor, with an exception; providing that certain benefits of the obligee constitute a change in circumstance for which an obligor may seek modification of an alimony award; providing that certain agreements on alimony payments are considered expressly modifiable or eligible for termination under certain circumstances; providing applicability; amending s. 61.19, F.S.; requiring the court to grant a final judgment of dissolution of marriage and reserve jurisdiction to adjudicate other substantive issues, under certain circumstances; providing for temporary orders necessary to protect the parties and their children, if any; providing that such temporary orders are effective until all other issues are adjudicated by the court; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

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By the Committee on Education; and Senator Diaz—

**CS for SB 2010**—A bill to be entitled An act relating to foreign influence; creating s. 286.101, F.S.; providing definitions; requiring any state agency or political subdivision to disclose certain gifts or grants received from any foreign source to the Department of Financial Services within a specified timeframe; providing an exception; requiring any entity that applies for a certain grant or proposes a certain contract to disclose to a state agency or political subdivision any current or prior interest of, contract with, or grant or gift received from a foreign country of concern under certain circumstances; specifying information to be included in the disclosure; requiring such entity to provide a copy of such disclosure to the department within a specified timeframe before applying for any grant or proposing any contract; requiring such entity to revise its disclosure within a specified timeframe under certain circumstances; providing exceptions to disclosure requirements; requiring the Department of Management Services to screen certain vendors periodically; requiring certain notification on the online procurement system; requiring the Department of Financial Services to establish and maintain an Internet website to publish the disclosures; authorizing the department to establish an online system for making such disclosures; authorizing the Department of Management Services to coordinate with the Department of Financial Services to establish such online system; requiring the Department of Financial Services to investigate allegations of certain violations under certain circumstances; authorizing the department or specified persons to request certain records; providing for the assessment of fines and penalties under certain circumstances; requiring the department to include and maintain a list of ineligible en-

ties on a certain Internet website; providing that certain information and records relating to a gift or grant from a foreign source are not confidential or exempt from public records requirements; providing exceptions; authorizing rulemaking; creating s. 288.860, F.S.; providing definitions; prohibiting certain agencies and entities from participating in agreements with or accepting grants received from foreign countries of concern under certain circumstances; prohibiting such agencies and entities from accepting anything of value as a condition for participation in certain programs or endeavors that promote the language or culture of foreign countries of concern; creating s. 1010.25, F.S.; providing definitions; requiring institutions of higher education to semiannually report to certain entities regarding certain gifts they received directly or indirectly from a foreign source; authorizing the report to be consolidated with affiliate organizations; requiring such institutions to provide certain information regarding such gifts; requiring random inspections or audits of gifts or gift agreements by certain inspectors general; providing requirements for such inspections or audits; requiring the Board of Governors or State Board of Education, as applicable, to sanction institutions that fail to report certain gifts within a specified timeframe; providing for a civil penalty for willful violations; requiring that the proceeds from such penalty be deposited in a specified fund; providing a lesser civil penalty under specified conditions; authorizing the Attorney General or Chief Financial Officer to bring a civil action under certain circumstances; providing for attorney fees and costs; providing that certain information and records relating to a gift from a foreign source are not confidential or exempt from public records requirements; providing exceptions; authorizing the Board of Governors and State Board of Education to adopt regulations and rules, respectively; creating s. 1010.35, F.S.; requiring certain state universities and other entities to screen certain foreign applicants seeking employment in specified research positions; requiring such applicants to provide additional specified information as part of the application process; requiring screening to be completed before an interview or offer of employment; requiring the president or chief administrative officer of the state university or entity to designate a research integrity office to verify certain information contained in such applications, search certain public databases, and submit certain information to specified federal agencies; specifying the conditions under which a university may approve a hire based on a risk-based determination; prohibiting the employment of an applicant who fails to make certain disclosures; providing an exception; requiring certain records to be maintained by the research integrity office; requiring such office to report the identity of any applicant who was rejected for employment to certain law enforcement agencies; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; creating s. 1010.36, F.S.; requiring certain state universities and other entities to establish an international travel approval and monitoring program; providing requirements for such program; providing requirements for preapproval and screening for foreign travel and foreign employment-related activities engaged in by faculty, researchers, and research department staff; requiring state universities and entities to maintain certain records relating to foreign travel and activities for at least 3 years; requiring a state university or entity to provide a certain annual report to the Board of Governors or the governing board of the applicable entity; requiring a specified entity to conduct an operational audit of institutions by a specified date; providing an effective date.

—was referred to the Committee on Appropriations.

**EXECUTIVE BUSINESS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida State Boxing Commission Appointee: Mallare-Pike, Christina Marie, Plant City	09/30/2023
Board of Trustees of South Florida State College Appointee: Puckorius, Lana C., Avon Park	05/31/2023

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Housing Finance Corporation Appointee: Lieberman, Ronald, Ocala	11/13/2024
Board of Orthotists and Prosthetists Appointee: DuBois, Anne-Louise, Seminole	10/31/2022
Florida Transportation Commission Appointee: Trumbull, Jay N., Panama City	09/30/2023

**Referred to the Committee on Ethics and Elections.**

**REFERENCE CHANGES  
PURSUANT TO RULE 12.7**

**EXECUTIVE APPOINTMENTS, REFERENCE CORRECTIONS**

The executive appointments below, previously published in the Senate Journal, were shown with the following reference corrections:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Governors of the State University System Appointee: Haddock, Jr., Edward, Winter Park	01/06/2027
Board of Trustees, Florida Atlantic University Appointee: Feingold, Barbara S., Delray Beach	01/06/2025
Board of Trustees, University of Central Florida Appointee: Christy, William, Daytona Beach	01/06/2025
Board of Trustees, Florida International University Appointee: Hrinak, Donna J., Miami	01/06/2025
Board of Trustees, University of Florida Appointee: Patel, Rahul, Atlanta Ridley, Fred, Tampa	01/06/2025 01/06/2026
Board of Trustees, University of South Florida Appointee: Patel, Shilen, Tampa	01/06/2026

**The appointments were referred to the Committees on Education; and Ethics and Elections under the original reference. The corrected reference removes the Committee on Education.**

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Commission on Offender Review Appointee: Davison, Richard D., Confidential pursuant to s. 119.071(4), F.S.	06/30/2026

**The appointment was referred to the Committees on Criminal Justice; and Ethics and Elections under the original reference. The corrected reference removes the Committee on Criminal Justice.**

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Transportation Commission Appointee: Genson, David, Naples	09/30/2022

**The appointment was referred to the Committees on Transportation; and Ethics and Elections under the original reference. The corrected reference removes the Committee on Transportation.**

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Fernandez-Barquin, Byrd, Andrade, Barnaby, Brannan, DiCeglie, Drake, Fine, Giallombardo, Gregory, Harding, Maggard, Maney, McClain, Plakon, Roach, Rommel, Sabatini, Sirois, Snyder—

**CS for HB 1**—A bill to be entitled An act relating to combating public disorder; amending s. 166.241, F.S.; authorizing specified elected officials to file an appeal to the Administration Commission if the governing body of a municipality makes a specified reduction to the operating budget of the municipal law enforcement agency; requiring the petition to contain specified information; requiring the Executive Office of the Governor to conduct a budget hearing considering the matter and make findings and recommendations to the Administration Commission; requiring the commission to approve, amend, or modify the municipality's budget; amending s. 316.2045, F.S.; revising the prohibition on obstructing traffic by standing on the street, highway, or road; deleting provisions concerning charitable solicitations; amending s. 768.28, F.S.; providing that a municipality has a duty to allow the municipal law enforcement agency to respond to a riot or unlawful assembly in a specified manner based on specified circumstances; providing a municipality is civilly liable for specified damages proximately caused by the municipality's specified breach of such duty; amending s. 784.011, F.S.; reclassifying the penalty for an assault committed in furtherance of a riot or an aggravated riot; amending s. 784.021, F.S.; increasing the offense severity ranking of an aggravated assault for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 784.03, F.S.; reclassifying the penalty for a battery committed in furtherance of a riot or an aggravated riot; amending s. 784.045, F.S.; increasing the offense severity ranking of an aggravated battery for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; creating s. 784.0495, F.S.; prohibiting specified assemblies from using or threatening to use imminent force against another person to do or refrain from doing any act or to assume, abandon, or maintain a particular viewpoint under certain circumstances; providing a penalty; requiring a person arrested for a violation to be held in custody until first appearance; amending s. 784.07, F.S.; requiring a minimum term of imprisonment for a person convicted of battery on a law enforcement officer committed in furtherance of a riot or an aggravated riot; increasing the offense severity ranking of an assault or battery against specified persons for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 806.13, F.S.; prohibiting defacing, injuring, or damaging a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; creating s. 806.135, F.S.; defining the terms "historic property" and "memorial"; prohibiting a person from destroying or demolishing a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; amending s. 810.02, F.S.; reclassifying specified burglary offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; amending s. 812.014, F.S.; reclassifying specified theft offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; creating s. 836.115, F.S.; providing definitions; prohibiting cyberintimidation by publication; providing criminal penalties; amending s. 870.01, F.S.; prohibiting a person from fighting in a public place; prohibiting a person from willfully participating in a specified violent public disturbance resulting in specified damage or injury; providing an increased penalty for rioting under specified circumstances; prohibiting a person from inciting a riot; providing an increased penalty for inciting a riot under specified cir-

cumstances; providing definitions; requiring a person arrested for such a violation to be held in custody until first appearance; providing an exception; amending s. 870.02, F.S.; requiring a person arrested for an unlawful assembly to be held in custody until first appearance; repealing s. 870.03, F.S.; relating to riots or routs; creating s. 870.07, F.S.; creating an affirmative defense to a civil action where the plaintiff participated in a riot; amending s. 872.02, F.S.; increasing the offense severity ranking of specified offenses involving graves and tombs for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; ranking offenses created by the act on the offense severity ranking chart; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 17, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Bell, Killebrew, Bartleman, Gregory, Massullo, Morales, Persons-Mulicka, Smith, D.—

**HB 17**—A bill to be entitled An act relating to podiatric medicine; amending s. 461.007, F.S.; authorizing the Board of Podiatric Medicine to require a specified number of continuing education hours related to the safe and effective prescribing of controlled substances; creating s. 461.0155, F.S.; providing for governance of podiatric physicians who are supervising medical assistants; amending s. 624.27, F.S.; revising the definition of the term "health care provider" to include podiatric physicians; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 59, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Civil Justice & Property Rights Subcommittee, Local Administration & Veterans Affairs Subcommittee and Representative(s) McClain, Clemons, Harding, Sabatini—

**CS for CS for CS for HB 59**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights which a local government may use; requiring a local government to adopt a property rights element by the earlier of its adoption of its next proposed plan amendment initiated after a certain date or the next scheduled evaluation and appraisal of its comprehensive plan; prohibiting a local government's property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures for the right of first refusal; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 67 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Fernandez-Barquin—

**HB 67**—A bill to be entitled An act relating to public defender duties; amending s. 27.51, F.S.; specifying additional circumstances under which a public defender may not be appointed to represent a defendant; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 121 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Civil Justice & Property Rights Subcommittee and Representative(s) Garrison—

**CS for HB 121**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; providing that a notary public is entitled to select particular technology in performing a notarial act with respect to an electronic record; authorizing a notary public's contract or employer to require the use of a particular technology in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising the limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; creating s. 117.231, F.S.; authorizing notaries public to use audio-video communication technology to remotely swear in individuals who testify under certain circumstances; authorizing notaries public to use audio-video communication technology to remotely swear in new attorneys admitted to The Florida Bar; requiring consent from individuals being sworn in if audio-video communication technology is used under certain circumstances; providing that notaries public who use audio-video communication technology under certain circumstances are not required to meet specified requirements; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to retain audio-video communication recordings of online notarizations; authorizing a RON service provider to delegate this duty to a secure repository under certain conditions; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; providing that an online notary public is entitled to select his or her remote online notarization service provider; authorizing a notary public's contract or employer to require the use of a particular remote online notarization service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; providing limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list containing certain information on self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 259 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Education & Employment Committee and Representative(s) Williamson, Byrd, Andrade, Bell, Beltran, Brannan, DiCeglie, Duggan, Fine, Fischer, Grall, Gregory, Harding, Hawkins, Ingoglia, Maggard, Maney, Massullo, McClain, Overdorf, Payne, Roach, Robinson, W., Rommel, Sabatini, Salzman, Shoaf, Sirois, Smith, D., Snyder, Yarborough—

**CS for CS for HB 259**—A bill to be entitled An act relating to the safety of religious institutions; amending s. 790.06, F.S.; authorizing, for specified purposes, a concealed weapons or firearms licensee to carry a concealed weapon or firearm on certain property of a church, synagogue, or other religious institution; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 353 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Hage—

**HB 353**—A bill to be entitled An act relating to bicycle operation regulations; amending s. 316.2065, F.S.; providing an exception to the requirement that a person operating a bicycle ride upon or astride a seat attached thereto; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 385 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Hage—

**CS for HB 385**—A bill to be entitled An act relating to alcoholic beverage licenses, Lake and Sumter Counties; amending ch. 2002-334, Laws of Florida, as amended; revising criteria for special alcoholic beverage licenses for certain entities operating within Lake and Sumter Counties; revising boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 467 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) DuBose, McCurdy—

**HB 467**—A bill to be entitled An act relating to insurance adjuster examination requirements; amending s. 626.221, F.S.; exempting certain applicants for licensure as an all-lines adjuster from a required examination; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment

made to s. 626.221, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 751 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Clemons—

**HB 751**—A bill to be entitled An act relating to City of Gainesville, Alachua County; providing an exception to general law; authorizing the issuance of a special license to mobile food dispensing vehicles to sell alcoholic beverages for the consumption of alcoholic beverages within a specified area; providing requirements; prohibiting a licensee from selling alcoholic beverages by the package for consumption outside the specified area; providing for the issuance of an unlimited number of licenses within specified area; providing that an operator is not exempt from meeting requirements to hold a license; providing boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1251 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Toledo, Morales, Valdés—

**HB 1251**—A bill to be entitled An act relating to the Water Street Tampa Improvement District, Hillsborough County; amending ch. 2018-183, Laws of Florida; revising the boundaries of the Water Street Tampa Improvement District; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1591 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Plakon, Morales—

**HB 1591**—A bill to be entitled An act relating to the South Seminole and North Orange County Wastewater Transmission Authority; amending ch. 78-617, Laws of Florida; designating the regional sewage treatment plant as the Orlando Iron Bridge Wastewater Treatment Facility; revising boundaries; revising provisions relating to the selection of governing board members and officers; revising and providing definitions; authorizing the authority to contract with an entity for certain purposes and to amend a definition under certain circumstances; removing provisions relating to the governing board, private utility flow and votes apportioned by flow, appointment of alternate governing board members, required connection, contracts with private utilities, lift stations, the facility plan, indebtedness, and collection of transmission charges; conforming provisions to changes made by the act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6503 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Civil Justice & Property Rights Subcommittee and Representative(s) Rodriguez—

**CS for HB 6503**—A bill to be entitled An act for the relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County; providing for an appropriation to compensate the Estate of Emilio Jesus Vizcaino-Aday for injuries and damages sustained by Emilio Jesus Vizcaino-Aday and his survivors as a result of the negligence of Miami-Dade County; providing a limitation on the payment of attorney fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6511 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Civil Justice & Property Rights Subcommittee and Representative(s) DiCeglie—

**CS for HB 6511**—A bill to be entitled An act for the relief of the Estate of Crystle Marie Galloway by the Hillsborough County Board of County Commissioners; providing for an appropriation to compensate the estate for injuries sustained by Crystle Marie Galloway and her survivors as a result of the negligence of employees of the Hillsborough County Board of County Commissioners; providing a limitation on the payment of fees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7001 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Garrison, Morales—

**HB 7001**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 464.0096, F.S., which provides an exemption from public records requirements for certain information held by the Department of Health or the Board of Nursing pursuant to the Nurse Licensure Compact and an exemption from public meeting requirements for certain meetings of the Interstate Commission of Nurse Licensure Compact Administration; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7009 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Barnaby, Chaney, Giallombardo, Harding, Joseph, Maggard, Persons-Mulicka, Snyder—

**HB 7009**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.053, F.S., which provides an exemption from public record requirements for juvenile information compiled by the Criminal Justice Information Program from intrastate sources; removing the scheduled repeal of the exemption; amending s. 985.04, F.S., which specifies that certain arrest records of juvenile offenders are not exempt from public record requirements; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

## **CORRECTION AND APPROVAL OF JOURNAL**

The Journal of April 1 was corrected and approved.

## **CO-INTRODUCERS**

Senators Berman—SB 1100; Bracy—SB 370, SB 1176; Diaz—CS for SB 366, CS for SB 1028, SB 1798, SB 1864; Perry—SB 1100; Thurston—CS for SB 26

## **ADJOURNMENT**

On motion by Senator Passidomo, the Senate adjourned at 5:10 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:30 p.m., Thursday, April 8 or upon call of the President.



# Journal of the Senate

Number 11—Regular Session

Thursday, April 8, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 2:30 p.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

## PRAYER

The following prayer was offered by Pastor Ken Whitten, Idlewild Baptist Church, Lutz:

Dear Lord Jesus, on this day, when bills will be decided, and laws will be made, and decisions brought forth that will affect our everyday lives, may the men and women here in these chambers know that today they are being prayed for, and loved on, and given the honor of appreciation for their service to our communities and their great sacrifice that they make every day for the betterment of our state.

Lord, will you, this day, bring a spirit of unity in this Senate? But would you help us all, even today, to understand that even you would rather us be divided by truth than united in error. We pray for wisdom and integrity—that it would reign in every leader’s life on this day. May our goals today be simple—giving birth to ideas and laws that will keep our state safe, protect the weak, heal the broken, and encourage the downtrodden. May your word, Father, become the truth and guide for all of our decisions, and may all of us look to you for the last word.

We thank you for that word—that word that tells us what’s right, what’s not right, how to get right, and even how to stay right. It is that wisdom we ask for in this place—wisdom that James tells us is first

pure, peaceable, easy to be entreated, full of mercy and good fruits, without partiality, and without hypocrisy.

Lord, as we close this prayer, may we remember, and even repeat, what an old Anglican pastor said years ago, “What we know not, teach us; what we have not, give us; and what we are not, make us.” We pray this in the only mighty and exalted name that’s in heaven or on Earth, the Lord Jesus Christ. Amen.

## PLEDGE

Senator Boyd 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. Ankush Bansal of Palm Beach Gardens, sponsored by Senator Berman, as the doctor of the day. Dr. Bansal specializes in internal medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Perry—

By Senator Perry—

**SR 2044**—A resolution commending the University of Florida for its continued achievements in the pursuit of academic and research excellence and recognizing April 8, 2021, as “Gator Day” at the Capitol.

WHEREAS, the University of Florida is a top 10 public university in the United States, rising from No. 7 in 2020 to No. 6 in the 2021 *U.S. News & World Report* list of Best Public Universities, and

WHEREAS, the University of Florida continues its upward momentum, with 12 colleges and 61 graduate programs ranked in the top 25 nationally among the country’s public universities, including 13 programs ranked in the top 10, according to the 2022 *U.S. News & World Report* Best Graduate Schools rankings, and

WHEREAS, the University of Florida’s research spending reached a record \$942.2 million in 2020, and the university’s work continues to yield huge returns for this state, among them advances, discoveries, and inventions that address the most pressing needs of our time, and

WHEREAS, the University of Florida has 28 faculty members who are members of the National Academies of Sciences, Engineering, and Medicine, and

WHEREAS, through a groundbreaking partnership with leading technology company NVIDIA, the University of Florida now has the most powerful artificial intelligence computer in higher education, and the university is pursuing a strategy to become a world leader in AI education, research, and workforce development, uniquely positioning the state of Florida as a destination for AI-related industries, and

WHEREAS, UF Health researchers and clinicians, faced with a year of unprecedented challenges brought on by the COVID-19 pandemic, fought this deadly disease on numerous fronts, from successfully treating thousands of patients across this state and nation to developing breakthrough treatments, such as a lung pacemaker to help severely sick patients breathe, and

WHEREAS, UF Health researchers and clinicians performed numerous lung transplants on COVID-19 patients whose lungs were too compromised by the virus to be viable, while other researchers unlocked the mysteries of COVID-19 in labs and led the way in community testing, and

WHEREAS, the University of Florida continues to welcome Gators through the UF Online pathway, with more than 4,500 active students earning their UF baccalaureate degrees on the pathway, in addition to the more than 3,000 who have already graduated through UF Online, and

WHEREAS, UF Online is now the No. 3 online bachelor's program in the nation, as ranked by *U.S. News & World Report* in 2021, and is the No. 2 online bachelor's program in the nation for veterans, accomplishments achieved while keeping college affordable and saving Florida residents more than \$22 million in tuition and fees since 2014, and

WHEREAS, the University of Florida athletic program has ranked among the nation's top 10 for 36 consecutive years — from 1983-1984 to 2018-2019 — and has attained a top 5 overall finish in each of the last 11 years, according to national all-sports rankings, NOW, THEREFORE,

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

That the University of Florida is commended for its continued achievements in the pursuit of academic and research excellence and that April 8, 2021, is recognized as “Gator Day” at the Capitol.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to University of Florida President W. Kent Fuchs, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Cruz—

By Senator Cruz—

**SR 2046**—A resolution recognizing and congratulating the unrivaled athletic abilities and enduring team spirit of the Tampa Bay Buccaneers as they claim the title of Super Bowl LV Champions and, moreover, World Champions.

WHEREAS, the Super Bowl is the most-watched sporting event in the world, broadcast to nearly 200 countries, and determines the world champion of American football, and

WHEREAS, the 2020-2021 National Football League (NFL) season was marked by unprecedented adjustments and difficulties for all teams as our entire society felt the impact of, and attempted to mitigate, the COVID-19 pandemic, and

WHEREAS, the Tampa Bay Buccaneers had an 11-5 regular season record and finished their championship run on an eight-game winning streak, and

WHEREAS, the Buccaneers were led in this historic season by head coach Bruce Arians and future NFL hall of famer and greatest-of-all-time quarterback Tom Brady, playing in his 20th season, and

WHEREAS, during the 2020-2021 NFL season, the Buccaneers averaged a total of 30.8 points per game, the third-highest points-per-game average in the NFL, and scored a total of 492 points and 59 touchdowns, both franchise records, and

WHEREAS, on February 7, 2021, the Buccaneers became the first team in NFL history to win a Super Bowl in their home stadium, and

WHEREAS, in soundly defeating the reigning champion Kansas City Chiefs by a score of 31-9, the Buccaneers earned their second Super Bowl victory in franchise history, NOW, THEREFORE,

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

That the unrivaled athletic abilities and enduring team spirit of the Tampa Bay Buccaneers are recognized and celebrated as they claim the title of Super Bowl LV Champions and, moreover, World Champions.

—was introduced, read, and adopted by publication.

#### SPECIAL GUESTS

Senator Bean recognized the following staff of the Tampa Bay Buccaneers who helped the team earn its second Super Bowl victory in franchise history: Brian Ford, Chief Operating Officer; Dan Malasky, Chief Legal Officer; and Kevin Ansell, Game Day Assistant who were present in the chamber to commemorate their victory and showcase the Vince Lombardi Trophy.

#### SPECIAL PRESENTATION

A video tribute was played honoring the Tampa Bay Buccaneers on their Super Bowl win, defeating the Kansas City Chiefs in their home stadium during Super Bowl LV in Tampa on February 7, 2021.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

#### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 5011 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

*Jeff Takacs, Clerk*

By Appropriations Committee and Representative(s) Trumbull—

**HB 5011**—A bill to be entitled An act relating to the termination of the Lawton Chiles Endowment Fund; directing the State Board of Administration to liquidate assets in the Lawton Chiles Endowment Fund by a specified date; providing for the transfer of balances in the fund; repealing s. 215.5601, F.S., relating to the creation and administration of the Lawton Chiles Endowment Fund on a specified date; amending ss. 17.41, 20.435, 215.56005, 215.5602, and 409.915, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committee on Appropriations.

There being no objection, **HB 5011** was withdrawn from the Committee on Appropriations.

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

**HB 5011**—A bill to be entitled An act relating to the termination of the Lawton Chiles Endowment Fund; directing the State Board of Administration to liquidate assets in the Lawton Chiles Endowment Fund by a specified date; providing for the transfer of balances in the fund; repealing s. 215.5601, F.S., relating to the creation and administration of the Lawton Chiles Endowment Fund on a specified date; amending ss. 17.41, 20.435, 215.56005, 215.5602, and 409.915, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

**Amendment 1 (127436) (with title amendment)**—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Stargel, by two-thirds vote, **HB 5011**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:



Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**MOTIONS**

On motion by Senator Stargel, having refused to pass **HB 5011** as passed by the House, acceded to the request of the House for a budget conference.

On motion by Senator Passidomo, by two-thirds vote, **HB 5011** was ordered immediately certified to the House.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 5101 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

*Jeff Takacs*, Clerk

By PreK-12 Appropriations Subcommittee and Representative(s) Fine—

**HB 5101**—A bill to be entitled An act relating to education funding; amending s. 1002.37, F.S.; revising provisions relating to the calculation for determining the amount of state funds received by the Florida Virtual School for operating purposes; repealing s. 1002.411, F.S., relating to reading scholarship accounts; amending s. 1002.45, F.S.; revising the requirements for school districts providing virtual instruction programs; requiring each school district to annually report certain information to the Department of Education by a specified date; requiring a school district to limit the enrollment of certain students in the virtual instruction program; providing applicability; requiring a school district to report full-time equivalent students for a virtual instruction program or virtual charter school to the department; amending s. 1011.62, F.S.; removing a requirement that certain school districts use a low-performing school's portion of the supplemental academic instruction allocation to provide an additional hour of intensive reading per day; removing provisions relating to the allocation of funding to school districts with a decline in full-time equivalent students; removing provisions relating to the virtual education contribution; removing provisions relating to the annual funding compression and hold harmless allocation; removing provisions relating to the turnaround school supplemental services allocation; amending s. 1012.22, F.S.; removing an obsolete date; revising provisions relating to the annual increase made to the minimum base salary of certain public school employees; requiring school districts to use a portion of their nonenrollment allocation from the federal Elementary and Secondary School Emergency Relief Fund for a specified purpose; defining the term "unaccounted student"; requiring each school district to establish a multiagency workgroup for a specified purpose; requiring a school district to initiate a truancy petition under certain circumstances; requiring each school district to annually submit a report to the department by a specified date; providing for future expiration; requiring that school districts use a portion of their academic acceleration allocation from the federal Elementary and Secondary Education Emergency Relief Fund for a specified purpose; providing certain requirements for school districts; requiring the department to submit a status report to the Governor and Legislature by a

specified date; providing for future expiration; requiring certain non-profit scholarship-funding organizations to continue participating in the reading scholarship accounts program until a specified period; requiring that a parent of a student with a reading scholarship account continue to submit eligible expenses to the organization for reimbursement of certain qualifying expenditures under certain circumstances; prohibiting certain service providers from sharing any moneys from reading scholarship accounts with, or providing a refund or rebate of such moneys to, parents or participating students; providing that a parent is responsible for payment of certain expenses; requiring that the non-profit scholarship-organization make a payment of any unexpended funds remaining in a student's reading scholarship account as of a specified date, at least quarterly; providing that any moneys received under the program do not constitute taxable income; requiring that a student's reading scholarship account is considered closed under certain circumstances; requiring that an account that has been inactive for a specified number of consecutive years be closed and any remaining funds in the account revert to the state; amending ss. 1001.215, 1003.52, 1003.621, 1006.12, 1008.345, 1011.71, and 1012.584, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

There being no objection, **HB 5101** was withdrawn from the Committee on Appropriations.

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

**HB 5101**—A bill to be entitled An act relating to education funding; amending s. 1002.37, F.S.; revising provisions relating to the calculation for determining the amount of state funds received by the Florida Virtual School for operating purposes; repealing s. 1002.411, F.S., relating to reading scholarship accounts; amending s. 1002.45, F.S.; revising the requirements for school districts providing virtual instruction programs; requiring each school district to annually report certain information to the Department of Education by a specified date; requiring a school district to limit the enrollment of certain students in the virtual instruction program; providing applicability; requiring a school district to report full-time equivalent students for a virtual instruction program or virtual charter school to the department; amending s. 1011.62, F.S.; removing a requirement that certain school districts use a low-performing school's portion of the supplemental academic instruction allocation to provide an additional hour of intensive reading per day; removing provisions relating to the allocation of funding to school districts with a decline in full-time equivalent students; removing provisions relating to the virtual education contribution; removing provisions relating to the annual funding compression and hold harmless allocation; removing provisions relating to the turnaround school supplemental services allocation; amending s. 1012.22, F.S.; removing an obsolete date; revising provisions relating to the annual increase made to the minimum base salary of certain public school employees; requiring school districts to use a portion of their nonenrollment allocation from the federal Elementary and Secondary School Emergency Relief Fund for a specified purpose; defining the term "unaccounted student"; requiring each school district to establish a multiagency workgroup for a specified purpose; requiring a school district to initiate a truancy petition under certain circumstances; requiring each school district to annually submit a report to the department by a specified date; providing for future expiration; requiring that school districts use a portion of their academic acceleration allocation from the federal Elementary and Secondary Education Emergency Relief Fund for a specified purpose; providing certain requirements for school districts; requiring the department to submit a status report to the Governor and Legislature by a specified date; providing for future expiration; requiring certain non-profit scholarship-funding organizations to continue participating in the reading scholarship accounts program until a specified period; requiring that a parent of a student with a reading scholarship account continue to submit eligible expenses to the organization for reimbursement of certain qualifying expenditures under certain circumstances; prohibiting certain service providers from sharing any moneys from reading scholarship accounts with, or providing a refund or rebate of such moneys to, parents or participating students; providing that a parent is responsible for payment of certain expenses; requiring that the non-profit scholarship-organization make a payment of any unexpended funds remaining in a student's reading scholarship account as of a specified date, at least quarterly; providing that any moneys received under the program do not constitute taxable income; requiring that a student's reading scholarship account is considered closed under certain

circumstances; requiring that an account that has been inactive for a specified number of consecutive years be closed and any remaining funds in the account revert to the state; amending ss. 1001.215, 1003.52, 1003.621, 1006.12, 1008.345, 1011.71, and 1012.584, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

**Amendment 1 (505506) (with title amendment)**—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Stargel, by two-thirds vote, **HB 5101**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

**MOTIONS**

On motion by Senator Stargel, having refused to pass **HB 5101** as passed by the House, acceded to the request of the House for a budget conference.

On motion by Senator Passidomo, by two-thirds vote, **HB 5101** was ordered immediately certified to the House.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 5301 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

*Jeff Takacs, Clerk*

By Justice Appropriations Subcommittee and Representative(s) Plakon, Beltran—

**HB 5301**—A bill to be entitled An act relating to judges; amending s. 26.031, F.S.; revising the number of circuit court judges in certain circuits; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; providing an effective date.

—was referred to the Committee on Appropriations.

There being no objection, **HB 5301** was withdrawn from the Committee on Appropriations.

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

**HB 5301**—A bill to be entitled An act relating to judges; amending s. 26.031, F.S.; revising the number of circuit court judges in certain circuits; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

**Amendment 1 (946234) (with title amendment)**—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Stargel, by two-thirds vote, **HB 5301**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**MOTIONS**

On motion by Senator Stargel, having refused to pass **HB 5301** as passed by the House, acceded to the request of the House for a budget conference.

On motion by Senator Passidomo, by two-thirds vote, **HB 5301** was ordered immediately certified to the House.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 5601 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

*Jeff Takacs, Clerk*

By Higher Education Appropriations Subcommittee and Representative(s) Plasencia—

**HB 5601**—A bill to be entitled An act relating to higher education; amending s. 1001.7065, F.S.; removing a provision requiring future funding increases to be distributed to certain preeminent state research universities; amending s. 1004.013, F.S.; revising a certain duty of the State Board of Education and the Board of Governors under the Strengthening Alignment between Industry and Learning to 60 Initiative; repealing s. 1004.6498, F.S.; relating to the State University Professional and Graduate Degree Excellence Program; amending s. 1006.73, F.S.; removing provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; requiring that the Board of Governors and the Department of Education jointly oversee a host entity chosen to deliver certain services to public postsecondary educational institutions; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to submit a certain annual report to the Chancellor of the State University System and the Chancellor of the Florida College System by a specified date; requiring the chancellors to submit a certain report to specified

persons; providing that specified entities are jointly responsible for the governance and administration of the services provided by the host entity; requiring the Chancellor of the State University System and the Chancellor of the Florida College System to provide oversight for the successful delivery of such services; requiring the Commissioner of Education and the Chancellor of the State University System to provide a certain joint recommendation for certain career centers to access certain services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending s. 1009.89, F.S.; revising eligibility criteria for the William L. Boyd, IV, Effective Access to Student Education grant program; requiring recipient institutions to submit a specified report to the Department of Education; requiring institutions to meet certain performance benchmarks to remain eligible under the grant program; requiring each recipient institution to report certain data to the department; repealing s. 1009.891, F.S., relating to the Access to Better Learning and Education Grant Program; amending s. 1012.976, F.S.; expanding state university compensation limits to all state university employees, rather than state university administrative employees; providing exceptions; providing applicability; amending ss. 257.02, 295.22, 1007.27, 1009.23, and 1009.24, F.S.; conforming provisions to changes made by the act; amending ss. 320.08056, 1007.01, 1009.40, and 1009.94, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

There being no objection, **HB 5601** was withdrawn from the Committee on Appropriations.

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

**HB 5601**—A bill to be entitled An act relating to higher education; amending s. 1001.7065, F.S.; removing a provision requiring future funding increases to be distributed to certain preeminent state research universities; amending s. 1004.013, F.S.; revising a certain duty of the State Board of Education and the Board of Governors under the Strengthening Alignment between Industry and Learning to 60 Initiative; repealing s. 1004.6498, F.S.; relating to the State University Professional and Graduate Degree Excellence Program; amending s. 1006.73, F.S.; removing provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; requiring that the Board of Governors and the Department of Education jointly oversee a host entity chosen to deliver certain services to public postsecondary educational institutions; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to submit a certain annual report to the Chancellor of the State University System and the Chancellor of the Florida College System by a specified date; requiring the chancellors to submit a certain report to specified persons; providing that specified entities are jointly responsible for the governance and administration of the services provided by the host entity; requiring the Chancellor of the State University System and the Chancellor of the Florida College System to provide oversight for the successful delivery of such services; requiring the Commissioner of Education and the Chancellor of the State University System to provide a certain joint recommendation for certain career centers to access certain services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending s. 1009.89, F.S.; revising eligibility criteria for the William L. Boyd, IV, Effective Access to Student Education grant program; requiring recipient institutions to submit a specified report to the Department of Education; requiring institutions to meet certain performance benchmarks to remain eligible under the grant program; requiring each recipient institution to report certain data to the department; repealing s. 1009.891, F.S., relating to the Access to Better Learning and Education Grant Program; amending s. 1012.976, F.S.; expanding state university compensation limits to all state university employees, rather than state university administrative employees; providing exceptions; providing applicability; amending ss. 257.02, 295.22, 1007.27, 1009.23, and 1009.24, F.S.; conforming provisions to changes made by the act; amending ss. 320.08056, 1007.01, 1009.40, and 1009.94, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

**Amendment 1 (681882) (with title amendment)**—Delete everything after the enacting clause.

And the title is amended as follows:

Delete everything before the enacting clause.

On motion by Senator Stargel, by two-thirds vote, **HB 5601**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

#### MOTIONS

On motion by Senator Stargel, having refused to pass **HB 5601** as passed by the House, acceded to the request of the House for a budget conference.

On motion by Senator Passidomo, by two-thirds vote, **HB 5601** was ordered immediately certified to the House.

#### BILLS ON THIRD READING

**CS for SB 84**—A bill to be entitled An act relating to retirement; amending s. 121.051, F.S.; providing for compulsory membership in the Florida Retirement System Investment Plan for specified employees initially enrolled on or after a specified date; providing exceptions; conforming provisions to changes made by the act; amending s. 121.052, F.S.; removing authorization for an elected officer to elect membership in the Senior Management Service Class on or after a specified date; amending s. 121.35, F.S.; modifying provisions governing participation in the investment plan for individuals who are eligible to participate in the State University System Optional Retirement Program to conform to changes made by the act; providing for the transfer of contributions for employees who default into the investment plan; amending s. 121.4501, F.S.; modifying provisions governing the administration of the investment plan to reflect compulsory membership for specified employees; amending s. 121.74, F.S.; revising the employer assessment rate to fund certain administrative and educational expenses related to investment plan administration as of a specified date; amending ss. 238.072 and 413.051, F.S.; conforming cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Rodrigues, **CS for SB 84** was passed and certified to the House. The vote on passage was:

Yeas—24

Mr. President	Boyd	Broxson
Albritton	Bradley	Burgess
Baxley	Brandes	Diaz
Bean	Brodeur	Gainer

Garcia	Hutson	Rodrigues
Gruters	Mayfield	Rodriguez
Harrell	Passidomo	Stargel
Hooper	Perry	Wright

Nays—16

Ausley	Gibson	Stewart
Berman	Jones	Taddeo
Book	Pizzo	Thurston
Bracy	Polsky	Torres
Cruz	Powell	
Farmer	Rouson	

**CS for CS for SB 86**—A bill to be entitled An act relating to student financial aid; creating s. 1006.75, F.S.; requiring the Board of Governors of the State University System to create an online dashboard; specifying minimum information to be included in the dashboard; requiring the dashboard to be available by a specified date; requiring each state university office of admissions website to contain a link to the dashboard; requiring each state university board of trustees to adopt certain procedures; requiring the procedures to include placing a hold on certain students' registrations; specifying the requirements for students to lift the hold; requiring the Board of Governors to approve such procedures by a specified date; amending s. 1009.25, F.S.; making technical changes; amending s. 1009.40, F.S.; conforming provisions to changes made by the act; creating s. 1009.46, F.S.; specifying the duties of certain postsecondary educational institutions with regard to financial aid and tuition assistance programs; specifying penalties for non-compliance; requiring the Board of Governors, the State Board of Education, and the Independent Colleges and Universities of Florida to each approve, by a specified date, a list of career certificate and undergraduate and graduate degree programs that they determine do not lead directly to employment; requiring that each list include specified information; requiring that the state board list include programs at independent colleges and universities licensed by the Commission for Independent Education; requiring each entity to publish the methodology used in determining whether programs are included on the list; requiring that the lists be updated annually, by a specified date, to be effective the next academic year; amending s. 1009.50, F.S.; revising the formula for calculating how Florida Public Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Public Student Assistance Grant Program funds to be deposited in the State Student Financial Assistance Trust Fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.505, F.S.; deleting a provision authorizing Florida Public Postsecondary Career Education Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.51, F.S.; revising the formula for calculating how Florida Private Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Private Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Private Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.52, F.S.; revising the formula for how Florida Postsecondary Student Assistance Grant Program funds are distributed; deleting a provision authorizing Florida Postsecondary Student Assistance Grant Program funds to be deposited in the trust fund; deleting a provision requiring any balance in the trust fund which was allocated to the Florida Postsecondary Student Assistance Grant Program at the end of the fiscal year to remain therein; amending s. 1009.53, F.S.; requiring the Department of Education to advertise the Florida Bright Futures Scholarship Program to specified persons no later than a specified date of each year; deleting a provision authorizing unused Florida Bright Futures Scholarship Program funds to be carried forward; deleting a provision authorizing certain students to receive specified loans; amending s. 1009.534, F.S.; revising and expanding eligibility requirements of the Florida Academic Scholars award; providing that a Florida Academic Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.535, F.S.; revising and expanding eligibility

for a Florida Medallion Scholars award; providing a Florida Medallion Scholar is eligible for an award equal to the amount specified in the General Appropriations Act; amending s. 1009.893, F.S.; requiring a student who enrolls in a baccalaureate degree program in specified academic years to comply with certain requirements to attain a Benacquisto Scholarship; providing that the amount awarded under the program will be as specified in the General Appropriations Act; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **CS for CS for SB 86** was passed and certified to the House. The vote on passage was:

Yeas—22

Mr. President	Burgess	Mayfield
Albritton	Diaz	Passidomo
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Boyd	Gruters	Stargel
Brandes	Harrell	Wright
Brodeur	Hooper	
Broxson	Hutson	

Nays—18

Ausley	Farmer	Powell
Berman	Gibson	Rouson
Book	Jones	Stewart
Bracy	Perry	Taddeo
Bradley	Pizzo	Thurston
Cruz	Polsky	Torres

**SENATOR BEAN PRESIDING**

**SPECIAL ORDER CALENDAR**

**SB 534**—A bill to be entitled An act relating to insurance representative examination requirements; amending s. 626.221, F.S.; exempting certain applicants for licensure as an all-lines adjuster from a required examination; reenacting s. 626.8734, F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 534**, pursuant to Rule 3.11(3), there being no objection, **HB 467** was withdrawn from the Committee on Rules.

On motion by Senator Gibson—

**HB 467**—A bill to be entitled An act relating to insurance adjuster examination requirements; amending s. 626.221, F.S.; exempting certain applicants for licensure as an all-lines adjuster from a required examination; reenacting s. 626.8734(1)(b), F.S., relating to nonresident all-lines adjuster license qualifications, to incorporate the amendment made to s. 626.221, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **SB 534** and read the second time by title.

On motion by Senator Gibson, by two-thirds vote, **HB 467** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Book	Brodeur
Ausley	Boyd	Broxson
Baxley	Bracy	Burgess
Bean	Bradley	Cruz
Berman	Brandes	Diaz

Farmer	Jones	Rodriguez
Gainer	Mayfield	Rouson
Garcia	Passidomo	Stargel
Gibson	Perry	Stewart
Gruters	Pizzo	Taddeo
Harrell	Polsky	Thurston
Hooper	Powell	Torres
Hutson	Rodrigues	Wright

Nays—None

**SB 752**—A bill to be entitled An act relating to public defender duties; amending s. 27.51, F.S.; specifying additional circumstances under which a public defender may not be appointed to represent a defendant; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 752**, pursuant to Rule 3.11(3), there being no objection, **HB 67** was withdrawn from the Committee on Rules.

On motion by Senator Gruters—

**HB 67**—A bill to be entitled An act relating to public defender duties; amending s. 27.51, F.S.; specifying additional circumstances under which a public defender may not be appointed to represent a defendant; providing an effective date.

—a companion measure, was substituted for **SB 752** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **HB 67** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Consideration of **CS for SB 622** was deferred.

**CS for CS for CS for SB 496**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights which a local government may use; requiring a local government to adopt a property rights element by the earlier of its adoption of its next proposed plan amendment initiated after a certain date or the next scheduled evaluation and appraisal of its comprehensive plan; prohibiting a local government's property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing require-

ments and procedures relating to the right of first refusal; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 496**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 59** was withdrawn from the Committee on Rules.

On motion by Senator Perry—

**CS for CS for CS for HB 59**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; specifying requirements for certain comprehensive plans effective, rather than adopted, after a specified date and for associated land development regulations; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights which a local government may use; requiring a local government to adopt a property rights element by the earlier of its adoption of its next proposed plan amendment initiated after a certain date or the next scheduled evaluation and appraisal of its comprehensive plan; prohibiting a local government's property rights element from conflicting with the statement of rights contained in the act; amending s. 163.3237, F.S.; providing that the consent of certain property owners is not required for development agreement changes under certain circumstances; providing an exception; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures for the right of first refusal; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing a declaration of important state interest; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 496** and read the second time by title.

On motion by Senator Perry, by two-thirds vote, **CS for CS for CS for HB 59** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Baxley

**SB 7000**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 464.0096, F.S., which provides an exemption from public record requirements for certain personal identifying information of nurses in the Nurse Licensure Compact and from public record and meeting requirements for certain meetings or portions of meetings and certain records held by the Interstate Commission of Nurse Licensure Compact Administrators; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7000**, pursuant to Rule 3.11(3), there being no objection, **HB 7001** was withdrawn from the Committee on Rules.

On motion by Senator Diaz—

**HB 7001**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 464.0096, F.S., which provides an exemption from public records requirements for certain information held by the Department of Health or the Board of Nursing pursuant to the Nurse Licensure Compact and an exemption from public meeting requirements for certain meetings of the Interstate Commission of Nurse Licensure Compact Administration; removing the scheduled repeal of the exemptions; providing an effective date.

—a companion measure, was substituted for **SB 7000** and read the second time by title.

On motion by Senator Diaz, by two-thirds vote, **HB 7001** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

**SB 7012**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 943.053 and 985.04, F.S.; abrogating the scheduled repeals of public records exemptions relating to criminal history information of juveniles; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7012**, pursuant to Rule 3.11(3), there being no objection, **HB 7009** was withdrawn from the Committee on Rules.

On motion by Senator Pizzo—

**HB 7009**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.053, F.S., which provides an exemption from public record requirements for juvenile information compiled by the Criminal Justice Information Program from intrastate sources; removing the scheduled repeal of the exemption; amending s. 985.04, F.S., which specifies that certain arrest records of juvenile offenders are not exempt from public record requirements; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7012** and read the second time by title.

On motion by Senator Pizzo, by two-thirds vote, **HB 7009** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Bean	Boyd
Ausley	Berman	Bracy
Baxley	Book	Bradley

Brandes	Gruters	Powell
Brodeur	Harrell	Rodrigues
Broxson	Hooper	Rodriguez
Burgess	Hutson	Rouson
Cruz	Jones	Stargel
Diaz	Mayfield	Stewart
Farmer	Passidomo	Taddeo
Gainer	Perry	Thurston
Garcia	Pizzo	Torres
Gibson	Polsky	Wright

Nays—None

**CS for CS for CS for SB 228**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; clarifying that a notary public is entitled to select particular technology in performing a notarial act with respect to an electronic record; authorizing a notary public's contract or employer to require the use of a particular technology in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; creating s. 117.231, F.S.; authorizing notaries public to remotely swear in witnesses using audio-video communication technology; authorizing notaries public to remotely swear in new attorneys admitted to The Florida Bar using audio-video communication technology; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to retain audio-video communication recordings of online notarizations; authorizing a RON service provider to delegate this duty to a secure repository under certain conditions; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; clarifying that an online notary public is entitled to select his or her remote online notarization service provider; authorizing a notary public's contract or employer to require the use of a particular remote online notarization service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; clarifying limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list containing certain information on self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 228**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 121** was withdrawn from the Committee on Rules.

On motion by Senator Bradley—

**CS for HB 121**—A bill to be entitled An act relating to notaries public; amending s. 117.021, F.S.; providing that a notary public is entitled to select particular technology in performing a notarial act with respect to an electronic record; authorizing a notary public's contract or employer to require the use of a particular technology in performing a notarial act with respect to an electronic record; amending s. 117.05, F.S.; revising the limitations on notary public fees; amending s. 117.201, F.S.; revising definitions; amending s. 117.225, F.S.; revising certain registration requirements for online notaries public; creating s. 117.231, F.S.; authorizing notaries public to use audio-video communication technology to remotely swear in individuals who testify under certain circumstances; authorizing notaries public to use audio-video communication technology to remotely swear in new attorneys admitted to The

Florida Bar; requiring consent from individuals being sworn in if audio-video communication technology is used under certain circumstances; providing that notaries public who use audio-video communication technology under certain circumstances are not required to meet specified requirements; amending s. 117.245, F.S.; modifying requirements for entries in the electronic journal maintained by an online notary public; requiring a remote online notarization service provider, rather than an online notary public, to retain audio-video communication recordings of online notarizations; authorizing a RON service provider to delegate this duty to a secure repository under certain conditions; conforming provisions to changes made by the act; amending s. 117.255, F.S.; revising provisions governing access to audio-video communication recordings to conform to changes made by the act; authorizing a remote online notarization service provider to charge a fee for access to such recordings, subject to specified limitations; amending s. 117.265, F.S.; providing that an online notary public is entitled to select his or her remote online notarization service provider; authorizing a notary public's contract or employer to require the use of a particular remote online notarization service provider in performing online notarizations; requiring an online notary public to notify the Department of State of the effective date of a change in the remote online notarization service provider used; amending s. 117.275, F.S.; providing limitations on fees charged for online notarizations; amending s. 117.295, F.S.; requiring the department to publish on its website a list containing certain information on online notaries public; requiring a remote online notarization service provider to file a self-certification with the department; specifying the duration of a self-certification; requiring the department to publish on its website a list containing certain information on self-certified remote online notarization service providers; prohibiting a remote online notarization service provider from using, selling, or offering to sell or transfer personal information obtained in the course of performing online notarizations; providing exceptions; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 228** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote, **CS for HB 121** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

**CS for SB 738**—A bill to be entitled An act relating to bicycle operation regulations; amending s. 316.2065, F.S.; providing an exception to the requirement that a person operating a bicycle ride upon or astride a seat attached thereto; amending s. 316.20655, F.S.; revising construction relating to electric bicycle regulations; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 738**, pursuant to Rule 3.11(3), there being no objection, **HB 353** was withdrawn from the Committee on Rules.

On motion by Senator Baxley—

**HB 353**—A bill to be entitled An act relating to bicycle operation regulations; amending s. 316.2065, F.S.; providing an exception to the

requirement that a person operating a bicycle ride upon or astride a seat attached thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 738** and read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment which was adopted:

**Amendment 1 (231776) (with title amendment)**—Between lines 16 and 17 insert:

Section 2. Subsection (1) of section 316.20655, Florida Statutes, is amended to read:

316.20655 Electric bicycle regulations.—

(1) Except as otherwise provided in this section, an electric bicycle or an operator of an electric bicycle shall be afforded all the rights and privileges, and be subject to all of the duties, of a bicycle or the operator of a bicycle, including s. 316.2065. An electric bicycle is a vehicle to the same extent as a bicycle. However, this section may not be construed to prevent a local government, through the exercise of its powers under s. 316.008, from adopting an ordinance governing the operation of electric bicycles on streets, highways, sidewalks, and sidewalk areas under the local government's jurisdiction; ~~or~~ to prevent a municipality, county, or agency of the state having jurisdiction over a bicycle path, multiuse path, or trail network from restricting or prohibiting the operation of an electric bicycle on a bicycle path, multiuse path, or trail network; *or to prevent a municipality, county, or agency of the state having jurisdiction over a beach as defined in s. 161.54(3) or a dune as defined in s. 161.54(4) from restricting or prohibiting the operation of an electric bicycle on such beach or dune.*

And the title is amended as follows:

Delete line 5 and insert: upon or astride a seat attached thereto; amending s. 316.20655, F.S.; revising construction relating to electric bicycle regulations; providing an

On motion by Senator Baxley, by two-thirds vote, **HB 353**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

**CS for SB 170**—A bill to be entitled An act relating to podiatric medicine; amending s. 461.007, F.S.; authorizing the Board of Podiatric Medicine to require a specified number of continuing education hours related to the safe and effective prescribing of controlled substances; creating s. 461.0155, F.S.; providing for governance of podiatric physicians who are supervising medical assistants; amending s. 624.27, F.S.; revising the definition of the term "health care provider" to include podiatric physicians; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 170**, pursuant to Rule 3.11(3), there being no objection, **HB 17** was withdrawn from the Committee on Rules.

On motion by Senator Hooper—

**HB 17**—A bill to be entitled An act relating to podiatric medicine; amending s. 461.007, F.S.; authorizing the Board of Podiatric Medicine to require a specified number of continuing education hours related to the safe and effective prescribing of controlled substances; creating s. 461.0155, F.S.; providing for governance of podiatric physicians who are supervising medical assistants; amending s. 624.27, F.S.; revising the definition of the term “health care provider” to include podiatric physicians; providing an effective date.

—a companion measure, was substituted for **CS for SB 170** and read the second time by title.

On motion by Senator Hooper, by two-thirds vote, **HB 17** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **SB 952** and **CS for CS for SB 54** was deferred.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed **CS/CS/SB 50**, with 1 amendment, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

**CS for CS for SB 50**—A bill to be entitled An act relating to taxation; providing a short title; amending s. 212.02, F.S.; revising the definition of the term “retail sale” to include sales facilitated through a marketplace; conforming a provision to changes made by the act; amending s. 212.05, F.S.; conforming provisions to changes made by the act; amending s. 212.054, F.S.; requiring marketplace providers and persons located outside of this state to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of mail order sales with provisions relating to the taxation of remote sales; defining the terms “remote sale” and “substantial number of remote sales”; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; authorizing the Department of Revenue to adopt rules for collecting use taxes from unregistered persons; requiring marketplace providers and persons required to report remote sales to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring certain marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for

marketplace sellers; requiring certain marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the examination and audit authority of the Department of Revenue; providing that a marketplace seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.05965, F.S.; requiring marketplace providers to collect and remit certain additional fees at the time of sale; authorizing marketplace providers and marketplace sellers to contractually agree for marketplace sellers to collect applicable taxes and fees; specifying requirements for marketplace sellers who collect such taxes and fees; providing for liability of sellers who fail to collect or remit such taxes and fees; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; amending s. 212.07, F.S.; conforming a cross-reference; amending s. 212.11, F.S.; requiring certain marketplace providers or persons required to report remote sales to file returns and pay taxes electronically; amending s. 212.12, F.S.; deleting the authority of the Department of Revenue’s executive director to negotiate a collection allowance with certain dealers; deleting the requirement that certain sales and use taxes on communications services be collected on the basis of a certain addition; requiring that certain sales and use taxes be calculated based on a specified rounding algorithm, rather than specified brackets; conforming provisions to changes made by the act; amending s. 212.18, F.S.; requiring certain marketplace providers or persons required to report remote sales to file a registration application electronically; conforming a provision to changes made by the act; amending s. 212.20, F.S.; providing applicability of requirements for refund of taxes adjudicated unconstitutionally collected to taxes levied or collected pursuant to marketplace provisions; requiring certain amounts to be deposited into the Unemployment Compensation Trust Fund during specified periods; specifying requirements for the Department of Revenue in reducing distributions by certain refund amounts paid out of the General Revenue Fund; requiring the Office of Economic and Demographic Research to certify to the Department of Revenue whether the trust fund balance exceeds a certain amount; providing for contingent future repeal; amending s. 443.1216, F.S.; conforming a cross-reference; amending s. 443.131, F.S.; specifying, at certain periods, multipliers to be applied to employer chargeable benefits for purposes of calculating employer re-employment assistance contribution rates; excluding reemployment benefits paid during a certain timeframe and certain COVID-19-related benefits paid from being included in a variable rate calculation; requiring that contribution rates in certain years be calculated without applying a trust fund positive adjustment factor; excluding reemployment benefits paid during a certain timeframe and certain COVID-19-related benefits paid from being calculated in the noncharge benefits and excess payments adjustment factors; requiring the tax collection service provider to reissue rates for a certain year; specifying requirements for employers and the Department of Revenue; requiring a refund of excess paid amounts under certain circumstances; specifying requirements for calculating and assigning contribution rates for certain years; specifying requirements for the Department of Economic Opportunity and the tax collection service provider; providing for contingent future repeal of modified rate calculations; specifying requirements for calculating adjustments to a benefit ratio multiplier; conforming a cross-reference; providing retroactive applicability; amending s. 443.191, F.S.; adding a specified source of revenues to the Unemployment Compensation Trust Fund; amending ss. 212.04 and 212.0506, F.S.; conforming provisions to changes made by the act; amending s. 213.015, F.S.; conforming a cross-reference; authorizing taxpayers to use one of two methods for calculating sales tax for a specified timeframe; providing construction; amending s. 213.27, F.S.; conforming provisions to changes made by the act; reenacting s. 212.055(2)(c), (3)(c), (8)(c), and (9)(c), F.S., relating to discretionary sales surtaxes, to incorporate the amendment made to s. 212.054, F.S., in references thereto; providing applicability; providing relief to certain persons for liability for tax, penalty, and interest due on certain remote sales and owed on certain purchases that occurred before a certain date; providing applicability; prohibiting the department from using data received from marketplace providers or persons making remote sales for certain purposes; providing applicability; providing construction; authorizing the department to adopt emergency rules; providing for expiration of that authority; authorizing the department to contract with a qualified vendor for certain purposes without using a competitive



solicitation process; providing an appropriation; providing for severability; providing effective dates.

**House Amendment 4 (642177) (with title amendment)**—Remove lines 1466-1468 and insert:  
*subparagraph (III).*

7. All other proceeds must remain in the General Revenue Fund.

Section 14. Effective on the first day of the second month following the repeal of s. 212.20(6)(d)6.h., Florida Statutes, by its terms, paragraphs (c) and (d) of subsection (1) of section 212.031, Florida Statutes, are amended to read:

212.031 Tax on rental or license fee for use of real property.—

(1)

(c) For the exercise of such privilege, a tax is levied at the rate of ~~2.0~~ ~~5.5~~ percent of and on the total rent or license fee charged for such real property by the person charging or collecting the rental or license fee. The total rent or license fee charged for such real property shall include payments for the granting of a privilege to use or occupy real property for any purpose and shall include base rent, percentage rents, or similar charges. Such charges shall be included in the total rent or license fee subject to tax under this section whether or not they can be attributed to the ability of the lessor's or licensor's property as used or operated to attract customers. Payments for intrinsically valuable personal property such as franchises, trademarks, service marks, logos, or patents are not subject to tax under this section. In the case of a contractual arrangement that provides for both payments taxable as total rent or license fee and payments not subject to tax, the tax shall be based on a reasonable allocation of such payments and shall not apply to that portion which is for the nontaxable payments.

(d) If the rental or license fee of any such real property is paid by way of property, goods, wares, merchandise, services, or other thing of value, the tax shall be at the rate of ~~2.0~~ ~~5.5~~ percent of the value of the property, goods, wares, merchandise, services, or other thing of value.

And the title is amended as follows:

Between lines 81 and 82, insert: amending s. 212.031, F.S.; reducing the tax rate on the rental or license fee for use of real property effective upon the cessation of distributions to a specified trust fund;

Senator Farmer moved the following Senate amendment to **House Amendment 4 (642177)** which failed:

**Senate Amendment 1 (345744) (with title amendment) to House Amendment 4 (642177)**—Delete lines 4-38 and insert:

Delete lines 205 - 2048 and insert:

(a)1.a. At the rate of ~~5.75~~ ~~6~~ percent of the sales price of each item or article of tangible personal property when sold at retail in this state, computed on each taxable sale for the purpose of remitting the amount of tax due the state, and including each and every retail sale.

b. Each occasional or isolated sale of an aircraft, boat, mobile home, or motor vehicle of a class or type which is required to be registered, licensed, titled, or documented in this state or by the United States Government shall be subject to tax at the rate provided in this paragraph. The department shall by rule adopt any nationally recognized publication for valuation of used motor vehicles as the reference price list for any used motor vehicle which is required to be licensed pursuant to s. 320.08(1), (2), (3)(a), (b), (c), or (e), or (9). If any party to an occasional or isolated sale of such a vehicle reports to the tax collector a sales price which is less than 80 percent of the average loan price for the specified model and year of such vehicle as listed in the most recent reference price list, the tax levied under this paragraph shall be computed by the department on such average loan price unless the parties to the sale have provided to the tax collector an affidavit signed by each party, or other substantial proof, stating the actual sales price. Any party to such sale who reports a sales price less than the actual sales price is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. The department shall collect or attempt to collect from such party any delinquent sales taxes. In addition, such party shall pay any tax due and any penalty and interest assessed

plus a penalty equal to twice the amount of the additional tax owed. Notwithstanding any other provision of law, the Department of Revenue may waive or compromise any penalty imposed pursuant to this subparagraph.

2. This paragraph does not apply to the sale of a boat or aircraft by or through a registered dealer under this chapter to a purchaser who, at the time of taking delivery, is a nonresident of this state, does not make his or her permanent place of abode in this state, and is not engaged in carrying on in this state any employment, trade, business, or profession in which the boat or aircraft will be used in this state, or is a corporation none of the officers or directors of which is a resident of, or makes his or her permanent place of abode in, this state, or is a noncorporate entity that has no individual vested with authority to participate in the management, direction, or control of the entity's affairs who is a resident of, or makes his or her permanent abode in, this state. For purposes of this exemption, either a registered dealer acting on his or her own behalf as seller, a registered dealer acting as broker on behalf of a seller, or a registered dealer acting as broker on behalf of the purchaser may be deemed to be the selling dealer. This exemption shall not be allowed unless:

a. The purchaser removes a qualifying boat, as described in subparagraph f., from the state within 90 days after the date of purchase or extension, or the purchaser removes a nonqualifying boat or an aircraft from this state within 10 days after the date of purchase or, when the boat or aircraft is repaired or altered, within 20 days after completion of the repairs or alterations; or if the aircraft will be registered in a foreign jurisdiction and:

(I) Application for the aircraft's registration is properly filed with a civil airworthiness authority of a foreign jurisdiction within 10 days after the date of purchase;

(II) The purchaser removes the aircraft from the state to a foreign jurisdiction within 10 days after the date the aircraft is registered by the applicable foreign airworthiness authority; and

(III) The aircraft is operated in the state solely to remove it from the state to a foreign jurisdiction.

For purposes of this sub-subparagraph, the term "foreign jurisdiction" means any jurisdiction outside of the United States or any of its territories;

b. The purchaser, within 90 days from the date of departure, provides the department with written proof that the purchaser licensed, registered, titled, or documented the boat or aircraft outside the state. If such written proof is unavailable, within 90 days the purchaser shall provide proof that the purchaser applied for such license, title, registration, or documentation. The purchaser shall forward to the department proof of title, license, registration, or documentation upon receipt;

c. The purchaser, within 30 days after removing the boat or aircraft from Florida, furnishes the department with proof of removal in the form of receipts for fuel, dockage, slippage, tie-down, or hanging from outside of Florida. The information so provided must clearly and specifically identify the boat or aircraft;

d. The selling dealer, within 30 days after the date of sale, provides to the department a copy of the sales invoice, closing statement, bills of sale, and the original affidavit signed by the purchaser attesting that he or she has read the provisions of this section;

e. The seller makes a copy of the affidavit a part of his or her record for as long as required by s. 213.35; and

f. Unless the nonresident purchaser of a boat of 5 net tons of admeasurement or larger intends to remove the boat from this state within 10 days after the date of purchase or when the boat is repaired or altered, within 20 days after completion of the repairs or alterations, the nonresident purchaser applies to the selling dealer for a decal which authorizes 90 days after the date of purchase for removal of the boat. The nonresident purchaser of a qualifying boat may apply to the selling dealer within 60 days after the date of purchase for an extension decal that authorizes the boat to remain in this state for an additional 90 days, but not more than a total of 180 days, before the nonresident purchaser is required to pay the tax imposed by this chapter. The de-

partment is authorized to issue decals in advance to dealers. The number of decals issued in advance to a dealer shall be consistent with the volume of the dealer's past sales of boats which qualify under this sub-subparagraph. The selling dealer or his or her agent shall mark and affix the decals to qualifying boats in the manner prescribed by the department, before delivery of the boat.

(I) The department is hereby authorized to charge dealers a fee sufficient to recover the costs of decals issued, except the extension decal shall cost \$425.

(II) The proceeds from the sale of decals will be deposited into the administrative trust fund.

(III) Decals shall display information to identify the boat as a qualifying boat under this sub-subparagraph, including, but not limited to, the decal's date of expiration.

(IV) The department is authorized to require dealers who purchase decals to file reports with the department and may prescribe all necessary records by rule. All such records are subject to inspection by the department.

(V) Any dealer or his or her agent who issues a decal falsely, fails to affix a decal, mismarks the expiration date of a decal, or fails to properly account for decals will be considered prima facie to have committed a fraudulent act to evade the tax and will be liable for payment of the tax plus a mandatory penalty of 200 percent of the tax, and shall be liable for fine and punishment as provided by law for a conviction of a misdemeanor of the first degree, as provided in s. 775.082 or s. 775.083.

(VI) Any nonresident purchaser of a boat who removes a decal before permanently removing the boat from the state, or defaces, changes, modifies, or alters a decal in a manner affecting its expiration date before its expiration, or who causes or allows the same to be done by another, will be considered prima facie to have committed a fraudulent act to evade the tax and will be liable for payment of the tax plus a mandatory penalty of 200 percent of the tax, and shall be liable for fine and punishment as provided by law for a conviction of a misdemeanor of the first degree, as provided in s. 775.082 or s. 775.083.

(VII) The department is authorized to adopt rules necessary to administer and enforce this subparagraph and to publish the necessary forms and instructions.

(VIII) The department is hereby authorized to adopt emergency rules pursuant to s. 120.54(4) to administer and enforce the provisions of this subparagraph.

If the purchaser fails to remove the qualifying boat from this state within the maximum 180 days after purchase or a nonqualifying boat or an aircraft from this state within 10 days after purchase or, when the boat or aircraft is repaired or altered, within 20 days after completion of such repairs or alterations, or permits the boat or aircraft to return to this state within 6 months from the date of departure, except as provided in s. 212.08(7)(fff), or if the purchaser fails to furnish the department with any of the documentation required by this subparagraph within the prescribed time period, the purchaser shall be liable for use tax on the cost price of the boat or aircraft and, in addition thereto, payment of a penalty to the Department of Revenue equal to the tax payable. This penalty shall be in lieu of the penalty imposed by s. 212.12(2). The maximum 180-day period following the sale of a qualifying boat tax-exempt to a nonresident may not be tolled for any reason.

(b) At the rate of 6 percent of the cost price of each item or article of tangible personal property when the same is not sold but is used, consumed, distributed, or stored for use or consumption in this state; however, for tangible property originally purchased exempt from tax for use exclusively for lease and which is converted to the owner's own use, tax may be paid on the fair market value of the property at the time of conversion. If the fair market value of the property cannot be determined, use tax at the time of conversion shall be based on the owner's acquisition cost. Under no circumstances may the aggregate amount of sales tax from leasing the property and use tax due at the time of conversion be less than the total sales tax that would have been due on the original acquisition cost paid by the owner.

(c) At the rate of 6 percent of the gross proceeds derived from the lease or rental of tangible personal property, as defined herein; however, the following special provisions apply to the lease or rental of motor vehicles:

1. When a motor vehicle is leased or rented for a period of less than 12 months:

a. If the motor vehicle is rented in Florida, the entire amount of such rental is taxable, even if the vehicle is dropped off in another state.

b. If the motor vehicle is rented in another state and dropped off in Florida, the rental is exempt from Florida tax.

2. Except as provided in subparagraph 3., for the lease or rental of a motor vehicle for a period of not less than 12 months, sales tax is due on the lease or rental payments if the vehicle is registered in this state; provided, however, that no tax shall be due if the taxpayer documents use of the motor vehicle outside this state and tax is being paid on the lease or rental payments in another state.

3. The tax imposed by this chapter does not apply to the lease or rental of a commercial motor vehicle as defined in s. 316.003(13)(a) to one lessee or rentee for a period of not less than 12 months when tax was paid on the purchase price of such vehicle by the lessor. To the extent tax was paid with respect to the purchase of such vehicle in another state, territory of the United States, or the District of Columbia, the Florida tax payable shall be reduced in accordance with the provisions of s. 212.06(7). This subparagraph shall only be available when the lease or rental of such property is an established business or part of an established business or the same is incidental or germane to such business.

(d) At the rate of 6 percent of the lease or rental price paid by a lessee or rentee, or contracted or agreed to be paid by a lessee or rentee, to the owner of the tangible personal property.

(e)1. At the rate of 6 percent on charges for:

a. Prepaid calling arrangements. The tax on charges for prepaid calling arrangements shall be collected at the time of sale and remitted by the selling dealer.

(I) "Prepaid calling arrangement" has the same meaning as provided in s. 202.11.

(II) If the sale or recharge of the prepaid calling arrangement does not take place at the dealer's place of business, it shall be deemed to have taken place at the customer's shipping address or, if no item is shipped, at the customer's address or the location associated with the customer's mobile telephone number.

(III) The sale or recharge of a prepaid calling arrangement shall be treated as a sale of tangible personal property for purposes of this chapter, regardless of whether a tangible item evidencing such arrangement is furnished to the purchaser, and such sale within this state subjects the selling dealer to the jurisdiction of this state for purposes of this subsection.

(IV) No additional tax under this chapter or chapter 202 is due or payable if a purchaser of a prepaid calling arrangement who has paid tax under this chapter on the sale or recharge of such arrangement applies one or more units of the prepaid calling arrangement to obtain communications services as described in s. 202.11(9)(b)3., other services that are not communications services, or products.

b. The installation of telecommunication and telegraphic equipment.

c. Electrical power or energy, except that the tax rate for charges for electrical power or energy is 4.35 percent. Charges for electrical power and energy do not include taxes imposed under ss. 166.231 and 203.01(1)(a)3.

2. Section 212.17(3), regarding credit for tax paid on charges subsequently found to be worthless, is equally applicable to any tax paid under this section on charges for prepaid calling arrangements, telecommunication or telegraph services, or electric power subsequently found to be uncollectible. As used in this paragraph, the term "charges"

does not include any excise or similar tax levied by the Federal Government, a political subdivision of this state, or a municipality upon the purchase, sale, or recharge of prepaid calling arrangements or upon the purchase or sale of telecommunication, television system program, or telegraph service or electric power, which tax is collected by the seller from the purchaser.

(f) At the rate of 6 percent on the sale, rental, use, consumption, or storage for use in this state of machines and equipment, and parts and accessories therefor, used in manufacturing, processing, compounding, producing, mining, or quarrying personal property for sale or to be used in furnishing communications, transportation, or public utility services.

(g)1. At the rate of 6 percent on the retail price of newspapers and magazines sold or used in Florida.

2. Notwithstanding other provisions of this chapter, inserts of printed materials which are distributed with a newspaper or magazine are a component part of the newspaper or magazine, and neither the sale nor use of such inserts is subject to tax when:

a. Printed by a newspaper or magazine publisher or commercial printer and distributed as a component part of a newspaper or magazine, which means that the items after being printed are delivered directly to a newspaper or magazine publisher by the printer for inclusion in editions of the distributed newspaper or magazine;

b. Such publications are labeled as part of the designated newspaper or magazine publication into which they are to be inserted; and

c. The purchaser of the insert presents a resale certificate to the vendor stating that the inserts are to be distributed as a component part of a newspaper or magazine.

(h)1. A tax is imposed at the rate of 4 percent on the charges for the use of coin-operated amusement machines. The tax shall be calculated by dividing the gross receipts from such charges for the applicable reporting period by a divisor, determined as provided in this subparagraph, to compute gross taxable sales, and then subtracting gross taxable sales from gross receipts to arrive at the amount of tax due. For counties that do not impose a discretionary sales surtax, the divisor is equal to 1.04; for counties that impose a 0.5 percent discretionary sales surtax, the divisor is equal to 1.045; for counties that impose a 1 percent discretionary sales surtax, the divisor is equal to 1.050; and for counties that impose a 2 percent sales surtax, the divisor is equal to 1.060. If a county imposes a discretionary sales surtax that is not listed in this subparagraph, the department shall make the applicable divisor available in an electronic format or otherwise. Additional divisors shall bear the same mathematical relationship to the next higher and next lower divisors as the new surtax rate bears to the next higher and next lower surtax rates for which divisors have been established. When a machine is activated by a slug, token, coupon, or any similar device which has been purchased, the tax is on the price paid by the user of the device for such device.

2. As used in this paragraph, the term "operator" means any person who possesses a coin-operated amusement machine for the purpose of generating sales through that machine and who is responsible for removing the receipts from the machine.

a. If the owner of the machine is also the operator of it, he or she shall be liable for payment of the tax without any deduction for rent or a license fee paid to a location owner for the use of any real property on which the machine is located.

b. If the owner or lessee of the machine is also its operator, he or she shall be liable for payment of the tax on the purchase or lease of the machine, as well as the tax on sales generated through the machine.

c. If the proprietor of the business where the machine is located does not own the machine, he or she shall be deemed to be the lessee and operator of the machine and is responsible for the payment of the tax on sales, unless such responsibility is otherwise provided for in a written agreement between him or her and the machine owner.

3.a. An operator of a coin-operated amusement machine may not operate or cause to be operated in this state any such machine until the operator has registered with the department and has conspicuously displayed an identifying certificate issued by the department. The identifying certificate shall be issued by the department upon application from the operator. The identifying certificate shall include a unique number, and the certificate shall be permanently marked with the operator's name, the operator's sales tax number, and the maximum number of machines to be operated under the certificate. An identifying certificate shall not be transferred from one operator to another. The identifying certificate must be conspicuously displayed on the premises where the coin-operated amusement machines are being operated.

b. The operator of the machine must obtain an identifying certificate before the machine is first operated in the state and by July 1 of each year thereafter. The annual fee for each certificate shall be based on the number of machines identified on the application times \$30 and is due and payable upon application for the identifying device. The application shall contain the operator's name, sales tax number, business address where the machines are being operated, and the number of machines in operation at that place of business by the operator. No operator may operate more machines than are listed on the certificate. A new certificate is required if more machines are being operated at that location than are listed on the certificate. The fee for the new certificate shall be based on the number of additional machines identified on the application form times \$30.

c. A penalty of \$250 per machine is imposed on the operator for failing to properly obtain and display the required identifying certificate. A penalty of \$250 is imposed on the lessee of any machine placed in a place of business without a proper current identifying certificate. Such penalties shall apply in addition to all other applicable taxes, interest, and penalties.

d. Operators of coin-operated amusement machines must obtain a separate sales and use tax certificate of registration for each county in which such machines are located. One sales and use tax certificate of registration is sufficient for all of the operator's machines within a single county.

4. The provisions of this paragraph do not apply to coin-operated amusement machines owned and operated by churches or synagogues.

5. In addition to any other penalties imposed by this chapter, a person who knowingly and willfully violates any provision of this paragraph commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

6. The department may adopt rules necessary to administer the provisions of this paragraph.

(i)1. At the rate of 6 percent on charges for all:

a. Detective, burglar protection, and other protection services (NAICS National Numbers 561611, 561612, 561613, and 561621). Fingerprint services required under s. 790.06 or s. 790.062 are not subject to the tax. Any law enforcement officer, as defined in s. 943.10, who is performing approved duties as determined by his or her local law enforcement agency in his or her capacity as a law enforcement officer, and who is subject to the direct and immediate command of his or her law enforcement agency, and in the law enforcement officer's uniform as authorized by his or her law enforcement agency, is performing law enforcement and public safety services and is not performing detective, burglar protection, or other protective services, if the law enforcement officer is performing his or her approved duties in a geographical area in which the law enforcement officer has arrest jurisdiction. Such law enforcement and public safety services are not subject to tax irrespective of whether the duty is characterized as "extra duty," "off-duty," or "secondary employment," and irrespective of whether the officer is paid directly or through the officer's agency by an outside source. The term "law enforcement officer" includes full-time or part-time law enforcement officers, and any auxiliary law enforcement officer, when such auxiliary law enforcement officer is working under the direct supervision of a full-time or part-time law enforcement officer.

b. Nonresidential cleaning, excluding cleaning of the interiors of transportation equipment, and nonresidential building pest control services (NAICS National Numbers 561710 and 561720).

2. As used in this paragraph, "NAICS" means those classifications contained in the North American Industry Classification System, as published in 2007 by the Office of Management and Budget, Executive Office of the President.

3. Charges for detective, burglar protection, and other protection security services performed in this state but used outside this state are exempt from taxation. Charges for detective, burglar protection, and other protection security services performed outside this state and used in this state are subject to tax.

4. If a transaction involves both the sale or use of a service taxable under this paragraph and the sale or use of a service or any other item not taxable under this chapter, the consideration paid must be separately identified and stated with respect to the taxable and exempt portions of the transaction or the entire transaction shall be presumed taxable. The burden shall be on the seller of the service or the purchaser of the service, whichever applicable, to overcome this presumption by providing documentary evidence as to which portion of the transaction is exempt from tax. The department is authorized to adjust the amount of consideration identified as the taxable and exempt portions of the transaction; however, a determination that the taxable and exempt portions are inaccurately stated and that the adjustment is applicable must be supported by substantial competent evidence.

5. Each seller of services subject to sales tax pursuant to this paragraph shall maintain a monthly log showing each transaction for which sales tax was not collected because the services meet the requirements of subparagraph 3. for out-of-state use. The log must identify the purchaser's name, location and mailing address, and federal employer identification number, if a business, or the social security number, if an individual, the service sold, the price of the service, the date of sale, the reason for the exemption, and the sales invoice number. The monthly log shall be maintained pursuant to the same requirements and subject to the same penalties imposed for the keeping of similar records pursuant to this chapter.

(j)1. Notwithstanding any other provision of this chapter, there is hereby levied a tax on the sale, use, consumption, or storage for use in this state of any coin or currency, whether in circulation or not, when such coin or currency:

- a. Is not legal tender;
- b. If legal tender, is sold, exchanged, or traded at a rate in excess of its face value; or
- c. Is sold, exchanged, or traded at a rate based on its precious metal content.

2. Such tax shall be at a rate of 6 percent of the price at which the coin or currency is sold, exchanged, or traded, except that, with respect to a coin or currency which is legal tender of the United States and which is sold, exchanged, or traded, such tax shall not be levied.

3. There are exempt from this tax exchanges of coins or currency which are in general circulation in, and legal tender of, one nation for coins or currency which are in general circulation in, and legal tender of, another nation when exchanged solely for use as legal tender and at an exchange rate based on the relative value of each as a medium of exchange.

4. With respect to any transaction that involves the sale of coins or currency taxable under this paragraph in which the taxable amount represented by the sale of such coins or currency exceeds \$500, the entire amount represented by the sale of such coins or currency is exempt from the tax imposed under this paragraph. The dealer must maintain proper documentation, as prescribed by rule of the department, to identify that portion of a transaction which involves the sale of coins or currency and is exempt under this subparagraph.

(k) At the rate of 6 percent of the sales price of each gallon of diesel fuel not taxed under chapter 206 purchased for use in a vessel, except dyed diesel fuel that is exempt pursuant to s. 212.08(4)(a)4.

(l) Florists located in this state are liable for sales tax on sales to retail customers regardless of where or by whom the items sold are to be delivered. Florists located in this state are not liable for sales tax on payments received from other florists for items delivered to customers in this state.

(m) Operators of game concessions or other concessionaires who customarily award tangible personal property as prizes may, in lieu of paying tax on the cost price of such property, pay tax on 25 percent of the gross receipts from such concession activity.

(2) The tax shall be collected by the dealer, as defined herein, and remitted by the dealer to the state at the time and in the manner as hereinafter provided.

(3) The tax so levied is in addition to all other taxes, whether levied in the form of excise, license, or privilege taxes, and in addition to all other fees and taxes levied.

(4) The tax imposed pursuant to this chapter shall be due and payable according to the *algorithm provided* ~~brackets set forth~~ in s. 212.12.

(5) Notwithstanding any other provision of this chapter, the maximum amount of tax imposed under this chapter and collected on each sale or use of a boat in this state may not exceed \$18,000 and on each repair of a boat in this state may not exceed \$60,000.

Section 4. Paragraph (c) of subsection (4) of section 212.054, Florida Statutes, is amended to read:

212.054 Discretionary sales surtax; limitations, administration, and collection.—

(4)

(c)1. Any dealer located in a county that does not impose a discretionary sales surtax, *any marketplace provider that is a dealer under this chapter, or any person located outside this state who is required to collect and remit sales tax on remote sales* ~~but~~ who collects the surtax due to sales of tangible personal property or services delivered to a county imposing a surtax ~~outside the county~~ shall remit monthly the proceeds of the surtax to the department to be deposited into an account in the Discretionary Sales Surtax Clearing Trust Fund which is separate from the county surtax collection accounts. The department shall distribute funds in this account using a distribution factor determined for each county that levies a surtax and multiplied by the amount of funds in the account and available for distribution. The distribution factor for each county equals the product of:

- a. The county's latest official population determined pursuant to s. 186.901;
- b. The county's rate of surtax; and
- c. The number of months the county has levied a surtax during the most recent distribution period;

divided by the sum of all such products of the counties levying the surtax during the most recent distribution period.

2. The department shall compute distribution factors for eligible counties once each quarter and make appropriate quarterly distributions.

3. A county that fails to timely provide the information required by this section to the department authorizes the department, by such action, to use the best information available to it in distributing surtax revenues to the county. If this information is unavailable to the department, the department may partially or entirely disqualify the county from receiving surtax revenues under this paragraph. A county that fails to provide timely information waives its right to challenge the

department's determination of the county's share, if any, of revenues provided under this paragraph.

Section 5. Section 212.0596, Florida Statutes, is amended to read:

*(Substantial rewording of section. See*

*s. 212.0596, F.S., for present text.)*

212.0596 *Taxation of remote sales.—*

(1) *As used in this chapter, the term:*

(a) *“Remote sale” means a retail sale of tangible personal property ordered by mail, telephone, the Internet, or other means of communication from a person who receives the order outside of this state and transports the property or causes the property to be transported from any jurisdiction, including this state, to a location in this state. For purposes of this paragraph, tangible personal property delivered to a location within this state is presumed to be used, consumed, distributed, or stored to be used or consumed in this state.*

(b) *“Substantial number of remote sales” means any number of taxable remote sales in the previous calendar year in which the sum of the sales prices, as defined in s. 212.02(16), exceeded \$100,000.*

(2) *Every person making a substantial number of remote sales is a dealer for purposes of this chapter.*

(3) *The department may establish by rule procedures for collecting the use tax from unregistered persons who but for their remote purchases would not be required to remit sales or use tax directly to the department. The procedures may provide for waiver of registration, provisions for irregular remittance of tax, elimination of the collection allowance, and nonapplication of local option surtaxes.*

(4) *A marketplace provider that is a dealer under this chapter or a person who is required to collect and remit sales tax on remote sales is required to collect surtax when the taxable item of tangible personal property is delivered within a county imposing a surtax as provided in s. 212.054(3)(a).*

Section 6. Section 212.05965, Florida Statutes, is created to read:

212.05965 *Taxation of marketplace sales.—*

(1) *As used in this chapter, the term:*

(a) *“Marketplace” means any physical place or electronic medium through which tangible personal property is offered for sale.*

(b) *“Marketplace provider” means a person who facilitates a retail sale by a marketplace seller by listing or advertising for sale by the marketplace seller tangible personal property in a marketplace and who directly, or indirectly through agreements or arrangements with third parties, collects payment from the customer and transmits all or part of the payment to the marketplace seller, regardless of whether the marketplace provider receives compensation or other consideration in exchange for its services.*

1. *The term does not include a person who solely provides travel agency services. As used in this subparagraph, the term “travel agency services” means arranging, booking, or otherwise facilitating for a commission, fee, or other consideration vacation or travel packages, rental cars, or other travel reservations; tickets for domestic or foreign travel by air, rail, ship, bus, or other mode of transportation; or hotel or other lodging accommodations.*

2. *The term does not include a person who is a delivery network company unless the delivery network company is a registered dealer for purposes of this chapter and the delivery network company notifies all local merchants that sell through the delivery network company's website or mobile application that the delivery network company is subject to the requirements of a marketplace provider under this section. As used in this subparagraph, the term:*

a. *“Delivery network company” means a person who maintains a website or mobile application used to facilitate delivery services, the sale of local products, or both.*

b. *“Delivery network courier” means a person who provides delivery services through a delivery network company website or mobile application using a personal means of transportation, such as a motor vehicle as defined in s. 320.01(1), bicycle, scooter, or other similar means of transportation; using public transportation; or by walking.*

c. *“Delivery services” means the pickup and delivery by a delivery network courier of one or more local products from a local merchant to a customer, which may include the selection, collection, and purchase of the local product in connection with the delivery. The term does not include any delivery requiring more than 75 miles of travel from the local merchant to the customer.*

d. *“Local merchant” means a kitchen, a restaurant, or a third-party merchant, including a grocery store, retail store, convenience store, or business of another type, which is not under common ownership or control of the delivery network company.*

e. *“Local product” means any tangible personal property, including food but excluding freight, mail, or a package to which postage has been affixed.*

3. *The term does not include a payment processor business that processes payment transactions from various channels, such as charge cards, credit cards, or debit cards, and whose sole activity with respect to marketplace sales is to process payment transactions between two or more parties.*

(c) *“Marketplace seller” means a person who has an agreement with a marketplace provider that is a dealer under this chapter and who makes retail sales of tangible personal property through a marketplace owned, operated, or controlled by the marketplace provider.*

(2) *A marketplace provider that has a physical presence in this state or who is making or facilitating through a marketplace a substantial number of remote sales as defined in s. 212.0596(1) is a dealer for purposes of this chapter.*

(3) *A marketplace provider that is a dealer under this chapter shall certify to its marketplace sellers that it will collect and remit the tax imposed under this chapter on taxable retail sales made through the marketplace. Such certification may be included in the agreement between the marketplace provider and the marketplace seller.*

(4)(a) *A marketplace seller may not collect and remit the tax under this chapter on a taxable retail sale when the sale is made through the marketplace and the marketplace provider certifies, as required under subsection (3), that it will collect and remit such tax. A marketplace seller shall exclude such sales made through the marketplace from the marketplace seller's tax return under s. 212.11.*

(b)1. *A marketplace seller who has a physical presence in this state shall register and shall collect and remit the tax imposed under this chapter on all taxable retail sales made outside of the marketplace.*

2. *A marketplace seller who is not described under subparagraph 1. but who makes a substantial number of remote sales as defined in s. 212.0596(1) shall register and shall collect and remit the tax imposed under this chapter on all taxable retail sales made outside of the marketplace. For the purpose of determining whether a marketplace seller made a substantial number of remote sales, the marketplace seller shall consider only those sales made outside of a marketplace.*

(5)(a) *A marketplace provider that is a dealer under this chapter shall allow the department to examine and audit its books and records pursuant to s. 212.13. For retail sales facilitated through a marketplace, the department may not examine or audit the books and records of marketplace sellers, nor may the department assess marketplace sellers except to the extent that the marketplace provider seeks relief under paragraph (b). The department may examine, audit, and assess a marketplace seller for retail sales made outside of a marketplace under paragraph (4)(b). This paragraph does not provide relief to a marketplace seller who is under audit; has been issued a bill, notice, or demand for payment; or is under an administrative or judicial proceeding before July 1, 2021.*

(b) *The marketplace provider is relieved of liability for the tax on the retail sale and the marketplace seller or customer is liable for the tax imposed under this chapter if the marketplace provider demonstrates to*

the department's satisfaction that the marketplace provider made a reasonable effort to obtain accurate information related to the retail sales facilitated through the marketplace from the marketplace seller, but that the failure to collect and remit the correct amount of tax imposed under this chapter was due to the provision of incorrect or incomplete information to the marketplace provider by the marketplace seller. This paragraph does not apply to a retail sale for which the marketplace provider is the seller if the marketplace provider and the marketplace seller are related parties or if transactions between a marketplace seller and marketplace buyer are not conducted at arm's length.

(6) For purposes of registration pursuant to s. 212.18, a marketplace is deemed a separate place of business.

(7) A marketplace provider and a marketplace seller may agree by contract or otherwise that if a marketplace provider pays the tax imposed under this chapter on a retail sale facilitated through a marketplace for a marketplace seller as a result of an audit or otherwise, the marketplace provider has the right to recover such tax and any associated interest and penalties from the marketplace seller.

(8) This section may not be construed to authorize the state to collect sales tax from both the marketplace provider and the marketplace seller on the same retail sale.

(9) Chapter 213 applies to the administration of this section to the extent that chapter does not conflict with this section.

Section 7. Effective April 1, 2022, subsections (10) and (11) are added to section 212.05965, Florida Statutes, as created by this act, to read:

212.05965 Taxation of marketplace sales.—

(10) Notwithstanding any other law, the marketplace provider is also responsible for collecting and remitting any prepaid wireless E911 fee under s. 365.172, waste tire fee under s. 403.718, and lead-acid battery fee under s. 403.7185 at the time of sale for taxable retail sales made through its marketplace.

(11) Notwithstanding paragraph (4)(a), the marketplace provider and the marketplace seller may contractually agree to have the marketplace seller collect and remit all applicable taxes and fees if the marketplace seller:

(a) Has annual United States gross sales of more than \$1 billion, including the gross sales of any related entities, and in the case of franchised entities, including the combined sales of all franchisees of a single franchisor;

(b) Provides evidence to the marketplace provider that it is registered under s. 212.18; and

(c) Notifies the department in a manner prescribed by the department that the marketplace seller will collect and remit all applicable taxes and fees on its sales through the marketplace and is liable for failure to collect or remit applicable taxes and fees on its sales.

Section 8. Paragraph (c) of subsection (2) and paragraph (a) of subsection (5) of section 212.06, Florida Statutes, are amended to read:

212.06 Sales, storage, use tax; collectible from dealers; "dealer" defined; dealers to collect from purchasers; legislative intent as to scope of tax.—

(2)

(c) The term "dealer" is further defined to mean every person, as used in this chapter, who sells at retail or who offers for sale at retail, or who has in his or her possession for sale at retail; or for use, consumption, or distribution; or for storage to be used or consumed in this state, tangible personal property as defined herein, including a retailer who transacts a substantial number of remote sales or a marketplace provider that has a physical presence in this state or that makes or facilitates through its marketplace a substantial number of remote sales mail order sale.

(5)(a)1. Except as provided in subparagraph 2., it is not the intention of this chapter to levy a tax upon tangible personal property im-

ported, produced, or manufactured in this state for export, provided that tangible personal property may not be considered as being imported, produced, or manufactured for export unless the importer, producer, or manufacturer delivers the same to a licensed exporter for exporting or to a common carrier for shipment outside the state or mails the same by United States mail to a destination outside the state; or, in the case of aircraft being exported under their own power to a destination outside the continental limits of the United States, by submission to the department of a duly signed and validated United States customs declaration, showing the departure of the aircraft from the continental United States; and further with respect to aircraft, the canceled United States registry of said aircraft; or in the case of parts and equipment installed on aircraft of foreign registry, by submission to the department of documentation, the extent of which shall be provided by rule, showing the departure of the aircraft from the continental United States; nor is it the intention of this chapter to levy a tax on any sale which the state is prohibited from taxing under the Constitution or laws of the United States. Every retail sale made to a person physically present at the time of sale shall be presumed to have been delivered in this state.

2.a. Notwithstanding subparagraph 1., a tax is levied on each sale of tangible personal property to be transported to a cooperating state as specified in sub-subparagraph c., at the rate specified in sub-subparagraph d. However, a Florida dealer will be relieved from the requirements of collecting taxes pursuant to this subparagraph if the Florida dealer obtains from the purchaser an affidavit setting forth the purchaser's name, address, state taxpayer identification number, and a statement that the purchaser is aware of his or her state's use tax laws, is a registered dealer in Florida or another state, or is purchasing the tangible personal property for resale or is otherwise not required to pay the tax on the transaction. The department may, by rule, provide a form to be used for the purposes set forth herein.

b. For purposes of this subparagraph, "a cooperating state" is one determined by the executive director of the department to cooperate satisfactorily with this state in collecting taxes on remote mail order sales. No state shall be so determined unless it meets all the following minimum requirements:

(I) It levies and collects taxes on remote mail order sales of property transported from that state to persons in this state, as described in s. 212.0596, upon request of the department.

(II) The tax so collected shall be at the rate specified in s. 212.05, not including any local option or tourist or convention development taxes collected pursuant to s. 125.0104 or this chapter.

(III) Such state agrees to remit to the department all taxes so collected no later than 30 days from the last day of the calendar quarter following their collection.

(IV) Such state authorizes the department to audit dealers within its jurisdiction who make remote mail order sales that are the subject of s. 212.0596, or makes arrangements deemed adequate by the department for auditing them with its own personnel.

(V) Such state agrees to provide to the department records obtained by it from retailers or dealers in such state showing delivery of tangible personal property into this state upon which no sales or use tax has been paid in a manner similar to that provided in sub-subparagraph g.

c. For purposes of this subparagraph, "sales of tangible personal property to be transported to a cooperating state" means remote mail order sales to a person who is in the cooperating state at the time the order is executed, from a dealer who receives that order in this state.

d. The tax levied by sub-subparagraph a. shall be at the rate at which such a sale would have been taxed pursuant to the cooperating state's tax laws if consummated in the cooperating state by a dealer and a purchaser, both of whom were physically present in that state at the time of the sale.

e. The tax levied by sub-subparagraph a., when collected, shall be held in the State Treasury in trust for the benefit of the cooperating state and shall be paid to it at a time agreed upon between the department, acting for this state, and the cooperating state or the department or agency designated by it to act for it; however, such payment

shall in no event be made later than 30 days from the last day of the calendar quarter after the tax was collected. Funds held in trust for the benefit of a cooperating state shall not be subject to the service charges imposed by s. 215.20.

f. The department is authorized to perform such acts and to provide such cooperation to a cooperating state with reference to the tax levied by sub-subparagraph a. as is required of the cooperating state by sub-subparagraph b.

g. In furtherance of this act, dealers selling tangible personal property for delivery in another state shall make available to the department, upon request of the department, records of all tangible personal property so sold. Such records shall include a description of the property, the name and address of the purchaser, the name and address of the person to whom the property was sent, the purchase price of the property, information regarding whether sales tax was paid in this state on the purchase price, and such other information as the department may by rule prescribe.

Section 9. Paragraph (b) of subsection (1) of section 212.07, Florida Statutes, is amended to read:

212.07 Sales, storage, use tax; tax added to purchase price; dealer not to absorb; liability of purchasers who cannot prove payment of the tax; penalties; general exemptions.—

(1)

(b) A resale must be in strict compliance with s. 212.18 and the rules and regulations adopted thereunder. A dealer who makes a sale for resale that is not in strict compliance with s. 212.18 and the rules and regulations adopted thereunder is liable for and must pay the tax. A dealer who makes a sale for resale shall document the exempt nature of the transaction, as established by rules adopted by the department, by retaining a copy of the purchaser's resale certificate. In lieu of maintaining a copy of the certificate, a dealer may document, before the time of sale, an authorization number provided telephonically or electronically by the department, or by such other means established by rule of the department. The dealer may rely on a resale certificate issued pursuant to s. 212.18(3)(e) ~~s. 212.18(3)(d)~~, valid at the time of receipt from the purchaser, without seeking annual verification of the resale certificate if the dealer makes recurring sales to a purchaser in the normal course of business on a continual basis. For purposes of this paragraph, "recurring sales to a purchaser in the normal course of business" refers to a sale in which the dealer extends credit to the purchaser and records the debt as an account receivable, or in which the dealer sells to a purchaser who has an established cash or C.O.D. account, similar to an open credit account. For purposes of this paragraph, purchases are made from a selling dealer on a continual basis if the selling dealer makes, in the normal course of business, sales to the purchaser at least once in every 12-month period. A dealer may, through the informal protest provided for in s. 213.21 and the rules of the department, provide the department with evidence of the exempt status of a sale. Consumer certificates of exemption executed by those exempt entities that were registered with the department at the time of sale, resale certificates provided by purchasers who were active dealers at the time of sale, and verification by the department of a purchaser's active dealer status at the time of sale in lieu of a resale certificate shall be accepted by the department when submitted during the protest period, but may not be accepted in any proceeding under chapter 120 or any circuit court action instituted under chapter 72.

Section 10. Paragraph (f) is added to subsection (4) of section 212.11, Florida Statutes, to read:

212.11 Tax returns and regulations.—

(4)

(f) A marketplace provider that is a dealer under this chapter or a person who is required to collect and remit sales tax on remote sales shall file returns and pay taxes by electronic means under s. 213.755.

Section 11. Paragraph (a) of subsection (1), paragraph (a) of subsection (5), and subsections (9), (10), (11), and (14) of section 212.12, Florida Statutes, are amended to read:

212.12 Dealer's credit for collecting tax; penalties for non-compliance; powers of Department of Revenue in dealing with delinquents; ~~rounding brackets applicable to taxable transactions~~; records required.—

(1)(a) ~~1.~~ Notwithstanding any other law and for the purpose of compensating persons granting licenses for and the lessors of real and personal property taxed hereunder, for the purpose of compensating dealers in tangible personal property, for the purpose of compensating dealers providing communication services and taxable services, for the purpose of compensating owners of places where admissions are collected, and for the purpose of compensating remitters of any taxes or fees reported on the same documents utilized for the sales and use tax, as compensation for the keeping of prescribed records, filing timely tax returns, and the proper accounting and remitting of taxes by them, such seller, person, lessor, dealer, owner, and remitter ~~(except dealers who make mail order sales)~~ who files the return required pursuant to s. 212.11 only by electronic means and who pays the amount due on such return only by electronic means shall be allowed 2.5 percent of the amount of the tax due, accounted for, and remitted to the department in the form of a deduction. However, if the amount of the tax due and remitted to the department by electronic means for the reporting period exceeds \$1,200, an allowance is not allowed for all amounts in excess of \$1,200. For purposes of this ~~paragraph~~ ~~subparagraph~~, the term "electronic means" has the same meaning as provided in s. 213.755(2)(c).

~~2. The executive director of the department is authorized to negotiate a collection allowance, pursuant to rules promulgated by the department, with a dealer who makes mail order sales. The rules of the department shall provide guidelines for establishing the collection allowance based upon the dealer's estimated costs of collecting the tax, the volume and value of the dealer's mail order sales to purchasers in this state, and the administrative and legal costs and likelihood of achieving collection of the tax absent the cooperation of the dealer. However, in no event shall the collection allowance negotiated by the executive director exceed 10 percent of the tax remitted for a reporting period.~~

(5)(a) The department is authorized to audit or inspect the records and accounts of dealers defined herein, including audits or inspections of dealers who make ~~remote mail order sales to the extent permitted by another state~~, and to correct by credit any overpayment of tax, and, in the event of a deficiency, an assessment shall be made and collected. No administrative finding of fact is necessary prior to the assessment of any tax deficiency.

(9) Taxes imposed by this chapter upon the privilege of the use, consumption, storage for consumption, or sale of tangible personal property, admissions, license fees, rentals, ~~communication services~~, and upon the sale or use of services as herein taxed shall be collected upon the basis of an addition of the tax imposed by this chapter to the total price of such admissions, license fees, rentals, ~~communication or other services~~, or sale price of such article or articles that are purchased, sold, or leased at any one time by or to a customer or buyer; the dealer, or person charged herein, is required to pay a privilege tax in the amount of the tax imposed by this chapter on the total of his or her gross sales of tangible personal property, admissions, license fees, ~~and rentals, and communication services~~ or to collect a tax upon the sale or use of services, and such person or dealer shall add the tax imposed by this chapter to the price, license fee, rental, ~~or admissions, and communication or other services~~ and collect the total sum from the purchaser, admittee, licensee, lessee, or consumer. ~~The department shall make available in an electronic format or otherwise the tax amounts and the following brackets applicable to all transactions taxable at the rate of 6 percent:~~

~~(a) On single sales of less than 10 cents, no tax shall be added.~~

~~(b) On single sales in amounts from 10 cents to 16 cents, both inclusive, 1 cent shall be added for taxes.~~

~~(c) On sales in amounts from 17 cents to 33 cents, both inclusive, 2 cents shall be added for taxes.~~

~~(d) On sales in amounts from 34 cents to 50 cents, both inclusive, 3 cents shall be added for taxes.~~

~~(e) On sales in amounts from 51 cents to 66 cents, both inclusive, 4 cents shall be added for taxes.~~

~~(f) On sales in amounts from 67 cents to 83 cents, both inclusive, 5 cents shall be added for taxes.~~

~~(g) On sales in amounts from 84 cents to \$1, both inclusive, 6 cents shall be added for taxes.~~

~~(h) On sales in amounts of more than \$1, 6 percent shall be charged upon each dollar of price, plus the appropriate bracket charge upon any fractional part of a dollar.~~

(10)(a) *A dealer must calculate the tax due on the privilege of the use, consumption, storage for consumption, or sale of tangible personal property, admissions, license fees, rentals, and upon the sale or use of services, based on a rounding algorithm that meets the following criteria:*

1. *The computation of the tax must be carried to the third decimal place.*

2. *The tax must be rounded to the whole cent using a method that rounds up to the next cent whenever the third decimal place is greater than four.*

~~(b) A dealer may apply the rounding algorithm to the aggregate tax amount computed on all taxable items on an invoice or to the taxable amount on each individual item on the invoice. In counties which have adopted a discretionary sales surtax at the rate of 1 percent, the department shall make available in an electronic format or otherwise the tax amounts and the following brackets applicable to all taxable transactions that would otherwise have been transactions taxable at the rate of 6 percent:~~

~~(a) On single sales of less than 10 cents, no tax shall be added.~~

~~(b) On single sales in amounts from 10 cents to 14 cents, both inclusive, 1 cent shall be added for taxes.~~

~~(c) On sales in amounts from 15 cents to 28 cents, both inclusive, 2 cents shall be added for taxes.~~

~~(d) On sales in amounts from 29 cents to 42 cents, both inclusive, 3 cents shall be added for taxes.~~

~~(e) On sales in amounts from 43 cents to 57 cents, both inclusive, 4 cents shall be added for taxes.~~

~~(f) On sales in amounts from 58 cents to 71 cents, both inclusive, 5 cents shall be added for taxes.~~

~~(g) On sales in amounts from 72 cents to 85 cents, both inclusive, 6 cents shall be added for taxes.~~

~~(h) On sales in amounts from 86 cents to \$1, both inclusive, 7 cents shall be added for taxes.~~

~~(i) On sales in amounts from \$1 up to, and including, the first \$5,000 in price, 7 percent shall be charged upon each dollar of price, plus the appropriate bracket charge upon any fractional part of a dollar.~~

~~(j) On sales in amounts of more than \$5,000 in price, 7 percent shall be added upon the first \$5,000 in price, and 6 percent shall be added upon each dollar of price in excess of the first \$5,000 in price, plus the bracket charges upon any fractional part of a dollar as provided for in subsection (9).~~

~~(11) The department shall make available in an electronic format or otherwise the tax amounts and brackets applicable to all taxable transactions that occur in counties that have a surtax at a rate other than 1 percent which would otherwise have been transactions taxable at the rate of 6 percent. Likewise, the department shall make available in an electronic format or otherwise the tax amounts and brackets applicable to transactions taxable at 4.35 percent pursuant to s. 212.05(1)(c)1.e. or the applicable tax rate pursuant to s. 212.031(1) and on transactions which would otherwise have been so taxable in counties which have adopted a discretionary sales surtax.~~

~~(14) If it is determined upon audit that a dealer has collected and remitted taxes by applying the applicable tax rate to each transaction as described in subsection (9) and rounding the tax due to the nearest whole cent rather than applying the appropriate bracket system provided by law or department rule, the dealer shall not be held liable for additional tax, penalty, and interest resulting from such failure if:~~

~~(a) The dealer acted in a good faith belief that rounding to the nearest whole cent was the proper method of determining the amount of tax due on each taxable transaction.~~

~~(b) The dealer timely reported and remitted all taxes collected on each taxable transaction.~~

~~(c) The dealer agrees in writing to future compliance with the laws and rules concerning brackets applicable to the dealer's transactions.~~

Section 12. Present paragraphs (c) through (f) of subsection (3) of section 212.18, Florida Statutes, are redesignated as paragraphs (d) through (g), respectively, a new paragraph (c) is added to that subsection, and present paragraph (f) of that subsection is amended, to read:

212.18 Administration of law; registration of dealers; rules.—

(3)

~~(c) A marketplace provider that is a dealer under this chapter or a person who is required to collect and remit sales tax on remote sales must file with the department an application for a certificate of registration electronically.~~

~~(g)(f) As used in this paragraph, the term "exhibitor" means a person who enters into an agreement authorizing the display of tangible personal property or services at a convention or a trade show. The following provisions apply to the registration of exhibitors as dealers under this chapter:~~

1. An exhibitor whose agreement prohibits the sale of tangible personal property or services subject to the tax imposed in this chapter is not required to register as a dealer.

2. An exhibitor whose agreement provides for the sale at wholesale only of tangible personal property or services subject to the tax imposed by this chapter must obtain a resale certificate from the purchasing dealer but is not required to register as a dealer.

3. An exhibitor whose agreement authorizes the retail sale of tangible personal property or services subject to the tax imposed by this chapter must register as a dealer and collect the tax on such sales.

4. An exhibitor who makes a *remote mail order* sale pursuant to s. 212.0596 must register as a dealer.

A person who conducts a convention or a trade show must make his or her exhibitor's agreements available to the department for inspection and copying.

And the title is amended as follows:

Delete lines 42-46 and insert: Delete lines 7 - 111 and insert: reducing the sales and use tax rate; conforming provisions to changes made by the act; amending s. 212.054, F.S.; requiring marketplace providers and persons located outside of this state to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; amending s. 212.0596, F.S.; replacing provisions relating to the taxation of remote sales; defining the terms "remote sale" and "substantial number of remote sales"; providing that every person making a substantial number of remote sales is a dealer for purposes of the sales and use tax; authorizing the Department of Revenue to adopt rules for collecting use taxes from unregistered persons; requiring marketplace providers and persons required to report remote sales to remit discretionary sales surtax when delivering tangible personal property to a county imposing a surtax; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are dealers for purposes of the sales and use tax; requiring certain marketplace providers to provide a certain certification to their marketplace sellers; specifying requirements for marketplace sellers; requiring certain marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the examination and audit authority of the Department of Revenue; providing that a marketplace



seller, rather than the marketplace provider, is liable for sales tax collection and remittance under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into agreements for the recovery of certain taxes, interest, and penalties; providing construction and applicability; amending s. 212.05965, F.S.; requiring marketplace providers to collect and remit certain additional fees at the time of sale; authorizing marketplace providers and marketplace sellers to contractually agree for marketplace sellers to collect applicable taxes and fees; specifying requirements for marketplace sellers who collect such taxes and fees; providing for liability of sellers who fail to collect or remit such taxes and fees; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; amending s. 212.07, F.S.; conforming a cross-reference; amending s. 212.11, F.S.; requiring certain marketplace providers or persons required to report remote sales to file returns and pay taxes electronically; amending s. 212.12, F.S.; deleting the authority of the Department of Revenue’s executive director to negotiate a collection allowance with certain dealers; deleting the requirement that certain sales and use taxes on communications services be collected on the basis of a certain addition; requiring that certain sales and use taxes be calculated based on a specified rounding algorithm, rather than specified brackets; conforming provisions to changes made by the act; amending s. 212.18, F.S.; requiring certain marketplace providers or persons required to report remote sales to file a registration application electronically; conforming a provision to changes made by the act; amending ss. 212.04 and 212.0506, F.S.;

#### THE PRESIDENT PRESIDING

The vote was:

Yeas—17

Ausley	Farmer	Rouson
Berman	Gibson	Stewart
Book	Jones	Taddeo
Bracy	Pizzo	Thurston
Brandes	Polsky	Torres
Cruz	Powell	

Nays—23

Mr. President	Burgess	Mayfield
Albritton	Diaz	Passidomo
Baxley	Gainer	Perry
Bean	Garcia	Rodriguez
Boyd	Gruters	Rodriguez
Bradley	Harrell	Stargel
Brodeur	Hooper	Wright
Broxson	Hutson	

On motion by Senator Gruters, the Senate concurred in **House Amendment 4 (642177)**.

**CS for CS for SB 50** passed, as amended, was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—27

Mr. President	Burgess	Passidomo
Albritton	Diaz	Perry
Baxley	Gainer	Pizzo
Bean	Garcia	Rodriguez
Boyd	Gruters	Rodriguez
Bradley	Harrell	Stargel
Brandes	Hooper	Stewart
Brodeur	Hutson	Taddeo
Broxson	Mayfield	Wright

Nays—12

Ausley	Farmer	Powell
Berman	Gibson	Rouson
Book	Jones	Thurston
Cruz	Polsky	Torres

#### MOTIONS

On motion by Senator Passidomo, the rules were waived and the following bill temporarily postponed on the Special Order Calendar this day was retained on the Special Order Calendar: **CS for CS for SB 54**.

On motion by Senator Passidomo, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

#### REPORTS OF COMMITTEES

The Committee on Rules recommends a committee substitute for the following: CS for SB 1826

**The bill with committee substitute attached was placed on the Calendar.**

#### REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 1480; CS for SB 1522

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 1810

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 414; SB 606; SB 900; CS for SB 1292

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 754; CS for SB 2004

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

#### INTRODUCTION AND REFERENCE OF BILLS

##### FIRST READING

**Senate Bills 7000-7070**—Previously introduced.

By the Committee on Governmental Oversight and Accountability—

**SB 7072**—A bill to be entitled An act relating to social media platforms; creating s. 106.072, F.S.; defining terms; prohibiting a social media platform from knowingly deplatforming a candidate; providing fines for violations; authorizing social media platforms to provide free advertising for candidates under specified conditions; providing enforcement authority consistent with federal and state law; creating s. 287.137, F.S.; defining terms; providing requirements for public contracts and economic incentives related to entities that have been convicted or held civilly liable for antitrust violations; prohibiting a public entity from entering into any type of contract with a person or an affiliate on the antitrust violator vendor list; providing applicability; requiring certain contract documents to contain a specified statement; requiring the Department of Management Services to maintain a list of people or affiliates disqualified from the public contracting and purchasing process; specifying requirements for publishing such list; providing procedures for placing a person or an affiliate on the list; providing procedural and legal rights for a person or affiliate to challenge placement on the list; providing a procedure for temporarily placing a person on an antitrust violator vendor list; providing procedural and legal rights for a person to challenge temporary placement on the list; specifying conditions for removing certain entities and affiliates from the list; authorizing a person, under specified conditions, to retain rights or obligations under existing contracts or binding agreements; prohibiting a person who has been placed on the antitrust violator vendor list from receiving certain economic incentives; providing exceptions; providing enforcement authority consistent with federal and

state law; creating s. 501.2041, F.S.; defining terms; providing that social media platforms that fail to comply with specified requirements and prohibitions commit an unfair or deceptive act or practice; requiring a notification given by a social media platform for censoring content or deplatforming a user to contain certain information; providing an exception to the notification requirements; authorizing the Department of Legal Affairs to investigate suspected violations under the Deceptive and Unfair Trade Practices Act and bring specified actions for such violations; specifying circumstances under which a private cause of action may be brought; specifying how damages are to be calculated; providing construction for violations of certain provisions of this act; granting the department specified subpoena powers; providing enforcement authority consistent with federal and state law; amending s. 501.212, F.S.; conforming a provision to changes made by the act; providing for severability; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Governmental Oversight and Accountability—

**SB 7074**—A bill to be entitled An act relating to public records; amending s. 287.137, F.S.; providing a public records exemption for information received by the Attorney General pursuant to an investigation by the Attorney General or a law enforcement agency into certain social media platform activities; authorizing release of confidential and exempt information in certain instances; requiring certain information to remain confidential and exempt after an investigation is completed or ceases to be active; defining the term “proprietary business information”; providing for future legislative review and repeal of the exemption; amending s. 501.2041, F.S.; providing a public records exemption for information received by the Department of Legal Affairs pursuant to an investigation by the department or a law enforcement agency into violations by certain social media platforms; authorizing release of confidential and exempt information in certain instances; requiring certain information to remain confidential and exempt after an investigation is completed or ceases to be active; defining the term “proprietary business information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Appropriations.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Rules; and Criminal Justice; and Senator Diaz—

**CS for CS for SB 1826**—A bill to be entitled An act relating to human trafficking; creating s. 90.5034, F.S.; defining terms; providing the circumstances under which certain communications are confidential; creating a human trafficking victim advocate-victim privilege; specifying who may claim such privilege; providing training requirements for human trafficking victim advocates and trained volunteers; amending s. 787.06, F.S.; revising the definitions of the terms “human trafficking” and “obtain”; prohibiting a person from engaging in specified criminal acts relating to human trafficking with an adult believed to be a child younger than 18 years of age; providing criminal penalties; encouraging each state attorney to adopt a pro-prosecution policy for acts of human trafficking; amending s. 948.30, F.S.; requiring a court to impose specified conditions on probationers or community controllees who are placed under supervision for committing a specified human trafficking offense on or after a certain date; requiring a court to impose specified conditions on probationers or community controllees who are placed on community control or sex offender probation for committing a specified human trafficking offense on or after a certain date; reenacting ss. 39.01305(3), 464.013(3)(c), 775.21(4)(a), 943.0435(1)(h), 943.0583(1)(a), and 944.606(1)(f), F.S., relating to appointment of an attorney for a dependent child with certain special needs, renewal of license or certificate, the Florida Sexual Predators Act, sexual offenders required to register with the department and penalties, human traf-

ficking victim expunction, and sexual offenders and notification upon release, respectively, to incorporate the amendment made to s. 787.06, F.S., in references thereto; providing an effective date.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 5 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Zika, Andrade, Barnaby, Borrero, Byrd, Di-Ceglie, Drake, Fischer, Gregory, Harding, Maggard, Maney, McClain, Rizo, Salzman, Stevenson—

**HB 5**—A bill to be entitled An act relating to civic education curriculum; amending s. 1003.4282, F.S.; revising the social studies high school graduation credit requirement; amending s. 1003.44, F.S.; requiring the Department of Education to develop or approve an integrated civic education curriculum that meets certain requirements; requiring the department to curate oral history resources to be used along with such curriculum; providing a short title; requiring the department to approve the civic education curricula submitted by school districts and charter schools; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 141 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Leek—

**CS for HB 141**—A bill to be entitled An act relating to parenting and time-sharing of a minor child for a convicted parent; amending s. 61.13, F.S.; creating a rebuttable presumption against shared parental responsibility and time-sharing with a minor child for certain parents who have been convicted of or had adjudication withheld for a specified offense; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 223 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Pandemics & Public Emergencies Committee and Representative(s) Plasencia—

**CS for CS for HB 223**—A bill to be entitled An act relating to marina evacuations; amending s. 327.59, F.S.; prohibiting vessels under a specified weight from remaining in certain marinas that have been deemed unsuitable for refuge during a hurricane after the issuance of a hurricane watch; requiring a marina owner, operator, employee, or agent to remove specified vessels under certain circumstances; providing that such owner, operator, employee, or agent may charge the vessel owner a reasonable fee for such removal and may not be held liable for any damages as a result of such removal; providing that the owners or operators of certain vessels may be subject to a fine that the deepwater seaport issuing an evacuation order may impose and collect; providing construction; providing a definition; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 241 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Grall, Altman, Andrade, Bell, Borrero, Byrd, Chaney, Fine, Fischer, Gregory, Harding, Hawkins, Maggard, McClain, Plasencia, Rizo, Sabatini, Salzman, Sirois, Smith, D., Trabulsy, Yarborough—

**HB 241**—A bill to be entitled An act relating to Parents' Bill of Rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term "parent"; creating s. 1014.03, F.S.; providing that the state, its political subdivisions, other governmental entities, or other institutions may not infringe on parental rights without demonstrating specified information; creating s. 1014.04, F.S.; providing that a parent of a minor child has specified rights relating to his or her minor child; prohibiting the state from infringing upon specified parental rights; providing that certain actions by specified individuals are grounds for disciplinary actions against such individuals; prohibiting specified parental rights from being denied or abridged; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; providing requirements for such policy; defining the term "instructional materials"; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing; providing a procedure for the denial of such information; creating s. 1014.06, F.S.; prohibiting certain health care practitioners and their employees from taking specified actions without a parent's written permission; prohibiting a health care facility from allowing certain actions without a parent's written permission; providing exceptions; providing for disciplinary actions and criminal penalties; amending s. 408.813, F.S.; providing that certain violations relating to parental consent are grounds for administrative fines for health care facilities; amending s. 456.072, F.S.; providing that failure to comply with certain parental consent requirements is grounds for disciplinary action for health care practitioners; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 245 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Chaney, Andrade—

**HB 245**—A bill to be entitled An act relating to massage therapy; renaming ch. 480, F.S., as "Massage Therapy Practice"; amending s. 480.031, F.S.; conforming a provision to changes made by the act; amending s. 480.032, F.S.; revising the purpose of ch. 480, F.S.; amending s. 480.033, F.S.; revising and providing definitions; amending ss. 477.013, 477.0135, 477.0265, 480.034, 480.035, 480.041, 480.043, 480.046, 480.0465, 480.047, 480.052, 480.0535, 627.6407, 627.6619, 627.736, 641.31, and 823.05, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 327 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Rommel—

**CS for CS for HB 327**—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for the address and telephone number of persons provided public emergency shelter and held by the agency that provided the emergency shelter; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 369 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Rodriguez, Fernandez-Barquin, Tant—

**HB 369**—A bill to be entitled An act relating to a construction contracting regulation exemption; amending s. 489.103, F.S.; exempting from licensure a member of the Miccosukee Tribe of Indians of Florida or the Seminole Tribe of Florida when constructing specified structures; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 381 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Maney, Garrison—

**CS for CS for HB 381**—A bill to be entitled An act relating to probationary or supervision services for misdemeanor offenders; amending s. 948.01, F.S.; authorizing the Department of Corrections to supervise certain misdemeanor offenders; deleting a prohibition on private entities from providing probationary or supervision services to certain misdemeanor offenders; amending s. 948.15, F.S.; authorizing a private or public entity to provide probation services and other specified programming to misdemeanor offenders; revising who may approve specified contracts; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 487 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Duggan, Hardy—

**HB 487**—A bill to be entitled An act relating to small scale development amendments; amending s. 163.3187, F.S.; revising the required acreage thresholds for adopting an amendment using a small scale development amendment; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 497 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Buchanan—

**HB 497**—A bill to be entitled An act relating to dentistry and dental hygiene examinations; amending ss. 466.006 and 466.007, F.S.; authorizing the use of certain examinations produced by the Western Regional Examining Board to measure an applicant's ability to practice the profession of dentistry or dental hygiene; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 661 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Botana—

**HB 661**—A bill to be entitled An act relating to modification or continuation of terms of probation; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 663 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Regulatory Reform Subcommittee and Representative(s) Salzman, Botana, Gregory, Morales, Nixon—

**CS for HB 663**—A bill to be entitled An act relating to cottage food operations; providing a short title; amending s. 500.03, F.S.; revising the definition of "cottage food operation"; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing the sale, offer for sale, and delivery of cottage food products by mail; preempting the regulation of cottage food operations to the state; prohibiting local governments from prohibiting or regulating cottage food operations; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 735 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Harding, Borrero, Giallombardo, Sabatini, Snyder—

**HB 735**—A bill to be entitled An act relating to preemption of local occupational licensing; creating s. 163.211, F.S.; providing definitions; preempting licensing of occupations to the state; providing exceptions; prohibiting local governments from imposing additional licensing requirements or modifying licensing unless specified conditions are met; specifying that certain local licensing that does not meet specified criteria does not apply and may not be enforced; amending s. 489.117, F.S.; specifying that certain specialty contractors are not required to register

with the Construction Industry Licensing Board; prohibiting local governments from requiring certain specialty contractors to obtain a license under specified circumstances; specifying job scopes for which a local government may not require a license; amending ss. 489.1455 and 489.5335, F.S.; authorizing counties and municipalities to issue certain journeyman licenses; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 833, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Judiciary Committee and Representative(s) Tomkow, Zika—

**CS for HB 833**—A bill to be entitled An act relating to unlawful use of DNA; providing a short title; amending s. 760.40, F.S.; providing definitions; prohibiting DNA analysis and disclosure of DNA analysis results without express consent; providing applicability; removing criminal penalties; creating s. 817.5655, F.S.; prohibiting the collection or retention of a DNA sample of another person without express consent for specified purposes; prohibiting specified DNA analysis and disclosure of DNA analysis results without express consent; providing an exception; providing criminal penalties; providing exceptions; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 855 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Morales, Bartleman, Drake, Nixon, Tant, Valdés—

**HB 855**—A bill to be entitled An act relating to barber services; amending s. 476.188, F.S.; authorizing a barber to shampoo, cut, or arrange hair in a location other than a registered barbershop without specified arrangements; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 905 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Health & Human Services Committee and Representative(s) Roach, Rommel, Bartleman, Fabricio, Melo, Morales, Williams—

**CS for HB 905**—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; providing definitions; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver PACE services in the state; requiring notice of applications in the Florida Administrative Register; providing specified application requirements for such prospective PACE organizations; requiring existing PACE organizations to meet specified requirements under certain circumstances; requiring prospective PACE organizations to submit a complete application to the agency and the Centers for Medicare and Medicaid Services within a specified period; requiring that PACE organizations meet certain federal and state quality and performance standards; requiring the agency to oversee and monitor

the PACE program and organizations; exempting a PACE organization from certain requirements; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 921 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Criminal Justice & Public Safety Subcommittee and Representative(s) Snyder, Tant—

**CS for HB 921**—A bill to be entitled An act relating to electronic threats; amending s. 836.10, F.S.; defining the term "electronic record"; prohibiting a person from sending, posting, or transmitting, or from procuring the sending, posting, or transmission of a written or electronic record when in such record the person makes a threat to kill or to do bodily harm to another person or to conduct a mass shooting or an act of terrorism; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1055 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Gregory, Massullo—

**CS for HB 1055**—A bill to be entitled An act relating to public records; creating s. 688.01, F.S.; providing definitions; providing an exemption from public records requirements for a trade secret held by an agency; providing notice requirements; providing an exception to the exemption; providing that an agency employee is not liable for the release of certain records; providing for future legislative review and repeal of the exemption; amending ss. 688.001 and 688.006, F.S.; conforming cross-references; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1059 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Regulatory Reform Subcommittee and Representative(s) Robinson, W., Fischer, Yarborough—

**CS for CS for HB 1059**—A bill to be entitled An act relating to the construction permits; amending s. 125.022, F.S.; revising the requirements for when a county may request certain information; amending s. 125.56, F.S.; requiring a county that issues building permits to post certain building permit information on its website; authorizing all components to a completed application to be submitted electronically or in person; amending s. 166.033, F.S.; revising the requirements for when a municipality may request certain information; amending s. 553.79, F.S.; requiring a local enforcement agency to post certain building permit information on its website; authorizing all components to a completed application to be submitted electronically or in person; requiring a local enforcement agency to reduce a building permit fee by a specified percentage for failing to meet certain deadlines; providing an exception; requiring the reduction of a building permit fee to be based

on the original amount of such fee; requiring an applicant to take certain action within a specified time; requiring certain surcharges to be recalculated under certain conditions; amending ss. 553.792 and 553.794, F.S.; requiring a local government or local building department, respectively, to reduce a building permit fee or master building permit fee, respectively, by a specified percentage for failing to meet certain deadlines; providing exceptions; requiring certain surcharges to be recalculated under certain conditions; making technical changes; amending s. 713.135, F.S.; prohibiting an authority that issues a building permit from requiring an applicant to provide specified contracts as part of an application for certain construction; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1143 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Grall—

**HB 1143**—A bill to be entitled An act relating to funding of aviation development projects; amending s. 332.007, F.S.; providing that specified funding of aviation development projects is limited to general aviation airports or commercial service airports under certain circumstances; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1241 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Appropriations Committee and Representative(s) Stevenson—

**CS for HB 1241**—A bill to be entitled An act relating to tax administration; amending s. 197.222, F.S.; requiring, rather than authorizing, tax collectors to accept late payments of prepaid property taxes within a certain timeframe; deleting a late payment penalty; amending s. 211.3106, F.S.; specifying the severance tax rate for a certain heavy mineral under certain circumstances; amending s. 212.06, F.S.; revising the definition of the term "dealer"; revising a condition for a sales tax exception for tangible personal property imported, produced, or manufactured in this state for export; providing definitions; specifying application requirements and procedures for a forwarding agent to apply for a Florida Certificate of Forwarding Agent Address from the Department of Revenue; requiring forwarding agents receiving such certificate to register as dealers for purposes of the sales and use tax; specifying requirements for sales tax remittance and for recordkeeping; specifying the timeframe for expiration of certificates and procedures for renewal; requiring forwarding agents to update information; requiring the department to verify certain information; authorizing the department to revoke or suspend certificates under certain circumstances; requiring the department to maintain an online certificate verification system; providing circumstances and requirements for and construction relating to dealers accepting certificates in lieu of collecting certain taxes; providing criminal penalties for certain violations; authorizing the department to adopt rules; amending s. 212.13, F.S.; revising recordkeeping requirements for dealers collecting the sales and use tax; amending s. 212.15, F.S.; providing that stolen sales tax revenue may be aggregated for the purposes of determining the grade of certain criminal offenses; amending s. 213.053, F.S.; authorizing the department to publish a list of forwarding agents' addresses on its website; reenacting s. 192.0105(3)(a), F.S., relating to taxpayer rights, to incorporate the amendment made to s. 197.222, F.S., in a reference thereto; reenacting s. 212.07(1)(c), F.S., relating to the sales, storage, and use tax, to incorporate the amendment made to s. 212.06, F.S., in a

reference thereto; reenacting s. 212.08(18)(f), F.S., relating to the sales, rental, use, consumption, distribution, and storage tax, to incorporate the amendment made to s. 212.13, F.S., in a reference thereto; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing effective dates.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1309 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Payne—

**HB 1309**—A bill to be entitled An act relating to ratification of Department of Environmental Protection rules; ratifying specified rules relating to biosolids for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; exempting the rules from certain review and approval by the Environmental Regulation Commission; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 6073 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) LaMarca, Morales, Sabatini, Valdés—

**HB 6073**—A bill to be entitled An act relating to individual wine containers; repealing s. 564.05, F.S., relating to the limitation of size of individual wine containers; providing an effective date.

—was referred to the Committee on Rules.

**RETURNING MESSAGES**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2500, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2502, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2504, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2506, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2508, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2516, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2518, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 7018, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

*Jeff Takacs, Clerk*

**RETURNING MESSAGES — FINAL ACTION**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1954.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2510.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2512.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 2514 by the required constitutional three-fifths vote of the membership.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 7054 by the required constitutional three-fifths vote of the membership.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 7056.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of April 7 was corrected and approved.

**CO-INTRODUCERS**

Senator Bracy—CS for SB 1032

Senator Torres withdrew as co-introducer of CS for CS for SB 50.

**ADJOURNMENT**

On motion by Senator Passidomo, the Senate adjourned at 5:15 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:00 p.m., Wednesday, April 14 or upon call of the President.



# Journal of the Senate

Number 12—Regular Session

Wednesday, April 14, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 3:00 p.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

## PRAYER

The following prayer was offered by Rabbi Michael Shields, Temple Israel, Tallahassee:

I would be remiss if I did not, before I begin the prayer, greet those in this chamber and, by extension, all of your constituents, in a way that honors the diversity that exists in our State of Florida. I recognize that the tapestry of diversity in our state extends far beyond the handful of greetings I offer now.

I say “Istonko,” hello in Seminole Creek. To our Muslim brothers and sisters, I say, “Salaam alaikum.” May this time of Ramadan which you have just entered be meaningful. I wish you a “Ramadan Mubarak.” If you are Buddhist or Hindu, I greet you warmly. “Namaste.” The divinity in me honors the divinity in you. For my Christian brothers and sisters, you share the goodwill found in the expression, “May the peace of Christ be with you.” To those who do not connect through the lens of religion, I say, “May we all be led toward greater justice.” I wish all a heartfelt “Shalom.” Peace.

The promise of our state and country is that all are welcome. Please take my words with that sentiment and deep honoring of each individual. Holy source of blessing, divine unity, sacred earth, sovereign God of the universe, gracious mother, exceedingly compassionate and merciful one to all humanity and all creatures, omnipresent enlightenment, supreme and universal spirit, sacred spark that unites us all.

He, she, they. You are the unity of all, and you recognize the innate holiness of every single human being. We are assembled to do the people’s work. We are called to bring our best selves to conversation and debate. May your presence contribute to the causes of justice and peace. We ask for blessings for this legislative body. May their hearts and hands be empowered to act with kindness and compassion for others. May all serve with wisdom, open minds, caring hearts, and good judgment. May these servant leaders be delivered from any harm, misfortune, and trouble that they may encounter.

In each age, we receive and transmit sacred teachings. At each moment, we are addressed by the world, and we are challenged to answer. We stand face to face with truth. We must build upon that which came before, and we must recognize that our children will become the next builders. What will we leave for them? We must seek to set the world firm on a foundation of truth, justice, and peace. May we do this work with our mouths, engaging in discussion and debate, but may we also do it with our feet. There must be talking and walking. We must honor and hold up those who seek righteousness and justice. For where there is justice, there can be peace.

Just a few short weeks ago, the Jewish people recounted the story of Passover, the exodus from Egypt. The phrase, “Let my people go,” should remind us today that there are far too many people shackled and enslaved in far too many ways. Oh, God, let us use our wisdom and compassion to face these problems and thus bring about true redemption, peace, and freedom for all. May we be inspired by the beauty of our world and have hope for our future. Amen.

## PLEDGE

Senator Bracy 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. Daniel Patrick Montero of Ponte Vedra, sponsored by Senator Bean, as the doctor of the day. Dr. Montero specializes in primary care sports medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Bradley—

By Senator Bradley—

**SR 2024**—A resolution recognizing April 2021 as “Springs Protection Awareness Month” in Florida.

WHEREAS, Florida’s springs are essential to the environment and the economy and to the residents of and visitors to this state, and

WHEREAS, Florida has one of the most productive aquifers in the world, which supports more than 900 natural springs and gives this state one of the world’s highest concentrations of springs, and

WHEREAS, Florida is home to 33 first-magnitude springs, and

WHEREAS, the groundwater supply is vital to the state’s economy, and approximately 93 percent of Florida residents rely on it for their drinking water, and



WHEREAS, Florida's springs reflect groundwater conditions and provide an important habitat for wildlife, making them a natural resource that must be protected, and

WHEREAS, Florida springs provide recreational enjoyment for residents and attract visitors from all over the world, and

WHEREAS, Florida's springs discharge nearly 8 billion gallons of water each day, and healthy springs reflect the State of Florida's commitment to sustainable groundwater and surface water resource protection, NOW, THEREFORE,

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

That April 2021 is recognized as "Springs Protection Awareness Month" in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Cruz—

By Senator Cruz—

**SR 2038**—A resolution recognizing the 50th anniversary of the opening of the main terminal building at Tampa International Airport.

WHEREAS, on April 15, 1971, Tampa International Airport opened the doors to its brand-new, revolutionary landside-airside facility, drawing more than 60,000 members of the public and the media to tour the facility before the first jet even arrived, and

WHEREAS, Tampa International Airport, itself, became a tourist attraction for Central Florida as people came from all over the world to ride the first-ever airport shuttles, which were featured in *Time* magazine, and to marvel at the hub-and-spoke design that was spacious yet easy to navigate, and

WHEREAS, under the leadership of the Hillsborough County Aviation Authority and then-Director George J. Bean, Tampa International Airport was held up as a model that airports across the nation used for decades as an example of excellence, and

WHEREAS, among the most innovative elements of the new airport was its red-blue wayfinding system, designed by environmental graphic designer Jane Davis Doggett, which continues to guide the traveler experience from curbside to ticketing to the airside terminals with color rather than directional navigation, making the intentionally short walk from vehicle to gate even more seamless, and

WHEREAS, Ms. Doggett also created the airport's "Spirit of Flight" logo, a timeless representation of water, jet, and sunset which has withstood the passage of time, and

WHEREAS, Tampa International Airport's original architecture and customer-focused culture have been maintained, even as the Tampa Bay area and passenger traffic have grown immensely and, today, the facility is a gem in the community, still drawing praise from world travelers as well as from those who bring business and events to the area, and

WHEREAS, Tampa International Airport has ranked in the top 5 in the J.D. Power and Associates annual airport satisfaction survey for the last 6 years, and

WHEREAS, in 2021, Airports Council International named Tampa International Airport one of the most hygienic in North America as part of the organization's annual Airport Service Quality awards, which highlight the world's best airports as judged by their guests, and

WHEREAS, because of the vision for the future of those who conceived it, Tampa International Airport will remain an invaluable economic driver for the region for many generations to come, NOW, THEREFORE,

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

That the 50th anniversary of the opening of the main terminal building at Tampa International Airport is recognized.

—was introduced, read, and adopted by publication.

At the request of Senator Cruz—

By Senator Cruz—

**SR 2040**—A resolution recognizing April 2021 as "Sexual Assault Awareness Month" in Florida.

WHEREAS, the recognition of Sexual Assault Awareness Month calls attention to the fact that sexual violence is widespread and impacts every community in Florida, and

WHEREAS, the recognition of Sexual Assault Awareness Month raises public awareness about sexual violence; provides opportunities to educate the public about the impacts of sexual assault not only on the person assaulted, but on his or her loved ones and society as a whole; and encourages a community response to sexual violence, and

WHEREAS, in 2021, the focus of Sexual Assault Awareness Month in this state is "I AM," which recognizes and honors the differences in victims' and survivors' backgrounds, healing processes, and outlets and the choices of affected individuals regarding how they want to present and identify themselves to the world, and

WHEREAS, addressing sexual violence requires public engagement and action in calling out abuse, reinforcement of the anti-sexual violence movement and victim advocacy in the community, and support of survivors and the organizations that serve them, and

WHEREAS, the Florida Council Against Sexual Violence is the statewide resource on best practices for responding to victims and survivors of sexual violence and certifies the 31 sexual assault programs in this state which provide confidential, trauma-focused services to survivors of sexual violence regardless of when the victimization occurred and whether the assault was reported to law enforcement, and

WHEREAS, all Floridians have a part to play in protecting those who have been harmed by these traumatic assaults, NOW, THEREFORE,

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

That April 2021 is recognized as "Sexual Assault Awareness Month" in Florida.

—was introduced, read, and adopted by publication.

## SPECIAL ORDER CALENDAR

**SB 388**—A bill to be entitled An act relating to injured police canines; creating s. 401.254, F.S.; defining the term "police canine"; authorizing licensed life support services to transport injured police canines under certain circumstances; authorizing a paramedic or an emergency medical technician to provide emergency medical care to injured police canines under certain circumstances; providing for immunity from criminal and civil liability under certain circumstances; amending s. 474.203, F.S.; providing applicability; providing an effective date.

—was read the second time by title.

Senator Wright moved the following amendment:

**Amendment 1 (588446)**—Delete line 36 and insert:  
*a veterinary clinic or similar*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Wright moved the following substitute amendment which was adopted:

**Substitute Amendment 2 (154184)**—Delete lines 29-36 and insert:  
*duty to a veterinary clinic or similar facility if there is no individual requiring medical attention or transport at that time.*

(3) *Notwithstanding s. 474.213, a paramedic or an emergency medical technician may provide emergency medical care to a police canine injured in the line of duty while at the scene of the emergency or while the police canine is being transported to a veterinary clinic or similar*

On motion by Senator Wright, by two-thirds vote, **SB 388**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 342**—A bill to be entitled An act relating to vehicle and vessel registration; amending s. 319.32, F.S.; authorizing tax collectors to determine service charges collected by privately owned license plate agents for motor vehicle titles; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; amending s. 320.03, F.S.; requiring tax collectors and approved license plate agents to enter into a memorandum of understanding with the department for a certain purpose; amending s. 320.04, F.S.; authorizing the tax collector to determine service charges collected by privately owned license plate agents for motor vehicle registrations; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; amending s. 328.72, F.S.; authorizing the tax collector to determine service charges collected by privately owned license plate agents for vessel registrations and titles; requiring that additional service charges be itemized and disclosed to the person paying them; requiring a license plate agent to enter into a contract with the tax collector for a certain purpose; providing an effective date.

—was read the second time by title. On motion by Senator Diaz, by two-thirds vote, **CS for SB 342** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **SB 998** was deferred.

**SB 1136**—A bill to be entitled An act relating to the board of directors of Florida ABLE, Inc.; amending s. 1009.986, F.S.; revising the com-

position of the membership of the Florida ABLE, Inc., board of directors; removing a limit on the number of terms that certain reappointed members may serve; providing an effective date.

—was read the second time by title. On motion by Senator Rodrigues, by two-thirds vote, **SB 1136** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 1212**—A bill to be entitled An act relating to construction contracting exemptions; amending s. 489.103, F.S.; exempting a member of the Miccosukee Tribe of Indians of Florida or the Seminole Tribe of Florida from certain construction contracting regulations when constructing specified structures; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1212**, pursuant to Rule 3.11(3), there being no objection, **HB 369** was withdrawn from the Committee on Rules.

On motion by Senator Rodriguez—

**HB 369**—A bill to be entitled An act relating to a construction contracting regulation exemption; amending s. 489.103, F.S.; exempting from licensure a member of the Miccosukee Tribe of Indians of Florida or the Seminole Tribe of Florida when constructing specified structures; providing an effective date.

—a companion measure, was substituted for **SB 1212** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **HB 369** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 1176**—A bill to be entitled An act relating to barber services; amending s. 476.188, F.S.; authorizing a barber to shampoo, cut, or arrange hair in a location other than a registered barbershop without specified arrangements; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1176**, pursuant to Rule 3.11(3), there being no objection, **HB 855** was withdrawn from the Committee on Rules.

On motion by Senator Stewart—

**HB 855**—A bill to be entitled An act relating to barber services; amending s. 476.188, F.S.; authorizing a barber to shampoo, cut, or arrange hair in a location other than a registered barbershop without specified arrangements; providing an effective date.

—a companion measure, was substituted for **SB 1176** and read the second time by title.

On motion by Senator Stewart, by two-thirds vote, **HB 855** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

On motion by Senator Burgess—

**CS for HB 1**—A bill to be entitled An act relating to combating public disorder; amending s. 166.241, F.S.; authorizing specified elected officials to file an appeal to the Administration Commission if the governing body of a municipality makes a specified reduction to the operating budget of the municipal law enforcement agency; requiring the petition to contain specified information; requiring the Executive Office of the Governor to conduct a budget hearing considering the matter and make findings and recommendations to the Administration Commission; requiring the commission to approve, amend, or modify the municipality's budget; amending s. 316.2045, F.S.; revising the prohibition on obstructing traffic by standing on the street, highway, or road; deleting provisions concerning charitable solicitations; amending s. 768.28, F.S.; providing that a municipality has a duty to allow the municipal law enforcement agency to respond to a riot or unlawful assembly in a specified manner based on specified circumstances; providing a municipality is civilly liable for specified damages proximately caused by the municipality's specified breach of such duty; amending s. 784.011, F.S.; reclassifying the penalty for an assault committed in furtherance of a riot or an aggravated riot; amending s. 784.021, F.S.; increasing the offense severity ranking of an aggravated assault for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 784.03, F.S.; reclassifying the penalty for a battery committed in furtherance of a riot or an aggravated riot; amending s. 784.045, F.S.; increasing the offense severity ranking of an aggravated battery for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; creating s. 784.0495, F.S.; prohibiting specified assemblies from using or threatening to use imminent force against another person to do or refrain from doing any act or to assume, abandon, or maintain a particular viewpoint under certain circumstances; providing a penalty;

requiring a person arrested for a violation to be held in custody until first appearance; amending s. 784.07, F.S.; requiring a minimum term of imprisonment for a person convicted of battery on a law enforcement officer committed in furtherance of a riot or an aggravated riot; increasing the offense severity ranking of an assault or battery against specified persons for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 806.13, F.S.; prohibiting defacing, injuring, or damaging a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; creating s. 806.135, F.S.; defining the terms "historic property" and "memorial"; prohibiting a person from destroying or demolishing a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; amending s. 810.02, F.S.; reclassifying specified burglary offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; amending s. 812.014, F.S.; reclassifying specified theft offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; creating s. 836.115, F.S.; providing definitions; prohibiting cyberintimidation by publication; providing criminal penalties; amending s. 870.01, F.S.; prohibiting a person from fighting in a public place; prohibiting a person from willfully participating in a specified violent public disturbance resulting in specified damage or injury; providing an increased penalty for rioting under specified circumstances; prohibiting a person from inciting a riot; providing an increased penalty for inciting a riot under specified circumstances; providing definitions; requiring a person arrested for such a violation to be held in custody until first appearance; providing an exception; amending s. 870.02, F.S.; requiring a person arrested for an unlawful assembly to be held in custody until first appearance; repealing s. 870.03, F.S.; relating to riots or routs; creating s. 870.07, F.S.; creating an affirmative defense to a civil action where the plaintiff participated in a riot; amending s. 872.02, F.S.; increasing the offense severity ranking of specified offenses involving graves and tombs for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; ranking offenses created by the act on the offense severity ranking chart; providing an effective date.

—was read the second time by title.

Senator Gibson moved the following amendments which failed:

**Amendment 1 (484354) (with title amendment)**—Delete lines 111-784 and insert:

*enforcement agency which does not go toward neighborhood crime intervention or other crime prevention programs, the state attorney for the judicial circuit in which the municipality is located, or a member of the governing body who objects to the funding reduction, may file an appeal by petition to the Administration Commission within 30 days after the day the tentative budget is posted to the official website of the municipality under subsection (3). The petition must set forth the tentative budget proposed by the municipality, in the form and manner prescribed by the Executive Office of the Governor and approved by the Administration Commission, the operating budget of the municipal law enforcement agency as approved by the municipality for the previous year, and state the reasons or grounds for the appeal. The petition shall be filed with the Executive Office of the Governor, and a copy served upon the governing body of the municipality or to the clerk of the circuit court of the county in which the municipality is located.*

*(b) The governing body of the municipality has 5 working days after service of a copy of the petition to file a reply with the Executive Office of the Governor, and shall serve a copy of such reply to the petitioner.*

*(5) Upon receipt of the petition, the Executive Office of the Governor shall provide for a budget hearing at which the matters presented in the petition and the reply shall be considered. A report of the findings and recommendations of the Executive Office of the Governor thereon shall be promptly submitted to the Administration Commission, which, within 30 days, shall approve the action of the governing body of the municipality or amend or modify the budget as to each separate item within the operating budget of the municipal law enforcement agency. The budget as approved, amended, or modified by the Administration Commission shall be final.*

(8)(6) If the governing body of a municipality amends the budget pursuant to ~~paragraph (7)(c)~~ ~~paragraph (5)(e)~~, the adopted amendment must be posted on the official website of the municipality within 5 days after adoption and must remain on the website for at least 2 years. If the municipality does not operate an official website, the municipality must, within a reasonable period of time as established by the county or counties in which the municipality is located, transmit the adopted amendment to the manager or administrator of such county or counties who shall post the adopted amendment on the county's website.

Section 2. Section 316.2045, Florida Statutes, is amended to read:

316.2045 Obstruction of public streets, highways, and roads.—

(1)(a) ~~It is unlawful for any person may not or persons willfully to obstruct the free, convenient, and normal use of a any public street, highway, or road by:~~

1. Impeding, hindering, stifling, retarding, or restraining traffic or passage thereon;~~;~~ by

2. Standing on or remaining in the street, highway, or road; or ~~approaching motor vehicles thereon, or by~~

3. Endangering the safe movement of vehicles or pedestrians traveling thereon.

(b) ~~A ; and any person or persons who violates paragraph (a) violate the provisions of this subsection, upon conviction, shall be cited for a pedestrian violation, punishable as provided in chapter 318.~~

(c) ~~This subsection does not prohibit a local governmental entity from issuing a special event permit as authorized by law.~~

~~(2) It is unlawful, without proper authorization or a lawful permit, for any person or persons willfully to obstruct the free, convenient, and normal use of any public street, highway, or road by any of the means specified in subsection (1) in order to solicit. Any person who violates the provisions of this subsection is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. Organizations qualified under s. 501(c)(3) of the Internal Revenue Code and registered pursuant to chapter 496, or persons or organizations acting on their behalf are exempted from the provisions of this subsection for activities on streets or roads not maintained by the state. Permits for the use of any portion of a state maintained road or right of way shall be required only for those purposes and in the manner set out in s. 337.406.~~

~~(3) Permits for the use of any street, road, or right of way not maintained by the state may be issued by the appropriate local government. An organization that is qualified under s. 501(c)(3) of the Internal Revenue Code and registered under chapter 496, or a person or organization acting on behalf of that organization, is exempt from local requirements for a permit issued under this subsection for charitable solicitation activities on or along streets or roads that are not maintained by the state under the following conditions:~~

~~(a) The organization, or the person or organization acting on behalf of the organization, must provide all of the following to the local government:~~

~~1. No fewer than 14 calendar days prior to the proposed solicitation, the name and address of the person or organization that will perform the solicitation and the name and address of the organization that will receive funds from the solicitation.~~

~~2. For review and comment, a plan for the safety of all persons participating in the solicitation, as well as the motoring public, at the locations where the solicitation will take place.~~

~~3. Specific details of the location or locations of the proposed solicitation and the hours during which the solicitation activities will occur.~~

~~4. Proof of commercial general liability insurance against claims for bodily injury and property damage occurring on streets, roads, or rights of way or arising from the solicitor's activities or use of the streets, roads, or rights of way by the solicitor or the solicitor's agents, contractors, or employees. The insurance shall have a limit of not less than \$1 million per occurrence for the general aggregate. The certificate of~~

~~insurance shall name the local government as an additional insured and shall be filed with the local government no later than 72 hours before the date of the solicitation.~~

~~5. Proof of registration with the Department of Agriculture and Consumer Services pursuant to s. 496.405 or proof that the soliciting organization is exempt from the registration requirement.~~

~~(b) Organizations or persons meeting the requirements of subparagraphs (a)1-5. may solicit for a period not to exceed 10 cumulative days within 1 calendar year.~~

~~(c) All solicitation shall occur during daylight hours only.~~

~~(d) Solicitation activities shall not interfere with the safe and efficient movement of traffic and shall not cause danger to the participants or the public.~~

~~(e) No person engaging in solicitation activities shall persist after solicitation has been denied, act in a demanding or harassing manner, or use any sound or voice amplifying apparatus or device.~~

~~(f) All persons participating in the solicitation shall be at least 18 years of age and shall possess picture identification.~~

~~(g) Signage providing notice of the solicitation shall be posted at least 500 feet before the site of the solicitation.~~

~~(h) The local government may stop solicitation activities if any conditions or requirements of this subsection are not met.~~

~~(4) Nothing in this section shall be construed to inhibit political campaigning on the public right of way or to require a permit for such activity.~~

~~(2)(5) Notwithstanding the provisions of subsection (1), any commercial vehicle used solely for the purpose of collecting solid waste or recyclable or recovered materials may stop or stand on any public street, highway, or road for the sole purpose of collecting solid waste or recyclable or recovered materials. However, such solid waste or recyclable or recovered materials collection vehicle shall show or display amber flashing hazard lights at all times that it is engaged in stopping or standing for the purpose of collecting solid waste or recyclable or recovered materials. Local governments may establish reasonable regulations governing the standing and stopping of such commercial vehicles, provided that such regulations are applied uniformly and without regard to the ownership of the vehicles.~~

Section 3. Subsection (5) of section 768.28, Florida Statutes, is amended to read:

768.28 Waiver of sovereign immunity in tort actions; recovery limits; *civil liability for damages caused during a riot*; limitation on attorney fees; statute of limitations; exclusions; indemnification; risk management programs.—

(5)(a) The state and its agencies and subdivisions shall be liable for tort claims in the same manner and to the same extent as a private individual under like circumstances, but liability shall not include punitive damages or interest for the period before judgment. Neither the state nor its agencies or subdivisions shall be liable to pay a claim or a judgment by any one person which exceeds the sum of \$200,000 or any claim or judgment, or portions thereof, which, when totaled with all other claims or judgments paid by the state or its agencies or subdivisions arising out of the same incident or occurrence, exceeds the sum of \$300,000. However, a judgment or judgments may be claimed and rendered in excess of these amounts and may be settled and paid pursuant to this act up to \$200,000 or \$300,000, as the case may be; and that portion of the judgment that exceeds these amounts may be reported to the Legislature, but may be paid in part or in whole only by further act of the Legislature. Notwithstanding the limited waiver of sovereign immunity provided herein, the state or an agency or subdivision thereof may agree, within the limits of insurance coverage provided, to settle a claim made or a judgment rendered against it without further action by the Legislature, but the state or agency or subdivision thereof shall not be deemed to have waived any defense of sovereign immunity or to have increased the limits of its liability as a result of its obtaining insurance coverage for tortious acts in excess of the \$200,000 or \$300,000 waiver provided above. The limitations of

liability set forth in this subsection shall apply to the state and its agencies and subdivisions whether or not the state or its agencies or subdivisions possessed sovereign immunity before July 1, 1974.

(b) *A municipality has a duty to allow the municipal law enforcement agency, as long as it appropriately trains its law enforcement officers on standards regarding use of force, physical restraints, and deploying tear gas, to respond appropriately to protect persons and property during a riot or an unlawful assembly based on the availability of adequate equipment to its municipal law enforcement officers and relevant state and federal laws. If the governing body of a municipality or a person authorized by the governing body of the municipality breaches that duty, the municipality is civilly liable for any damages including damages arising from personal injury, wrongful death, or property damages proximately caused by the municipality's breach of duty. The sovereign immunity recovery limits in paragraph (a) do not apply to an action under this paragraph.*

Section 4. Subsection (2) of section 784.011, Florida Statutes, is amended, and subsection (3) is added to that section, to read:

784.011 Assault.—

(2) *Except as provided in subsection (3), a person who assaults another person ~~Whoever~~ commits an assault shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

(3) *A person, regardless of race or ethnicity and who is clearly identified, who assaults another person in furtherance of a riot or an aggravated riot prohibited under s. 870.01 commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 5. Subsection (2) of section 784.021, Florida Statutes, is amended, and subsection (3) is added to that section, to read:

784.021 Aggravated assault.—

(2) *A person who ~~Whoever~~ commits an aggravated assault commits ~~shall be guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *For the purposes of sentencing under chapter 921, a violation of this section committed by a person, regardless of race or ethnicity and who is clearly identified, acting in furtherance of a riot or an aggravated riot prohibited under s. 870.01 is ranked one level above the ranking under s. 921.0022 for the offense committed.*

Section 6. Section 784.03, Florida Statutes, is amended to read:

784.03 Battery; felony battery.—

(1)(a) The offense of battery occurs when a person:

1. Actually and intentionally touches or strikes another person against the will of the other; or
2. Intentionally causes bodily harm to another person.

(b) Except as provided in subsection (2) or subsection (3), a person who commits battery commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(2) A person who has one prior conviction for battery, aggravated battery, or felony battery and who commits any second or subsequent battery commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. For purposes of this subsection, “conviction” means a determination of guilt that is the result of a plea or a trial, regardless of whether adjudication is withheld or a plea of nolo contendere is entered.

(3) *A person, regardless of race or ethnicity and who is clearly identified, who commits a battery in furtherance of a riot or an aggravated riot prohibited under s. 870.01 commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

Section 7. Section 784.045, Florida Statutes, is amended to read:

784.045 Aggravated battery.—

(1)(a) A person commits aggravated battery who, in committing battery:

1. Intentionally or knowingly causes great bodily harm, permanent disability, or permanent disfigurement; or
2. Uses a deadly weapon.

(b) A person commits aggravated battery if the person who was the victim of the battery was pregnant at the time of the offense and the offender knew or should have known that the victim was pregnant.

(2) *A person who violates subsection (1) commits ~~Whoever commits aggravated battery shall be guilty of~~ a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *For the purposes of sentencing under chapter 921, a violation of this section committed by a person, regardless of race or ethnicity and who is clearly identified, acting in furtherance of a riot or an aggravated riot prohibited under s. 870.01 is ranked one level above the ranking under s. 921.0022 for the offense committed.*

Section 8. Section 784.0495, Florida Statutes, is created to read:

784.0495 Mob intimidation.—

(1) *It is unlawful for a person, regardless of race or ethnicity and who is clearly identified, assembled with two or more other persons and acting with a common intent, to use force or threaten to use imminent force, to compel or induce, or attempt to compel or induce, another person to do or refrain from doing any act or to assume, abandon, or maintain a particular viewpoint against his or her will.*

(2) *A person who violates subsection (1) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(3) *A person arrested for a violation of this section shall be held in custody until brought before the court for admittance to bail in accordance with chapter 903.*

Section 9. Subsection (2) of section 784.07, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

784.07 Assault or battery of law enforcement officers, firefighters, emergency medical care providers, public transit employees or agents, or other specified officers; reclassification of offenses; minimum sentences.—

(2) Whenever any person is charged with knowingly committing an assault or battery upon a law enforcement officer, a firefighter, an emergency medical care provider, a railroad special officer, a traffic accident investigation officer as described in s. 316.640, a nonsworn law enforcement agency employee who is certified as an agency inspector, a blood alcohol analyst, or a breath test operator while such employee is in uniform and engaged in processing, testing, evaluating, analyzing, or transporting a person who is detained or under arrest for DUI, a law enforcement explorer, a traffic infraction enforcement officer as described in s. 316.640, a parking enforcement specialist as defined in s. 316.640, a person licensed as a security officer as defined in s. 493.6101 and wearing a uniform that bears at least one patch or emblem that is visible at all times that clearly identifies the employing agency and that clearly identifies the person as a licensed security officer, or a security officer employed by the board of trustees of a community college, while the officer, firefighter, emergency medical care provider, railroad special officer, traffic accident investigation officer, traffic infraction enforcement officer, inspector, analyst, operator, law enforcement explorer, parking enforcement specialist, public transit employee or agent, or security officer is engaged in the lawful performance of his or her duties, the offense for which the person is charged shall be reclassified as follows:

(a) In the case of assault, from a misdemeanor of the second degree to a misdemeanor of the first degree.

(b) In the case of battery, from a misdemeanor of the first degree to a felony of the third degree. *Notwithstanding any other provision of law, a person, regardless of race or ethnicity and who is clearly identified, convicted of battery upon a law enforcement officer committed in fur-*

therance of a riot or an aggravated riot prohibited under s. 870.01 shall be sentenced to a minimum term of imprisonment of 6 months.

(c) In the case of aggravated assault, from a felony of the third degree to a felony of the second degree. Notwithstanding any other provision of law, any person convicted of aggravated assault upon a law enforcement officer shall be sentenced to a minimum term of imprisonment of 3 years.

(d) In the case of aggravated battery, from a felony of the second degree to a felony of the first degree. Notwithstanding any other provision of law, any person convicted of aggravated battery of a law enforcement officer shall be sentenced to a minimum term of imprisonment of 5 years.

(4) For purposes of sentencing under chapter 921, a felony violation of this section committed by a person, regardless of race or ethnicity and who is clearly identified, acting in furtherance of a riot or an aggravated riot prohibited under s. 870.01 is ranked one level above the ranking under s. 921.0022 for the offense committed.

Section 10. Subsections (3) through (9) of section 806.13, Florida Statutes, are renumbered as subsections (4) through (10), respectively, a new subsection (3) is added to that section, and present subsection (8) of that section is amended, to read:

#### 806.13 Criminal mischief; penalties; penalty for minor.—

(3) Any person who, without the consent of the owner thereof, willfully and maliciously defaces, injures, or otherwise damages by any means a memorial or historic property, as defined in s. 806.135(1), and the value of the damage to the memorial or historic property is greater than \$200, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. A court shall order any person convicted of violating this subsection to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.

(9)(~~8~~) A minor whose driver license or driving privilege is revoked, suspended, or withheld under subsection (8)(~~7~~) may elect to reduce the period of revocation, suspension, or withholding by performing community service at the rate of 1 day for each hour of community service performed. In addition, if the court determines that due to a family hardship, the minor's driver license or driving privilege is necessary for employment or medical purposes of the minor or a member of the minor's family, the court shall order the minor to perform community service and reduce the period of revocation, suspension, or withholding at the rate of 1 day for each hour of community service performed. As used in this subsection, the term "community service" means cleaning graffiti from public property.

Section 11. Section 806.135, Florida Statutes, is created to read:

806.135 Destroying or demolishing a memorial or historic property.—

(1) As used in this section, the term:

(a) "Historic property" means any building, structure, site, or object that has been officially designated as a historic building, historic structure, historic site, or historic object through a federal, state, or local designation program.

(b) "Memorial" means a plaque, statue, marker, flag, banner, cenotaph, religious symbol, painting, seal, tombstone, structure name, or display that is constructed and located with the intent of being permanently displayed or perpetually maintained; is dedicated to a historical person, an entity, an event, or a series of events; and honors or recounts the military service of any past or present United States Armed Forces military personnel, or the past or present public service of a resident of the geographical area comprising the state or the United States. The term includes, but is not limited to, the following memorials established under chapter 265:

1. Florida Women's Hall of Fame.
2. Florida Medal of Honor Wall.
3. Florida Veterans' Hall of Fame.

4. POW-MIA Chair of Honor Memorial.

5. Florida Veterans' Walk of Honor and Florida Veterans' Memorial Garden.

6. Florida Law Enforcement Officers' Hall of Fame.

7. Florida Holocaust Memorial.

8. Florida Slavery Memorial.

9. Any other memorial located within the Capitol Complex, including, but not limited to, Waller Park.

(2) It is unlawful for any person to willfully and maliciously destroy or demolish any memorial or historic property, or willfully and maliciously pull down a memorial or historic property, unless authorized by the owner of the memorial or historic property. A person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) A court shall order any person convicted of violating this section to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.

Section 12. Subsections (3) and (4) of section 810.02, Florida Statutes, are amended to read:

#### 810.02 Burglary.—

(3) Burglary is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if, in the course of committing the offense, the offender does not make an assault or battery and is not and does not become armed with a dangerous weapon or explosive, and the offender enters or remains in a:

(a) Dwelling, and there is another person in the dwelling at the time the offender enters or remains;

(b) Dwelling, and there is not another person in the dwelling at the time the offender enters or remains;

(c) Structure, and there is another person in the structure at the time the offender enters or remains;

(d) Conveyance, and there is another person in the conveyance at the time the offender enters or remains;

(e) Authorized emergency vehicle, as defined in s. 316.003; or

(f) Structure or conveyance when the offense intended to be committed therein is theft of a controlled substance as defined in s. 893.02. Notwithstanding any other law, separate judgments and sentences for burglary with the intent to commit theft of a controlled substance under this paragraph and for any applicable possession of controlled substance offense under s. 893.13 or trafficking in controlled substance offense under s. 893.135 may be imposed when all such offenses involve the same amount or amounts of a controlled substance.

However, if the burglary is committed during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the burglary is facilitated by conditions arising from the riot; or within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this subsection, the term "conditions arising from the riot" means civil unrest, power outages, curfews, or a reduction in the presence of or response time for first responders or homeland security personnel and the term "conditions arising from the emergency" means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel. A person, regardless of race or ethnicity and who is clearly identified, arrested for committing a burglary during a riot or an aggravated riot or within a county that is subject to such a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. For purposes of sentencing under chapter 921, a felony offense that is reclassified under

this subsection is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

(4) Burglary is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if, in the course of committing the offense, the offender does not make an assault or battery and is not and does not become armed with a dangerous weapon or explosive, and the offender enters or remains in a:

(a) Structure, and there is not another person in the structure at the time the offender enters or remains; or

(b) Conveyance, and there is not another person in the conveyance at the time the offender enters or remains.

However, if the burglary is committed *during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the burglary is facilitated by conditions arising from the riot; or* within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this subsection, the terms *“conditions arising from the riot”* and ~~term~~ *“conditions arising from the emergency”* have the same meanings as provided in subsection (3) ~~means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel.~~ A person, *regardless of race or ethnicity and who is clearly identified*, arrested for committing a burglary *during a riot or an aggravated riot or within a county that is subject to such a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing.* For purposes of sentencing under chapter 921, a felony offense that is reclassified under this subsection is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

Section 13. Paragraphs (b) and (c) of subsection (2) of section 812.014, Florida Statutes, are amended to read:

812.014 Theft.—

(2)

(b)1. If the property stolen is valued at \$20,000 or more, but less than \$100,000;

2. The property stolen is cargo valued at less than \$50,000 that has entered the stream of interstate or intrastate commerce from the shipper's loading platform to the consignee's receiving dock;

3. The property stolen is emergency medical equipment, valued at \$300 or more, that is taken from a facility licensed under chapter 395 or from an aircraft or vehicle permitted under chapter 401; or

4. The property stolen is law enforcement equipment, valued at \$300 or more, that is taken from an authorized emergency vehicle, as defined in s. 316.003, the offender commits grand theft in the second degree, punishable as a felony of the second degree, as provided in s. 775.082, s. 775.083, or s. 775.084. Emergency medical equipment means mechanical or electronic apparatus used to provide emergency services and care as defined in s. 395.002(9) or to treat medical emergencies. Law enforcement equipment means any property, device, or apparatus used by any law enforcement officer as defined in s. 943.10 in the officer's official business. However, if the property is stolen *during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the theft is facilitated by conditions arising from the riot; or* within a county that is subject to a state of emergency declared by the Governor under chapter 252, the theft is committed after the declaration of emergency is made, and the perpetration of the theft is facilitated by conditions arising from the emergency, the theft is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this paragraph, the term *“conditions arising from the riot”* means *civil unrest, power outages, curfews, or a reduction in the presence of or response time for first responders or homeland security personnel* and the term *“conditions arising from the emergency”* means *civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel.* A person, *regardless of race or ethnicity*

*and who is clearly identified, arrested for committing a theft during a riot or an aggravated riot or within a county that is subject to a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing.* For purposes of sentencing under chapter 921, a felony offense that is reclassified under this paragraph is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

(c) It is grand theft of the third degree and a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the property stolen is:

1. Valued at \$750 or more, but less than \$5,000.
2. Valued at \$5,000 or more, but less than \$10,000.
3. Valued at \$10,000 or more, but less than \$20,000.
4. A will, codicil, or other testamentary instrument.
5. A firearm.
6. A motor vehicle, except as provided in paragraph (a).

7. Any commercially farmed animal, including any animal of the equine, avian, bovine, or swine class or other grazing animal; a bee colony of a registered beekeeper; and aquaculture species raised at a certified aquaculture facility. If the property stolen is a commercially farmed animal, including an animal of the equine, avian, bovine, or swine class or other grazing animal; a bee colony of a registered beekeeper; or an aquaculture species raised at a certified aquaculture facility, a \$10,000 fine shall be imposed.

8. Any fire extinguisher that, at the time of the taking, was installed in any building for the purpose of fire prevention and control. This subparagraph does not apply to a fire extinguisher taken from the inventory at a point-of-sale business.

9. Any amount of citrus fruit consisting of 2,000 or more individual pieces of fruit.

10. Taken from a designated construction site identified by the posting of a sign as provided for in s. 810.09(2)(d).

11. Any stop sign.

12. Anhydrous ammonia.

13. Any amount of a controlled substance as defined in s. 893.02. Notwithstanding any other law, separate judgments and sentences for theft of a controlled substance under this subparagraph and for any applicable possession of controlled substance offense under s. 893.13 or trafficking in controlled substance offense under s. 893.135 may be imposed when all such offenses involve the same amount or amounts of a controlled substance.

However, if the property is stolen *during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the theft is facilitated by conditions arising from the riot; or* within a county that is subject to a state of emergency declared by the Governor under chapter 252, the property is stolen after the declaration of emergency is made, and the perpetration of the theft is facilitated by conditions arising from the emergency, the offender commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the property is valued at \$5,000 or more, but less than \$10,000, as provided under subparagraph 2., or if the property is valued at \$10,000 or more, but less than \$20,000, as provided under subparagraph 3. As used in this paragraph, the terms *“conditions arising from a riot”* and ~~term~~ *“conditions arising from the emergency”* have the same meanings as provided in paragraph (b). A person, *regardless of race or ethnicity and who is clearly identified, arrested for committing a theft during a riot or an aggravated riot or within a county that is subject to a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing* ~~means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or the response time for first responders or homeland security personnel.~~ For purposes of sentencing under chapter 921, a felony offense that is reclassified under this paragraph is ranked one

level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

Section 14. Section 836.115, Florida Statutes, is created to read:

836.115 *Cyberintimidation by publication.*—

(1) *As used in this section, the term:*

(a) *“Electronically publish” means to disseminate, post, or otherwise disclose information to an Internet site or forum.*

(b) *“Harass” has the same meaning as provided in s. 817.568(1)(c).*

(c) *“Personal identification information” has the same meaning as provided in s. 817.568(1)(f).*

(2) *It is unlawful for a person, regardless of race or ethnicity and who is clearly identified, to electronically publish another person’s personal identification information with the intent to, or with the intent that a third party will use the information to:*

(a) *Incite violence or commit a crime against the person; or*

(b) *Threaten or harass the person, placing such person in reasonable fear of bodily harm.*

*A person who violates this subsection commits a misdemeanor of a first degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 15. Section 870.01, Florida Statutes, is amended to read:

870.01 *Affrays and riots.*—

(1) *A person commits an affray if he or she engages, by mutual consent, in fighting with another person in a public place to the terror of the people. A person who commits ~~All persons guilty of an affray commits shall be guilty of~~ a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(2) *A person, regardless of race or ethnicity and who is clearly identified, commits a riot if he or she willfully participates in a violent public disturbance involving an assembly of three or more persons, acting with a common intent to assist each other in violent and disorderly conduct, resulting in:*

(a) *Injury to another person;*

(b) *Damage to property; or*

(c) *Imminent danger of injury to another person or damage to property.*

*A person who commits ~~All persons guilty of a riot commits, or of inciting or encouraging a riot, shall be guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *A person, regardless of race or ethnicity and who is clearly identified, commits aggravated rioting if, in the course of committing a riot, he or she:*

(a) *Participates with 25 or more other persons;*

(b) *Causes great bodily harm to a person not participating in the riot;*

(c) *Causes property damage in excess of \$5,000;*

(d) *Displays, uses, threatens to use, or attempts to use a deadly weapon; or*

(e) *By force, or threat of force, endangers the safe movement of a vehicle traveling on a public street, highway, or road.*

*A person who commits aggravating rioting commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(4) *A person, regardless of race or ethnicity and who is clearly identified, commits inciting a riot if he or she willfully incites another person to participate in a riot, resulting in a riot or imminent danger of a*

*riot. A person who commits inciting a riot commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(5) *A person, regardless of race or ethnicity and who is clearly identified, commits aggravated inciting a riot if he or*

And the title is amended as follows:

Delete lines 45-79 and insert: imprisonment for a certain person convicted of battery on a law enforcement officer committed in furtherance of a riot or an aggravated riot; increasing the offense severity ranking of an assault or battery against specified persons for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 806.13, F.S.; prohibiting defacing, injuring, or damaging a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; creating s. 806.135, F.S.; defining the terms “historic property” and “memorial”; prohibiting a person from destroying or demolishing a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; amending s. 810.02, F.S.; reclassifying specified burglary offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; amending s. 812.014, F.S.; reclassifying specified theft offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a certain person arrested for such a violation to be held in custody until first appearance; creating s. 836.115, F.S.; providing definitions; prohibiting cyberintimidation by publication; providing criminal penalties; amending s. 870.01, F.S.; prohibiting a person from fighting in a public place; prohibiting a certain person from willfully participating in a specified violent public disturbance resulting in specified damage or injury; providing an increased penalty for rioting under specified circumstances; prohibiting a certain person from

**Amendment 2 (577848)**—Delete line 296 and insert: *enforcement agency, as long as it appropriately trains its law enforcement officers on standards regarding use of force, physical restraints, and deploying tear gas, to respond appropriately to protect persons*

Senator Farmer moved the following amendments which failed:

**Amendment 3 (701782) (with title amendment)**—Delete lines 153-259.

And the title is amended as follows:

Delete lines 14-17 and insert: s. 768.28, F.S.;

**Amendment 4 (442172) (with title amendment)**—Delete lines 316-1040 and insert:

*a riot commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 5. Subsection (2) of section 784.021, Florida Statutes, is amended, and subsection (3) is added to that section, to read:

784.021 *Aggravated assault.*—

(2) *A person who ~~Whoever~~ commits an aggravated assault commits ~~shall be guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *For the purposes of sentencing under chapter 921, a violation of this section committed by a person acting in furtherance of a riot is ranked one level above the ranking under s. 921.0022 for the offense committed.*

Section 6. Section 784.03, Florida Statutes, is amended to read:

784.03 *Battery; felony battery.*—

(1)(a) The offense of battery occurs when a person:

1. *Actually and intentionally touches or strikes another person against the will of the other; or*

2. *Intentionally causes bodily harm to another person.*



(b) Except as provided in subsection (2) or subsection (3), a person who commits battery commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(2) A person who has one prior conviction for battery, aggravated battery, or felony battery and who commits any second or subsequent battery commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. For purposes of this subsection, “conviction” means a determination of guilt that is the result of a plea or a trial, regardless of whether adjudication is withheld or a plea of nolo contendere is entered.

(3) A person who commits a battery in furtherance of a riot commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or 775.084.

Section 7. Section 784.045, Florida Statutes, is amended to read:

784.045 Aggravated battery.—

(1)(a) A person commits aggravated battery who, in committing battery:

1. Intentionally or knowingly causes great bodily harm, permanent disability, or permanent disfigurement; or

2. Uses a deadly weapon.

(b) A person commits aggravated battery if the person who was the victim of the battery was pregnant at the time of the offense and the offender knew or should have known that the victim was pregnant.

(2) A person who violates subsection (1) commits ~~Whoever commits aggravated battery shall be guilty of~~ a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) For the purposes of sentencing under chapter 921, a violation of this section committed by a person acting in furtherance of a riot is ranked one level above the ranking under s. 921.0022 for the offense committed.

Section 8. Section 784.0495, Florida Statutes, is created to read:

784.0495 Mob intimidation.—

(1) It is unlawful for a person, assembled with two or more other persons and acting with a common intent, to use force or threaten to use imminent force, to compel or induce, or attempt to compel or induce, another person to do or refrain from doing any act or to assume, abandon, or maintain a particular viewpoint against his or her will.

(2) A person who violates subsection (1) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A person arrested for a violation of this section shall be held in custody until brought before the court for admittance to bail in accordance with chapter 903.

Section 9. Subsection (2) of section 784.07, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

784.07 Assault or battery of law enforcement officers, firefighters, emergency medical care providers, public transit employees or agents, or other specified officers; reclassification of offenses; minimum sentences.—

(2) Whenever any person is charged with knowingly committing an assault or battery upon a law enforcement officer, a firefighter, an emergency medical care provider, a railroad special officer, a traffic accident investigation officer as described in s. 316.640, a nonsworn law enforcement agency employee who is certified as an agency inspector, a blood alcohol analyst, or a breath test operator while such employee is in uniform and engaged in processing, testing, evaluating, analyzing, or transporting a person who is detained or under arrest for DUI, a law enforcement explorer, a traffic infraction enforcement officer as described in s. 316.640, a parking enforcement specialist as defined in s. 316.640, a person licensed as a security officer as defined in s. 493.6101 and wearing a uniform that bears at least one patch or emblem that is visible at all times that clearly identifies the employing agency and that

clearly identifies the person as a licensed security officer, or a security officer employed by the board of trustees of a community college, while the officer, firefighter, emergency medical care provider, railroad special officer, traffic accident investigation officer, traffic infraction enforcement officer, inspector, analyst, operator, law enforcement explorer, parking enforcement specialist, public transit employee or agent, or security officer is engaged in the lawful performance of his or her duties, the offense for which the person is charged shall be reclassified as follows:

(a) In the case of assault, from a misdemeanor of the second degree to a misdemeanor of the first degree.

(b) In the case of battery, from a misdemeanor of the first degree to a felony of the third degree. *Notwithstanding any other provision of law, a person convicted of battery upon a law enforcement officer committed in furtherance of a riot shall be sentenced to a minimum term of imprisonment of 6 months.*

(c) In the case of aggravated assault, from a felony of the third degree to a felony of the second degree. Notwithstanding any other provision of law, any person convicted of aggravated assault upon a law enforcement officer shall be sentenced to a minimum term of imprisonment of 3 years.

(d) In the case of aggravated battery, from a felony of the second degree to a felony of the first degree. Notwithstanding any other provision of law, any person convicted of aggravated battery of a law enforcement officer shall be sentenced to a minimum term of imprisonment of 5 years.

(4) For purposes of sentencing under chapter 921, a felony violation of this section committed by a person acting in furtherance of a riot is ranked one level above the ranking under s. 921.0022 for the offense committed.

Section 10. Subsections (3) through (9) of section 806.13, Florida Statutes, are renumbered as subsections (4) through (10), respectively, a new subsection (3) is added to that section, and present subsection (8) of that section is amended, to read:

806.13 Criminal mischief; penalties; penalty for minor.—

(3) Any person who, without the consent of the owner thereof, willfully and maliciously defaces, injures, or otherwise damages by any means a memorial or historic property, as defined in s. 806.135(1), and the value of the damage to the memorial or historic property is greater than \$200, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. A court shall order any person convicted of violating this subsection to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.

(9)(~~8~~) A minor whose driver license or driving privilege is revoked, suspended, or withheld under subsection (8)(~~7~~) may elect to reduce the period of revocation, suspension, or withholding by performing community service at the rate of 1 day for each hour of community service performed. In addition, if the court determines that due to a family hardship, the minor’s driver license or driving privilege is necessary for employment or medical purposes of the minor or a member of the minor’s family, the court shall order the minor to perform community service and reduce the period of revocation, suspension, or withholding at the rate of 1 day for each hour of community service performed. As used in this subsection, the term “community service” means cleaning graffiti from public property.

Section 11. Section 806.135, Florida Statutes, is created to read:

806.135 Destroying or demolishing a memorial or historic property.—

(1) As used in this section, the term:

(a) “Historic property” means any building, structure, site, or object that has been officially designated as a historic building, historic structure, historic site, or historic object through a federal, state, or local designation program.

(b) “Memorial” means a plaque, statue, marker, flag, banner, cenotaph, religious symbol, painting, seal, tombstone, structure name, or display that is constructed and located with the intent of being permanently displayed or perpetually maintained; is dedicated to a historical person, an entity, an event, or a series of events; and honors or recounts the military service of any past or present United States Armed Forces military personnel, or the past or present public service of a resident of the geographical area comprising the state or the United States. The term includes, but is not limited to, the following memorials established under chapter 265:

1. Florida Women’s Hall of Fame.
2. Florida Medal of Honor Wall.
3. Florida Veterans’ Hall of Fame.
4. POW-MIA Chair of Honor Memorial.
5. Florida Veterans’ Walk of Honor and Florida Veterans’ Memorial Garden.
6. Florida Law Enforcement Officers’ Hall of Fame.
7. Florida Holocaust Memorial.
8. Florida Slavery Memorial.
9. Any other memorial located within the Capitol Complex, including, but not limited to, Waller Park.

(2) It is unlawful for any person to willfully and maliciously destroy or demolish any memorial or historic property, or willfully and maliciously pull down a memorial or historic property, unless authorized by the owner of the memorial or historic property. A person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) A court shall order any person convicted of violating this section to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.

Section 12. Subsections (3) and (4) of section 810.02, Florida Statutes, are amended to read:

#### 810.02 Burglary.—

(3) Burglary is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if, in the course of committing the offense, the offender does not make an assault or battery and is not and does not become armed with a dangerous weapon or explosive, and the offender enters or remains in a:

- (a) Dwelling, and there is another person in the dwelling at the time the offender enters or remains;
- (b) Dwelling, and there is not another person in the dwelling at the time the offender enters or remains;
- (c) Structure, and there is another person in the structure at the time the offender enters or remains;
- (d) Conveyance, and there is another person in the conveyance at the time the offender enters or remains;
- (e) Authorized emergency vehicle, as defined in s. 316.003; or
- (f) Structure or conveyance when the offense intended to be committed therein is theft of a controlled substance as defined in s. 893.02. Notwithstanding any other law, separate judgments and sentences for burglary with the intent to commit theft of a controlled substance under this paragraph and for any applicable possession of controlled substance offense under s. 893.13 or trafficking in controlled substance offense under s. 893.135 may be imposed when all such offenses involve the same amount or amounts of a controlled substance.

However, if the burglary is committed *during a riot and the perpetration of the burglary is facilitated by conditions arising from the riot*; or within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the

perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this subsection, the term “conditions arising from the riot” means civil unrest, power outages, curfews, or a reduction in the presence of or response time for first responders or homeland security personnel and the term “conditions arising from the emergency” means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel. A person arrested for committing a burglary *during a riot* or within a county that is subject to such a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. For purposes of sentencing under chapter 921, a felony offense that is reclassified under this subsection is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

(4) Burglary is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if, in the course of committing the offense, the offender does not make an assault or battery and is not and does not become armed with a dangerous weapon or explosive, and the offender enters or remains in a:

(a) Structure, and there is not another person in the structure at the time the offender enters or remains; or

(b) Conveyance, and there is not another person in the conveyance at the time the offender enters or remains.

However, if the burglary is committed *during a riot and the perpetration of the burglary is facilitated by conditions arising from the riot*; or within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this subsection, the terms “conditions arising from the riot” and ~~term~~ “conditions arising from the emergency” ~~have the same meanings as provided in subsection (3) means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel.~~ A person arrested for committing a burglary *during a riot* or within a county that is subject to such a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. For purposes of sentencing under chapter 921, a felony offense that is reclassified under this subsection is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

Section 13. Paragraphs (b) and (c) of subsection (2) of section 812.014, Florida Statutes, are amended to read:

#### 812.014 Theft.—

(2)

(b)1. If the property stolen is valued at \$20,000 or more, but less than \$100,000;

2. The property stolen is cargo valued at less than \$50,000 that has entered the stream of interstate or intrastate commerce from the shipper’s loading platform to the consignee’s receiving dock;

3. The property stolen is emergency medical equipment, valued at \$300 or more, that is taken from a facility licensed under chapter 395 or from an aircraft or vehicle permitted under chapter 401; or

4. The property stolen is law enforcement equipment, valued at \$300 or more, that is taken from an authorized emergency vehicle, as defined in s. 316.003,

the offender commits grand theft in the second degree, punishable as a felony of the second degree, as provided in s. 775.082, s. 775.083, or s. 775.084. Emergency medical equipment means mechanical or electronic apparatus used to provide emergency services and care as defined in s. 395.002(9) or to treat medical emergencies. Law enforcement equipment means any property, device, or apparatus used by any law enforcement officer as defined in s. 943.10 in the officer’s official business. However, if the property is stolen *during a riot and the perpetration of the theft is facilitated by conditions arising from the riot*; or within a

county that is subject to a state of emergency declared by the Governor under chapter 252, the theft is committed after the declaration of emergency is made, and the perpetration of the theft is facilitated by conditions arising from the emergency, the theft is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this paragraph, the term “conditions arising from the riot” means civil unrest, power outages, curfews, or a reduction in the presence of or response time for first responders or homeland security personnel. A person arrested for committing a theft during a riot or within a county that is subject to a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. For purposes of sentencing under chapter 921, a felony offense that is reclassified under this paragraph is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

(c) It is grand theft of the third degree and a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the property stolen is:

1. Valued at \$750 or more, but less than \$5,000.
2. Valued at \$5,000 or more, but less than \$10,000.
3. Valued at \$10,000 or more, but less than \$20,000.
4. A will, codicil, or other testamentary instrument.
5. A firearm.
6. A motor vehicle, except as provided in paragraph (a).
7. Any commercially farmed animal, including any animal of the equine, avian, bovine, or swine class or other grazing animal; a bee colony of a registered beekeeper; and aquaculture species raised at a certified aquaculture facility. If the property stolen is a commercially farmed animal, including an animal of the equine, avian, bovine, or swine class or other grazing animal; a bee colony of a registered beekeeper; or an aquaculture species raised at a certified aquaculture facility, a \$10,000 fine shall be imposed.
8. Any fire extinguisher that, at the time of the taking, was installed in any building for the purpose of fire prevention and control. This subparagraph does not apply to a fire extinguisher taken from the inventory at a point-of-sale business.
9. Any amount of citrus fruit consisting of 2,000 or more individual pieces of fruit.
10. Taken from a designated construction site identified by the posting of a sign as provided for in s. 810.09(2)(d).
11. Any stop sign.
12. Anhydrous ammonia.
13. Any amount of a controlled substance as defined in s. 893.02. Notwithstanding any other law, separate judgments and sentences for theft of a controlled substance under this subparagraph and for any applicable possession of controlled substance offense under s. 893.13 or trafficking in controlled substance offense under s. 893.135 may be imposed when all such offenses involve the same amount or amounts of a controlled substance.

However, if the property is stolen during a riot and the perpetration of the theft is facilitated by conditions arising from the riot; or within a county that is subject to a state of emergency declared by the Governor under chapter 252, the property is stolen after the declaration of emergency is made, and the perpetration of the theft is facilitated by conditions arising from the emergency, the offender commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the property is valued at \$5,000 or more, but less than \$10,000, as provided under subparagraph 2., or if the property is valued at \$10,000 or more, but less than \$20,000, as provided under subparagraph 3. As used in this paragraph, the terms “conditions arising from a riot” and ~~term~~ “conditions arising from the emergency” have the

same meanings as provided in paragraph (b). A person arrested for committing a theft during a riot or within a county that is subject to a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing ~~means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or the response time for first responders or homeland security personnel.~~ For purposes of sentencing under chapter 921, a felony offense that is reclassified under this paragraph is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

Section 14. Section 836.115, Florida Statutes, is created to read:

836.115 *Cyberintimidation by publication.*—

(1) *As used in this section, the term:*

(a) *“Electronically publish” means to disseminate, post, or otherwise disclose information to an Internet site or forum.*

(b) *“Harass” has the same meaning as provided in s. 817.568(1)(c).*

(c) *“Personal identification information” has the same meaning as provided in s. 817.568(1)(f).*

(2) *It is unlawful for a person to electronically publish another person’s personal identification information with the intent to, or with the intent that a third party will use the information to:*

(a) *Incite violence or commit a crime against the person; or*

(b) *Threaten or harass the person, placing such person in reasonable fear of bodily harm.*

*A person who violates this subsection commits a misdemeanor of a first degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 15. Section 870.02, Florida Statutes, is amended to read:

870.02 *Unlawful assemblies.*—

(1) *If three or more persons meet together to commit a breach of the peace, or to do any other unlawful act, each of them commits ~~shall be guilty of~~ a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

(2) *A person arrested for a violation of this section shall be held in custody until brought before the court for admittance to bail in accordance with chapter 903.*

Section 16. *Section 870.03, Florida Statutes, is repealed.*

Section 17. Section 870.07, Florida Statutes, is created to read:

870.07 *Affirmative defense in civil action; party convicted of riot.*—

(1) *In a civil action for damages for personal injury, wrongful death, or property damage, it is an affirmative defense that such action arose from an injury or damage sustained by a participant acting in furtherance of a riot. The affirmative defense authorized by this section shall be established by evidence that the participant has been convicted of rioting, or by proof of the commission of such crime by a preponderance of the evidence.*

(2) *In a civil action in which a defendant raises an affirmative defense under this section, the court must, on motion by the defendant, stay the action during the pendency of a criminal action that forms the basis for the defense, unless the court finds that a conviction in the criminal action would not form a valid defense under this section.*

Section 18. Subsections (3) through (6) of section 872.02, Florida Statutes, are renumbered as subsections (4) through (7), respectively, a new subsection (3) is added to that section, subsections (1) and (2) of that section are republished, and present subsection (6) of that section is amended, to read:

872.02 *Injuring or removing tomb or monument; disturbing contents of grave or tomb; penalties.*—

Florida Statute	Felony Degree	Description
(1) A person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she:		
(a) Willfully and knowingly destroys, mutilates, defaces, injures, or removes any tomb, monument, gravestone, burial mound, earthen or shell monument containing human skeletal remains or associated burial artifacts, or other structure or thing placed or designed for a memorial of the dead, or any fence, railing, curb, or other thing intended for the protection or ornamentation of any tomb, monument, gravestone, burial mound, earthen or shell monument containing human skeletal remains or associated burial artifacts, or other structure before mentioned, or for any enclosure for the burial of the dead; or	806.13(1)(b)3.	3rd Criminal mischief; damage \$1,000 or more to public communication or any other public service.
	<del>806.13(3)</del>	<del>3rd Criminal mischief; damage of \$200 or more to a memorial or historic property.</del>
(b) Willfully destroys, mutilates, removes, cuts, breaks, or injures any tree, shrub, or plant placed or being within any such enclosure, except for a person performing routine maintenance and upkeep.	810.061(2)	3rd Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.
(2) A person who willfully and knowingly excavates, exposes, moves, removes, or otherwise disturbs the contents of a grave or tomb commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.	810.09(2)(e)	3rd Trespassing on posted commercial horticulture property.
(3) For purposes of sentencing under chapter 921, a violation of this section, committed by a person in furtherance of a riot is ranked one level above the ranking under s. 921.0022 or s. 921.0023 for the offense committed.	812.014(2)(c)1.	3rd Grand theft, 3rd degree; \$750 or more but less than \$5,000.
	812.014(2)(d)	3rd Grand theft, 3rd degree; \$100 or more but less than \$750, taken from unenclosed curtilage of dwelling.
(7)(6) If a legally authorized person refuses to sign a written authorization, as provided in paragraph (6)(a)(5)(a), or if a legally authorized person objects, as provided in paragraph (6)(b) (5)(b), a public hearing shall be held before the county commission of the county where the cemetery is located, or the city council, if the cemetery is located in a municipality, and the county commission or the city council shall have the authority to grant a request for relocation of the contents of such graves or tombs.	812.015(7)	3rd Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.
	817.234(1)(a)2.	3rd False statement in support of insurance claim.
	817.481(3)(a)	3rd Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
Section 19. Paragraphs (b), (c), and (d) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:		
921.0022 Criminal Punishment Code; offense severity ranking chart.—	817.52(3)	3rd Failure to redeliver hired vehicle.
(3) OFFENSE SEVERITY RANKING CHART	817.54	3rd With intent to defraud, obtain mortgage note, etc., by false representation.
(b) LEVEL 2		
Florida Statute	Felony Degree	Description
379.2431(1)(e)3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
		817.60(5)
379.2431(1)(e)4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
		817.60(6)(a)
		817.61
		826.04
403.413(6)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
		831.01
		831.02
517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.
		831.07
590.28(1)	3rd	Intentional burning of lands.
		831.08
784.03(3)	3rd	Battery during a riot.
		831.09
784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
		831.11
787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
		831.11
		3rd Bringing into the state forged bank bills, checks, drafts, or notes.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.			the Marine Turtle Protection Act.
843.08	3rd	False personation.	379.2431(1)(e)7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.
893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs other than cannabis.	400.9935(4)(a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.
893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.	400.9935(4)(e)	3rd	Filing a false license application or other required information or failing to report information.
(c) LEVEL 3			440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.
Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.	501.001(2)(b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.
316.066(3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.	624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.	624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.
316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.	626.902(1)(a) & (b)	3rd	Representing an unauthorized insurer.
319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.	697.08	3rd	Equity skimming.
319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.	790.15(3)	3rd	Person directs another to discharge firearm from a vehicle.
319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.	806.10(1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.
319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.	806.10(2)	3rd	Interferes with or assaults firefighter in performance of duty.
327.35(2)(b)	3rd	Felony BUI.	810.09(2)(c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.
328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.	812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.
328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.	812.0145(2)(c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.
376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.	812.015(8)(b)	3rd	Retail theft with intent to sell; conspires with others.
379.2431(1)(e)5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.	817.034(4)(a)3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.
			817.233	3rd	Burning to defraud insurer.
			817.234(8)(b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
379.2431(1)(e)6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in	817.234(11)(a)	3rd	Insurance fraud; property value less than \$20,000.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
817.236	3rd	Filing a false motor vehicle insurance application.			document or record required by chapter 893.
817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.	893.13(8)(a)1.	3rd	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.
817.413(2)	3rd	Sale of used goods of \$1,000 or more as new.			
831.28(2)(a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.	893.13(8)(a)2.	3rd	Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.
831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.	893.13(8)(a)3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.
838.021(3)(b)	3rd	Threatens unlawful harm to public servant.	893.13(8)(a)4.	3rd	Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.
843.19	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.			
860.15(3)	3rd	Overcharging for repairs and parts.	918.13(1)(a)	3rd	Alter, destroy, or conceal investigation evidence.
870.01(2)	3rd	Riot; inciting or encouraging.	944.47(1)(a)1. & 2.	3rd	Introduce contraband to correctional facility.
893.13(1)(a)2.	3rd	Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs).	944.47(1)(c)	2nd	Possess contraband while upon the grounds of a correctional institution.
893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of university.	985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).
			(d) LEVEL 4		
			Florida Statute	Felony Degree	Description
893.13(1)(f)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of public housing facility.	316.1935(3)(a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
893.13(4)(c)	3rd	Use or hire of minor; deliver to minor other controlled substances.	499.0051(1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.
893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.	499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.	517.07(1)	3rd	Failure to register securities.
			517.12(1)	3rd	Failure of dealer, associated person, or issuer of securities to register.
893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.
893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.
893.13(7)(a)11.	3rd	Furnish false or fraudulent material information on any	784.075	3rd	Battery on detention or commitment facility staff.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.	812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.
784.08(2)(c)	3rd	Battery on a person 65 years of age or older.	817.505(4)(a)	3rd	Patient brokering.
784.081(3)	3rd	Battery on specified official or employee.	817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.
784.082(3)	3rd	Battery by detained person on visitor or other detainee.	817.568(2)(a)	3rd	Fraudulent use of personal identification information.
784.083(3)	3rd	Battery on code inspector.	817.625(2)(a)	3rd	Fraudulent use of scanning device, skimming device, or re-encoder.
784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.	817.625(2)(c)	3rd	Possess, sell, or deliver skimming device.
787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.	837.02(1)	3rd	Perjury in official proceedings.
787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.	837.021(1)	3rd	Make contradictory statements in official proceedings.
			838.022	3rd	Official misconduct.
787.07	3rd	Human smuggling.	839.13(2)(a)	3rd	Falsifying records of an individual in the care and custody of a state agency.
790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.
790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
790.115(2)(c)	3rd	Possessing firearm on school property.	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
800.04(7)(c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreatment or bond jumping).
806.135	2nd	<i>Destroying or demolishing a memorial or historic property.</i>	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
810.02(4)(a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.
810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)5. drugs).
810.06	3rd	Burglary; possession of tools.	914.14(2)	3rd	Witnesses accepting bribes.
810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.
			914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.	916.1085(2)(c)1.	3rd	Introduction of specified contraband into certain DCF facilities.
812.014(2)(c)4.-10.	3rd	Grand theft, 3rd degree; specified items.			

Florida Statute	Felony Degree	Description
918.12	3rd	Tampering with jurors.
934.215	3rd	Use of two-way communications device to facilitate commission of a crime.
944.47(1)(a)6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.
951.22(1)(h),(j) & (k)	3rd	Intoxicating drug, instrumentality or other device to aid escape, or cellular telephone or other portable communication device introduced into county detention facility.

And the title is amended as follows:

Delete lines 74-84.

Senator Berman moved the following amendment which failed:

**Amendment 5 (526562) (with title amendment)**—Delete lines 375-389.

And the title is amended as follows:

Delete lines 36-43 and insert: furtherance of a riot or an aggravated riot; amending

Senator Polsky moved the following amendment which failed:

**Amendment 6 (432142) (with title amendment)**—Delete lines 390-812 and insert:

*(4) The State of Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this section.*

Section 9. Subsection (2) of section 784.07, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

784.07 Assault or battery of law enforcement officers, firefighters, emergency medical care providers, public transit employees or agents, or other specified officers; reclassification of offenses; minimum sentences.—

(2) Whenever any person is charged with knowingly committing an assault or battery upon a law enforcement officer, a firefighter, an emergency medical care provider, a railroad special officer, a traffic accident investigation officer as described in s. 316.640, a nonsworn law enforcement agency employee who is certified as an agency inspector, a blood alcohol analyst, or a breath test operator while such employee is in uniform and engaged in processing, testing, evaluating, analyzing, or transporting a person who is detained or under arrest for DUI, a law enforcement explorer, a traffic infraction enforcement officer as described in s. 316.640, a parking enforcement specialist as defined in s. 316.640, a person licensed as a security officer as defined in s. 493.6101 and wearing a uniform that bears at least one patch or emblem that is visible at all times that clearly identifies the employing agency and that clearly identifies the person as a licensed security officer, or a security officer employed by the board of trustees of a community college, while the officer, firefighter, emergency medical care provider, railroad special officer, traffic accident investigation officer, traffic infraction enforcement officer, inspector, analyst, operator, law enforcement explorer, parking enforcement specialist, public transit employee or agent, or security officer is engaged in the lawful performance of his or her duties, the offense for which the person is charged shall be reclassified as follows:

(a) In the case of assault, from a misdemeanor of the second degree to a misdemeanor of the first degree.

(b) In the case of battery, from a misdemeanor of the first degree to a felony of the third degree. *Notwithstanding any other provision of law, a person convicted of battery upon a law enforcement officer committed in furtherance of a riot or an aggravated riot prohibited under s. 870.01 shall be sentenced to a minimum term of imprisonment of 6 months.*

(c) In the case of aggravated assault, from a felony of the third degree to a felony of the second degree. *Notwithstanding any other provision of law, any person convicted of aggravated assault upon a law enforcement officer shall be sentenced to a minimum term of imprisonment of 3 years.*

(d) In the case of aggravated battery, from a felony of the second degree to a felony of the first degree. *Notwithstanding any other provision of law, any person convicted of aggravated battery of a law enforcement officer shall be sentenced to a minimum term of imprisonment of 5 years.*

*(4) For purposes of sentencing under chapter 921, a felony violation of this section committed by a person acting in furtherance of a riot or an aggravated riot prohibited under s. 870.01 is ranked one level above the ranking under s. 921.0022 for the offense committed.*

Section 10. Subsections (3) through (9) of section 806.13, Florida Statutes, are renumbered as subsections (4) through (10), respectively, a new subsection (3) is added to that section, and present subsection (8) of that section is amended, to read:

806.13 Criminal mischief; penalties; penalty for minor.—

*(3) Any person who, without the consent of the owner thereof, willfully and maliciously defaces, injures, or otherwise damages by any means a memorial or historic property, as defined in s. 806.135(1), and the value of the damage to the memorial or historic property is greater than \$200, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. A court shall order any person convicted of violating this subsection to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.*

~~(9)(8)~~ A minor whose driver license or driving privilege is revoked, suspended, or withheld under subsection ~~(8)(7)~~ may elect to reduce the period of revocation, suspension, or withholding by performing community service at the rate of 1 day for each hour of community service performed. In addition, if the court determines that due to a family hardship, the minor's driver license or driving privilege is necessary for employment or medical purposes of the minor or a member of the minor's family, the court shall order the minor to perform community service and reduce the period of revocation, suspension, or withholding at the rate of 1 day for each hour of community service performed. As used in this subsection, the term "community service" means cleaning graffiti from public property.

Section 11. Section 806.135, Florida Statutes, is created to read:

806.135 Destroying or demolishing a memorial or historic property.—

*(1) As used in this section, the term:*

*(a) "Historic property" means any building, structure, site, or object that has been officially designated as a historic building, historic structure, historic site, or historic object through a federal, state, or local designation program.*

*(b) "Memorial" means a plaque, statue, marker, flag, banner, cenotaph, religious symbol, painting, seal, tombstone, structure name, or display that is constructed and located with the intent of being permanently displayed or perpetually maintained; is dedicated to a historical person, an entity, an event, or a series of events; and honors or recounts the military service of any past or present United States Armed Forces military personnel, or the past or present public service of a resident of the geographical area comprising the state or the United States. The term includes, but is not limited to, the following memorials established under chapter 265:*

1. Florida Women's Hall of Fame.
2. Florida Medal of Honor Wall.



3. *Florida Veterans' Hall of Fame.*
4. *POW-MIA Chair of Honor Memorial.*
5. *Florida Veterans' Walk of Honor and Florida Veterans' Memorial Garden.*
6. *Florida Law Enforcement Officers' Hall of Fame.*
7. *Florida Holocaust Memorial.*
8. *Florida Slavery Memorial.*
9. *Any other memorial located within the Capitol Complex, including, but not limited to, Waller Park.*

(2) *It is unlawful for any person to willfully and maliciously destroy or demolish any memorial or historic property, or willfully and maliciously pull down a memorial or historic property, unless authorized by the owner of the memorial or historic property. A person who violates this section commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *A court shall order any person convicted of violating this section to pay restitution, which shall include the full cost of repair or replacement of such memorial or historic property.*

Section 12. Subsections (3) and (4) of section 810.02, Florida Statutes, are amended to read:

#### 810.02 Burglary.—

(3) Burglary is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if, in the course of committing the offense, the offender does not make an assault or battery and is not and does not become armed with a dangerous weapon or explosive, and the offender enters or remains in a:

- (a) Dwelling, and there is another person in the dwelling at the time the offender enters or remains;
- (b) Dwelling, and there is not another person in the dwelling at the time the offender enters or remains;
- (c) Structure, and there is another person in the structure at the time the offender enters or remains;
- (d) Conveyance, and there is another person in the conveyance at the time the offender enters or remains;
- (e) Authorized emergency vehicle, as defined in s. 316.003; or

(f) Structure or conveyance when the offense intended to be committed therein is theft of a controlled substance as defined in s. 893.02. Notwithstanding any other law, separate judgments and sentences for burglary with the intent to commit theft of a controlled substance under this paragraph and for any applicable possession of controlled substance offense under s. 893.13 or trafficking in controlled substance offense under s. 893.135 may be imposed when all such offenses involve the same amount or amounts of a controlled substance.

However, if the burglary is committed *during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the burglary is facilitated by conditions arising from the riot; or within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this subsection, the term “conditions arising from the riot” means civil unrest, power outages, curfews, or a reduction in the presence of or response time for first responders or homeland security personnel and the term “conditions arising from the emergency” means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel. A person arrested for committing a burglary *during a riot or an aggravated riot or within a county that is subject to such a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. The State of**

*Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this subsection. For purposes of sentencing under chapter 921, a felony offense that is reclassified under this subsection is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.*

(4) Burglary is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if, in the course of committing the offense, the offender does not make an assault or battery and is not and does not become armed with a dangerous weapon or explosive, and the offender enters or remains in a:

(a) Structure, and there is not another person in the structure at the time the offender enters or remains; or

(b) Conveyance, and there is not another person in the conveyance at the time the offender enters or remains.

However, if the burglary is committed *during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the burglary is facilitated by conditions arising from the riot; or within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this subsection, the terms “conditions arising from the riot” and term “conditions arising from the emergency” have the same meanings as provided in subsection (3) means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel. A person arrested for committing a burglary *during a riot or an aggravated riot or within a county that is subject to such a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. The State of Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this subsection. For purposes of sentencing under chapter 921, a felony offense that is reclassified under this subsection is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.**

Section 13. Paragraphs (b) and (c) of subsection (2) of section 812.014, Florida Statutes, are amended to read:

#### 812.014 Theft.—

(2)

(b)1. If the property stolen is valued at \$20,000 or more, but less than \$100,000;

2. The property stolen is cargo valued at less than \$50,000 that has entered the stream of interstate or intrastate commerce from the shipper's loading platform to the consignee's receiving dock;

3. The property stolen is emergency medical equipment, valued at \$300 or more, that is taken from a facility licensed under chapter 395 or from an aircraft or vehicle permitted under chapter 401; or

4. The property stolen is law enforcement equipment, valued at \$300 or more, that is taken from an authorized emergency vehicle, as defined in s. 316.003,

the offender commits grand theft in the second degree, punishable as a felony of the second degree, as provided in s. 775.082, s. 775.083, or s. 775.084. Emergency medical equipment means mechanical or electronic apparatus used to provide emergency services and care as defined in s. 395.002(9) or to treat medical emergencies. Law enforcement equipment means any property, device, or apparatus used by any law enforcement officer as defined in s. 943.10 in the officer's official business. However, if the property is stolen *during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the theft is facilitated by conditions arising from the riot; or within a county that is subject to a state of emergency declared by the Governor under chapter 252, the theft is committed after the declaration of emergency is made, and the perpetration of the theft is facilitated by conditions arising from the emergency, the theft is a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. As used in this paragraph, the term “conditions arising from the riot” means civil unrest, power*

outages, curfews, or a reduction in the presence of or response time for first responders or homeland security personnel and the term “conditions arising from the emergency” means civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or response time for first responders or homeland security personnel. A person arrested for committing a theft during a riot or an aggravated riot or within a county that is subject to a state of emergency may not be released until the person appears before a committing magistrate at a first appearance hearing. The State of Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this paragraph. For purposes of sentencing under chapter 921, a felony offense that is reclassified under this paragraph is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

(c) It is grand theft of the third degree and a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the property stolen is:

1. Valued at \$750 or more, but less than \$5,000.
2. Valued at \$5,000 or more, but less than \$10,000.
3. Valued at \$10,000 or more, but less than \$20,000.
4. A will, codicil, or other testamentary instrument.
5. A firearm.
6. A motor vehicle, except as provided in paragraph (a).
7. Any commercially farmed animal, including any animal of the equine, avian, bovine, or swine class or other grazing animal; a bee colony of a registered beekeeper; and aquaculture species raised at a certified aquaculture facility. If the property stolen is a commercially farmed animal, including an animal of the equine, avian, bovine, or swine class or other grazing animal; a bee colony of a registered beekeeper; or an aquaculture species raised at a certified aquaculture facility, a \$10,000 fine shall be imposed.
8. Any fire extinguisher that, at the time of the taking, was installed in any building for the purpose of fire prevention and control. This subparagraph does not apply to a fire extinguisher taken from the inventory at a point-of-sale business.
9. Any amount of citrus fruit consisting of 2,000 or more individual pieces of fruit.
10. Taken from a designated construction site identified by the posting of a sign as provided for in s. 810.09(2)(d).
11. Any stop sign.
12. Anhydrous ammonia.
13. Any amount of a controlled substance as defined in s. 893.02. Notwithstanding any other law, separate judgments and sentences for theft of a controlled substance under this subparagraph and for any applicable possession of controlled substance offense under s. 893.13 or trafficking in controlled substance offense under s. 893.135 may be imposed when all such offenses involve the same amount or amounts of a controlled substance.

However, if the property is stolen during a riot or an aggravated riot prohibited under s. 870.01 and the perpetration of the theft is facilitated by conditions arising from the riot; or within a county that is subject to a state of emergency declared by the Governor under chapter 252, the property is stolen after the declaration of emergency is made, and the perpetration of the theft is facilitated by conditions arising from the emergency, the offender commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the property is valued at \$5,000 or more, but less than \$10,000, as provided under subparagraph 2., or if the property is valued at \$10,000 or more, but less than \$20,000, as provided under subparagraph 3. As used in this paragraph, the terms “conditions arising from a riot” and ~~term~~ “conditions arising from the emergency” have the same meanings as provided in paragraph (b). A person arrested for committing a theft during a riot or an aggravated riot or within a county that is subject to a state of emergency may not be released until the person appears before a

committing magistrate at a first appearance hearing. The State of Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this subsection ~~means~~ ~~civil unrest, power outages, curfews, voluntary or mandatory evacuations, or a reduction in the presence of or the response time for first responders or homeland security personnel.~~ For purposes of sentencing under chapter 921, a felony offense that is reclassified under this paragraph is ranked one level above the ranking under s. 921.0022 or s. 921.0023 of the offense committed.

Section 14. Section 836.115, Florida Statutes, is created to read:

836.115 *Cyberintimidation by publication.*—

(1) *As used in this section, the term:*

(a) *“Electronically publish” means to disseminate, post, or otherwise disclose information to an Internet site or forum.*

(b) *“Harass” has the same meaning as provided in s. 817.568(1)(c).*

(c) *“Personal identification information” has the same meaning as provided in s. 817.568(1)(f).*

(2) *It is unlawful for a person to electronically publish another person’s personal identification information with the intent to, or with the intent that a third party will use the information to:*

(a) *Incite violence or commit a crime against the person; or*

(b) *Threaten or harass the person, placing such person in reasonable fear of bodily harm.*

*A person who violates this subsection commits a misdemeanor of a first degree, punishable as provided in s. 775.082 or s. 775.083.*

Section 15. Section 870.01, Florida Statutes, is amended to read:

870.01 *Affrays and riots.*—

(1) *A person commits an affray if he or she engages, by mutual consent, in fighting with another person in a public place to the terror of the people. A person who commits ~~All persons guilty of an affray commits~~ shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(2) *A person commits a riot if he or she willfully participates in a violent public disturbance involving an assembly of three or more persons, acting with a common intent to assist each other in violent and disorderly conduct, resulting in:*

(a) *Injury to another person;*

(b) *Damage to property; or*

(c) *Imminent danger of injury to another person or damage to property.*

*A person who commits ~~All persons guilty of a riot commits, or of inciting or encouraging a riot, shall be guilty of a felony of the third degree,~~ punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *A person commits aggravated rioting if, in the course of committing a riot, he or she:*

(a) *Participates with 25 or more other persons;*

(b) *Causes great bodily harm to a person not participating in the riot;*

(c) *Causes property damage in excess of \$5,000;*

(d) *Displays, uses, threatens to use, or attempts to use a deadly weapon; or*

(e) *By force, or threat of force, endangers the safe movement of a vehicle traveling on a public street, highway, or road.*

*A person who commits aggravating rioting commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(4) A person commits inciting a riot if he or she willfully incites another person to participate in a riot, resulting in a riot or imminent danger of a riot. A person who commits inciting a riot commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(5) A person commits aggravated inciting a riot if he or she:

(a) Incites a riot resulting in great bodily harm to another person not participating in the riot;

(b) Incites a riot resulting in property damage in excess of \$5,000; or

(c) Supplies a deadly weapon to another person or teaches another person to prepare a deadly weapon with intent that the deadly weapon be used in a riot for an unlawful purpose.

A person who commits aggravated inciting a riot commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(6) Except for a violation of subsection (1), a person arrested for a violation of this section shall be held in custody until brought before the court for admittance to bail in accordance with chapter 903.

(7) The State of Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this section.

(8) This section does not prohibit constitutionally protected activity such as a peaceful protest.

Section 16. Section 870.02, Florida Statutes, is amended to read:

870.02 Unlawful assemblies.—

(1) If three or more persons meet together to commit a breach of the peace, or to do any other unlawful act, each of them ~~commits shall be guilty of~~ a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(2) A person arrested for a violation of this section shall be held in custody until brought before the court for admittance to bail in accordance with chapter 903.

(3) The State of Florida shall fully reimburse the unit of local government required to hold in custody a person arrested for a violation of this section.

And the title is amended as follows:

Delete lines 43-87 and insert: to be held in custody until first appearance; requiring the State of Florida to fully reimburse local governments mandated to hold certain arrestees; amending s. 784.07, F.S.; requiring a minimum term of imprisonment for a person convicted of battery on a law enforcement officer committed in furtherance of a riot or an aggravated riot; increasing the offense severity ranking of an assault or battery against specified persons for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 806.13, F.S.; prohibiting defacing, injuring, or damaging a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; creating s. 806.135, F.S.; defining the terms “historic property” and “memorial”; prohibiting a person from destroying or demolishing a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; amending s. 810.02, F.S.; reclassifying specified burglary offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; requiring the State of Florida to fully reimburse local governments mandated to hold certain arrestees; amending s. 812.014, F.S.; reclassifying specified theft offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; requiring the State of Florida to fully reimburse local governments mandated to hold certain arrestees; creating s. 836.115, F.S.; providing definitions; prohibiting cyberintimidation by publication; providing criminal penalties; amending s. 870.01, F.S.; prohibiting a person from

fighting in a public place; prohibiting a person from willfully participating in a specified violent public disturbance resulting in specified damage or injury; providing an increased penalty for rioting under specified circumstances; prohibiting a person from inciting a riot; providing an increased penalty for inciting a riot under specified circumstances; providing definitions; requiring a person arrested for such a violation to be held in custody until first appearance; providing an exception; requiring the State of Florida to fully reimburse local governments mandated to hold certain arrestees; amending s. 870.02, F.S.; requiring a person arrested for an unlawful assembly to be held in custody until first appearance; requiring the State of Florida to fully reimburse local governments mandated to hold certain arrestees; repealing s. 870.03, F.S., relating to

Senator Farmer moved the following amendment which failed:

**Amendment 7 (751634) (with title amendment)**—Delete lines 518-718.

And the title is amended as follows:

Delete lines 60-71 and insert: creating s. 836.115, F.S.; providing

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Farmer moved the following amendment which failed:

**Amendment 8 (450464) (with title amendment)**—Delete lines 814-831.

And the title is amended as follows:

Delete lines 88-90 and insert: riots or routs; amending s. 872.02,

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Powell moved the following amendments which failed:

**Amendment 9 (280910) (with title amendment)**—Delete lines 153-259.

And the title is amended as follows:

Delete lines 14-17 and insert: s. 768.28, F.S.;

**Amendment 10 (650056) (with title amendment)**—Delete lines 1041-1042 and insert:

Section 21. *Effective upon this act becoming a law:*

*Racial Impact Statement.—The College of Criminology and Criminal Justice at the Florida State University shall review each criminal offense created or amended by this act and submit a racial impact statement to the President of the Senate and the Speaker of the House of Representatives by September 30, 2021. The racial impact statement must estimate the anticipated effects that criminal offenses amended or created by this act may have on racial inequality among the residents of this state and must indicate whether the changes would increase, decrease, or have no impact on racial inequality or whether the impact is indeterminable. To the extent feasible, the impact statement should include quantifiable data. The impact statement must specify the methodologies and assumptions used in its preparation.*

Section 22. Except as otherwise expressly provided in this act, and except for this section, which shall take effect upon this act becoming a law, this act shall take effect October 1, 2021.

And the title is amended as follows:

Delete line 98 and insert: requiring the College of Criminology and Criminal Justice at the Florida State University to provide a racial impact statement on specified criminal offenses and submit it to the Legislature by a certain date; providing requirements; providing effective dates.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Pizzo moved the following amendment which failed:

**Amendment 11 (374104) (with title amendment)**—Between lines 1040 and 1041 insert:

Section 21 (1) *In an effort to serve the state’s significant interest in protecting the well-being, tranquility, and privacy of the home and protecting residents from the detrimental effect of targeted picketing, it is unlawful for a person or persons to picket or protest before or about the residence or dwelling of any person with the intent to harass or disturb that person in his or her home.*

(2) *A person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

And the title is amended as follows:

Between lines 97 and 98 insert: prohibiting a person or persons from picketing or protesting before or about the residence or dwelling of any person with specified intent; providing criminal penalties;

The vote was:

Yeas—17

Ausley	Farmer	Rouson
Berman	Gibson	Stewart
Book	Jones	Taddeo
Bracy	Pizzo	Thurston
Brandes	Polsky	Torres
Cruz	Powell	

Nays—22

Mr. President	Burgess	Passidomo
Albritton	Diaz	Perry
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Boyd	Gruters	Stargel
Bradley	Hooper	Wright
Brodeur	Hutson	
Broxson	Mayfield	

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Jones moved the following amendments which failed:

**Amendment 12 (674492) (with title amendment)**—Delete lines 803-812.

And the title is amended as follows:

Delete lines 84-87 and insert: appearance; providing an exception; repealing s. 870.03, F.S., relating to

**Amendment 13 (766236) (with title amendment)**—Between lines 306 and 307 insert:

(c) *The State of Florida has a duty to equitably and fairly enforce its laws, with little to no disparate impact on the members of any specific racial or ethnic group. If the State of Florida or a person authorized by the State of Florida breaches that duty, the state is civilly liable for any damages proximately caused by the breach of duty by the state or the authorized person. This liability is limited to any adverse impact stemming from the disproportionate application of various laws adopted to combat public disorder. The sovereign immunity recovery limits in paragraph (a) do not apply to an action under this paragraph.*

And the title is amended as follows:

Delete line 24 and insert: duty; providing that the State of Florida has a duty to equitably and fairly enforce its laws; providing that the state is civilly liable for damages under certain circumstances; providing that certain limitations on recovery do not apply; amending s. 784.011, F.S.; reclassifying the

**Amendment 14 (842162) (with title amendment)**—Between lines 444 and 445 insert:

Section 10. *Notwithstanding any other provision of law:*

(1) *When a law enforcement officer is charged with knowingly committing a battery upon a peaceful demonstrator, the battery for which the law enforcement officer is charged shall be reclassified from a misdemeanor of the first degree to a felony of the third degree.*

(2) *A law enforcement officer convicted of battery upon a peaceful demonstrator committed during a peaceful demonstration of three or more persons shall be sentenced to a mandatory minimum term of imprisonment of 6 months.*

And the title is amended as follows:

Delete line 51 and insert: or an aggravated riot; reclassifying the criminal penalty for a law enforcement officer who is charged with knowingly committing a battery upon a peaceful demonstrator; requiring a mandatory minimum term of imprisonment for a law enforcement officer convicted of battery upon a peaceful demonstrator during a certain demonstration; amending s. 806.13, F.S.;

**SENATOR BEAN PRESIDING**

Pursuant to Rule 4.19, **CS for HB 1** was placed on the calendar of Bills on Third Reading.

**MOTIONS**

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until 7:00 p.m.

**CS for CS for SB 1826**—A bill to be entitled An act relating to human trafficking; creating s. 90.5034, F.S.; defining terms; providing the circumstances under which certain communications are confidential; creating a human trafficking victim advocate-victim privilege; specifying who may claim such privilege; providing training requirements for human trafficking victim advocates and trained volunteers; amending s. 787.06, F.S.; revising the definitions of the terms “human trafficking” and “obtain”; prohibiting a person from engaging in specified criminal acts relating to human trafficking with an adult believed to be a child younger than 18 years of age; providing criminal penalties; encouraging each state attorney to adopt a pro-prosecution policy for acts of human trafficking; amending s. 948.30, F.S.; requiring a court to impose specified conditions on probationers or community controllees who are placed under supervision for committing a specified human trafficking offense on or after a certain date; requiring a court to impose specified conditions on probationers or community controllees who are placed on community control or sex offender probation for committing a specified human trafficking offense on or after a certain date; reenacting ss. 39.01305(3), 464.013(3)(c), 775.21(4)(a), 943.0435(1)(h), 943.0583(1)(a), and 944.606(1)(f), F.S., relating to appointment of an attorney for a dependent child with certain special needs, renewal of license or certificate, the Florida Sexual Predators Act, sexual offenders required to register with the department and penalties, human trafficking victim expunction, and sexual offenders and notification upon release, respectively, to incorporate the amendment made to s. 787.06, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senator Diaz moved the following amendment which was adopted:

**Amendment 1 (970458) (with title amendment)**—Between lines 105 and 106 insert:

Section 2. Section 92.55, Florida Statutes, is amended to read:

92.55 Judicial or other proceedings involving a victim or witness under the age of 18, a person who has an intellectual disability, a human trafficking victim or witness, or a sexual offense victim or witness; special protections; use of therapy animals or facility dogs.—

(1) For purposes of this section, the term:

(a) “Human trafficking offense” means any offense specified in s. 787.06.

(b) “Human trafficking victim or witness” means a person who was under the age of 18 when he or she was the victim of or a witness to a human trafficking offense.

(c) “Sexual offense victim or witness” means a person who was under the age of 18 when he or she was the victim of or a witness to a sexual offense.

(d)(b) “Sexual offense” means any offense specified in s. 775.21(4)(a) 1. or s. 943.0435(1)(h)1.a.(I).

(2) Upon motion of any party, upon motion of a parent, guardian, attorney, guardian ad litem, or other advocate appointed by the court under s. 914.17 for a victim or witness under the age of 18, a person who has an intellectual disability, a human trafficking victim or witness, or a sexual offense victim or witness, or upon its own motion, the court may enter any order necessary to protect the victim or witness in any judicial proceeding or other official proceeding from moderate severe emotional or mental harm due to the presence of the defendant if the victim or witness is required to testify in open court. Such orders must relate to the taking of testimony and include, but are not limited to:

(a) Interviewing or the taking of depositions as part of a civil or criminal proceeding.

(b) Examination and cross-examination for the purpose of qualifying as a witness or testifying in any proceeding.

(c) The use of testimony taken outside of the courtroom, including proceedings under ss. 92.53 and 92.54.

(3) In ruling upon a ~~the~~ motion filed under this section, the court may ~~shall~~ consider:

(a) The age of the victim or witness; ~~child~~;

(b) The nature of the offense or act;

(c) The complexity of the issues involved;

(d) The relationship of the victim or witness ~~child~~ to the parties in the case or to the defendant in a criminal action;

(e) The degree of emotional or mental harm ~~trauma~~ that will result to the ~~child~~ as a consequence of the examination, interview, or testimony;

(f) The age of the sexual offense victim or witness when the sexual offense occurred; ~~defendant’s presence~~; and

(g) Any other fact that the court deems relevant.;

~~(b) The age of the person who has an intellectual disability, the functional capacity of such person, the nature of the offenses or act, the relationship of the person to the parties in the case or to the defendant in a criminal action, the degree of emotional trauma that will result to the person as a consequence of the defendant’s presence, and any other fact that the court deems relevant; or~~

~~(c) The age of the sexual offense victim or witness when the sexual offense occurred, the relationship of the sexual offense victim or witness to the parties in the case or to the defendant in a criminal action, the degree of emotional trauma that will result to the sexual offense victim or witness as a consequence of the defendant’s presence, and any other fact that the court deems relevant.~~

(4)(a) In addition to such other relief provided by law, the court may enter orders it deems just and appropriate for the protection of ~~limiting the number of times that a child, a person who has an intellectual disability, a human trafficking victim or witness, or a sexual offense victim or witness, including, but not limited to:~~

1. Limiting the number of times that a victim or witness may be interviewed;

2. Prohibiting depositions of the victim or witness;

3. Limiting the length and scope of any deposition;

4. Requiring that a deposition be taken only by written questions;

5. Requiring that a deposition be in the presence of a trial judge or magistrate;

6. Sealing the tape or transcript of a deposition until further order of the court;

7. Requiring the submission of questions before the examination of the victim or witness;

8. Setting the place and conditions for interviewing the victim or witness or for conducting any other proceeding; or

9. Authorizing ~~permitting~~ or prohibiting the attendance of any person at any proceeding.

(b) The court shall enter any order necessary to protect the rights of all parties, including the defendant in any criminal action.

(5) The court may set any other conditions it finds just and appropriate when taking the testimony of a victim or witness under the age of 18, a person who has an intellectual disability, a human trafficking victim or witness, or a sexual offense victim or witness, including the use of a therapy animal or facility dog, in any proceeding involving a sexual offense, human trafficking, or child abuse, abandonment, or neglect.

(a) When deciding whether to ~~allow permit~~ a victim or witness under the age of 18, a person who has an intellectual disability, a human trafficking victim or witness, or a sexual offense victim or witness to testify with the assistance of a therapy animal or facility dog, the court shall consider the age of the child victim or witness; ~~the age of the human trafficking victim or witness at the time the human trafficking offense occurred;~~ the age of the sexual offense victim or witness at the time the sexual offense occurred; the interests of the child victim or witness, human trafficking offense victim or witness, or sexual offense victim or witness; the rights of the parties to the litigation; and any other relevant factor that would facilitate the testimony by the victim or witness under the age of 18, person who has an intellectual disability, human trafficking victim or witness, or sexual offense victim or witness.

(b) For purposes of this subsection the term:

1. “Facility dog” means a dog that has been trained, evaluated, and certified as a facility dog pursuant to industry standards and provides unobtrusive emotional support to children and adults in facility settings.

2. “Therapy animal” means an animal that has been trained, evaluated, and certified as a therapy animal pursuant to industry standards by an organization that certifies animals as appropriate to provide animal therapy.

And the title is amended as follows:

Delete line 9 and insert: volunteers; amending s. 92.55, F.S.; defining terms; authorizing a court, upon a motion by specified persons, to enter any order necessary to protect certain victims or witnesses from moderate, rather than from severe, emotional or mental harm; revising the factors that a court is authorized, rather than required, to consider in ruling upon a certain filed motion; revising the options for relief that a court is authorized to order to protect certain persons; authorizing a court to set any other conditions it finds just and appropriate when taking the testimony of a human trafficking victim or witness; requiring a court to consider the age of the human trafficking victim or witness at the time the human trafficking offense occurred when deciding whether to allow the human trafficking victim or witness to testify; making technical changes; amending s. 787.06, F.S.; revising the

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz moved the following amendment which was adopted:

**Amendment 2 (850610) (with title amendment)**—Between lines 180 and 181 insert:

Section 3. Subsections (2) and (3) and paragraph (a) of subsection (6) of section 943.0583, Florida Statutes, are amended to read:

943.0583 Human trafficking victim expunction.—

(2) Notwithstanding any other provision of law, upon the filing of a petition as provided in this section, any court in the circuit in which the petitioner was arrested, so long as the court has jurisdiction over the class of offense or offenses sought to be expunged, may order a criminal justice agency to expunge the criminal history record of a victim of human trafficking who complies with the requirements of this section. A petition need not be filed in the court where the petitioner's criminal proceeding or proceedings originally occurred. This section does not confer any right to the expunction of any criminal history record, and any request for expunction of a criminal history record may be denied at the discretion of the court. *The clerk of the court may not charge a filing fee, service charge, or copy fee or any other charge for a petition filed under this section. The clerk of the court shall treat a petition seeking to expunge more than one eligible case as a single petition.*

(3) A person who is a victim of human trafficking may petition for the expunction of a criminal history record resulting from the arrest or filing of charges for ~~one or more offenses~~ ~~an offense~~ committed or reported to have been committed while the person was a victim of human trafficking, which offense was committed or reported to have been committed as a part of the human trafficking scheme of which the person was a victim or at the direction of an operator of the scheme, including, but not limited to, violations under chapters 796 and 847, without regard to the disposition of the arrest or of any charges. However, this section does not apply to any offense listed in s. 775.084(1)(b) 1. Determination of the petition under this section should be by a preponderance of the evidence. A conviction expunged under this section is deemed to have been vacated due to a substantive defect in the underlying criminal proceedings. If a person is adjudicated not guilty by reason of insanity or is found to be incompetent to stand trial for any such charge, the expunction of the criminal history record may not prevent the entry of the judgment or finding in state and national databases for use in determining eligibility to purchase or possess a firearm or to carry a concealed firearm, as authorized in s. 790.065(2)(a)4.c. and 18 U.S.C. s. 922(t), nor shall it prevent any governmental agency that is authorized by state or federal law to determine eligibility to purchase or possess a firearm or to carry a concealed firearm from accessing or using the record of the judgment or finding in the course of such agency's official duties.

(6) Each petition to a court to expunge a criminal history record is complete only when accompanied by:

(a) The petitioner's sworn statement attesting that the petitioner is eligible for such an expunction to the best of his or her knowledge or belief ~~and does not have any other petition to expunge or any petition to seal pending before any court.~~

Any person who knowingly provides false information on such sworn statement to the court commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

And the title is amended as follows:

Between lines 16 and 17 insert: amending s. 943.0583, F.S.; prohibiting a clerk of the court from charging certain fees for petitions for expunction of human trafficking victim criminal history records; providing that a petition seeking expunction of more than one case is a single petition; deleting a requirement that a petitioner under this section have no other expunction or any sealing petitions pending;

On motion by Senator Diaz, by two-thirds vote, **CS for CS for SB 1826**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Book	Broxson
Albritton	Boyd	Burgess
Ausley	Bracy	Cruz
Baxley	Bradley	Diaz
Bean	Brandes	Farmer
Berman	Brodeur	Gainer

Garcia	Passidomo	Stargel
Gibson	Perry	Stewart
Gruters	Pizzo	Taddeo
Harrell	Polsky	Thurston
Hooper	Powell	Torres
Hutson	Rodrigues	Wright
Jones	Rodriguez	
Mayfield	Rouson	

Nays—None

**CS for CS for SB 430**—A bill to be entitled An act relating to petroleum fuel measuring devices; amending s. 525.07, F.S.; prohibiting a pressure-sensitive security tape from being the sole security measure used on a retail petroleum fuel measuring device after a specified date; authorizing additional security measures; prohibiting the owners or operators of such devices from using a device that fails to meet certain standards and requiring them to report certain issues discovered when inspecting such devices to the Department of Agriculture and Consumer Services; preempting the regulation of petroleum fuel measuring devices to the state and the Department of Agriculture and Consumer Services; prohibiting the department from enforcing certain provisions for violations of rules relating to petroleum fuel measuring devices unless an owner or operator fails to take certain security measures; amending s. 525.16, F.S.; exempting department petroleum fuel measuring device rules from enforcement under specified provisions unless an owner or operator fails to take certain security measures; providing an effective date.

—was read the second time by title.

Senator Rodriguez moved the following amendment which was adopted:

**Amendment 1 (147488) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (10) of section 525.07, Florida Statutes, is amended to read:

525.07 Powers and duties of department; inspections; unlawful acts.—

(10)(a) Each person who owns or ~~operates~~ ~~manages~~ a retail petroleum fuel measuring device shall have affixed to or installed onto the measuring device a security measure to restrict the unauthorized access of customer payment card information. The security measure must include one or more of the following:

1. The placement ~~and maintenance~~ of pressure-sensitive security tape over the panel opening that leads to the scanning device for the retail petroleum fuel measuring device in a manner that will restrict the unauthorized opening of the panel ~~or the placement and maintenance of pressure-sensitive custom branded security tape unique to the station in more than one location over the panel opening.~~

2. A device or system that will render the retail petroleum fuel measuring device or the scanning device in the measuring device inoperable if there is an unauthorized opening of the panel.

3. A device or system that encrypts the customer payment card information in the scanning device.

4. *A physical locking mechanism that requires an access key unique to each station to restrict the unauthorized access of customer payment card information.*

5. *A device or system that will sound an alarm to alert the owner or operator if there is an unauthorized opening of the retail petroleum measuring device panel.*

6. *A daily inspection of each measuring device that includes opening the panels, using an anti-skimmer application that detects wireless based skimmers, and documenting such inspections.*

7. *A device or system that permits customers to use a contactless payment method, such as an electronic contact-free system, tap-and-go*

system, or mobile cryptographic system, for payment that does not use a magnetic strip scanning device.

8.4. Another security measure approved by the department.

(b) *Effective January 1, 2022, the owner or operator of a retail petroleum fuel measuring device shall have affixed to or installed onto the measuring device at least two of the security measures under paragraph (a). The use and maintenance of two security measures on each measuring device by an owner or operator is deemed to be in compliance with this subsection.*

~~(c)(b) The owner or manager of A retail petroleum fuel measuring device without a security measure or with an illegal skimming or filtering device or an altered or damaged security measure, upon discovery by the department, shall be prohibited from further use until the security measure is installed, replaced, or repaired. The department may take a retail petroleum fuel measuring device that is in violation of this subsection out of service until compliance is restored upon written notice from the department of such noncompliance, shall have 5 calendar days to comply with this subsection. After the fifth day of noncompliance, the department may prohibit further use of the retail petroleum fuel measuring device until a security measure is installed, replaced, or repaired. A repeat violation found on the same retail petroleum fuel measuring device will be cause for the department to immediately take the measuring device out of service.~~

(d)(e) For purposes of this subsection, the terms “scanning device” and “payment card” have the same meanings as defined in s. 817.625.

(e)(d) This subsection applies only to retail petroleum fuel measuring devices that have a scanning device.

(f)(e) The department may seize without warrant any skimming device, as defined in s. 817.625, for use as evidence.

(g)(f) *The regulation of retail petroleum fuel measuring devices is preempted to the state. The department shall enforce, and may adopt rules to administer, this subsection; however, s. 525.16 may not be used to enforce this section unless the owner or operator of a retail petroleum fuel measuring device has failed to install or implement security measures pursuant to this section or has placed the measuring device back in service before compliance with this section has been restored. However, if noncompliance is the result of damage or alteration after repair by the owner or operator of the security measure, and the owner or operator demonstrates or provides sufficient evidence of such, the department may not use s. 525.16 to enforce this section.*

Section 2. Subsection (6) is added to section 525.16, Florida Statutes, to read:

525.16 Administrative fine; penalties; prosecution of cases by state attorney.—

(6) *This section may not be used to enforce s. 525.07(10) or rules adopted thereunder unless the owner or operator of a retail petroleum fuel measuring device has failed to install or implement security measures pursuant to s. 525.07(10) or has placed the measuring device back in service before compliance with s. 525.07(10) has been restored. However, if noncompliance is the result of damage or alteration after repair by the owner or operator of the security measure, and the owner or operator demonstrates or provides sufficient evidence of such, the department may not use this section to enforce s. 525.07(10).*

Section 3. This act shall take effect July 1, 2021.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to retail petroleum fuel measuring devices; amending s. 525.07, F.S.; revising the types of certain security measures required to be affixed to or installed onto retail petroleum fuel measuring devices; requiring owners or operators of retail petroleum fuel measuring devices to affix to or install onto the measuring devices certain security measures by a specified date; providing that the use of certain measures complies with such requirement; authorizing the Department of Agriculture and Consumer Services to take certain retail petroleum fuel measuring devices out of service until compliance is restored; preempting the regulation of petroleum fuel measuring de-

vices to the state; prohibiting the department from enforcing certain provisions for violations of certain rules; amending s. 525.16, F.S.; exempting department petroleum fuel measuring device rules from enforcement under specified provisions; providing an effective date.

On motion by Senator Rodriguez, by two-thirds vote, **CS for CS for SB 430**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 578**—A bill to be entitled An act relating to marina evacuations; amending s. 327.59, F.S.; prohibiting vessels under a specified weight from remaining in certain marinas that have been deemed unsuitable for refuge during a hurricane after the issuance of a hurricane watch; requiring a marina owner, operator, employee, or agent to remove specified vessels under certain circumstances; providing that such owner, operator, employee, or agent may charge the vessel owner a reasonable fee for such removal and may not be held liable for any damages as a result of such removal; providing construction; providing that the owners or operators of certain vessels may be subject to a fine that the deepwater seaport issuing an evacuation order is required to impose and collect; providing an effective date.

—was read the second time by title.

**THE PRESIDENT PRESIDING**

Pending further consideration of **SB 578**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 223** was withdrawn from the Committee on Rules.

On motion by Senator Wright—

**CS for CS for HB 223**—A bill to be entitled An act relating to marina evacuations; amending s. 327.59, F.S.; prohibiting vessels under a specified weight from remaining in certain marinas that have been deemed unsuitable for refuge during a hurricane after the issuance of a hurricane watch; requiring a marina owner, operator, employee, or agent to remove specified vessels under certain circumstances; providing that such owner, operator, employee, or agent may charge the vessel owner a reasonable fee for such removal and may not be held liable for any damages as a result of such removal; providing that the owners or operators of certain vessels may be subject to a fine that the deepwater seaport issuing an evacuation order may impose and collect; providing construction; providing a definition; providing an effective date.

—a companion measure, was substituted for **SB 578** and read the second time by title.

On motion by Senator Wright, by two-thirds vote, **CS for CS for HB 223** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Ausley	Bean
Albritton	Baxley	Berman

Book	Garcia	Powell
Boyd	Gibson	Rodrigues
Bracy	Gruters	Rodriguez
Bradley	Harrell	Rouson
Brandes	Hooper	Stargel
Brodeur	Hutson	Stewart
Broxson	Jones	Taddeo
Burgess	Mayfield	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright
Farmer	Pizzo	
Gainer	Polsky	

Nays—None

**CS for SB 628**—A bill to be entitled An act relating to urban agriculture; amending s. 604.40, F.S.; authorizing farm equipment used to transport farm products to be stored, maintained, or repaired within specified boundaries; exempting farm equipment used in urban agriculture from provisions requiring farm equipment to be located within specified boundaries; amending s. 604.50, F.S.; providing that non-residential farm buildings, fences, or signs located on lands used for urban agriculture are not exempt from the Florida Building Code or local governmental regulations; defining the term “urban agriculture”; creating s. 604.73, F.S.; providing a short title; providing legislative findings and intent; defining terms; authorizing the Department of Agriculture and Consumer Services to approve municipal urban agricultural pilot projects; providing application requirements; providing for the number, duration, and renewal of pilot projects; requiring municipalities to submit annual reports to the department; requiring the department to submit an annual report to the Legislature; providing that urban agriculture is subject to specified municipal regulation under certain circumstances; providing an effective date.

—was read the second time by title.

Senator Rouson moved the following amendment which was adopted:

**Amendment 1 (818054)**—Delete lines 88-115 and insert: 380.0651(3)(a);

2. *Not classified as agricultural pursuant to s. 193.461;*
3. *Not zoned as agricultural as its principal use; and*
4. *Designated by a municipality for inclusion in an urban agricultural pilot project that has been approved by the department.*

*The term does not include vegetable gardens, as defined in s. 604.71(4), for personal consumption on residential properties.*

**(4) URBAN AGRICULTURAL PILOT PROJECTS.—**

*(a) The department may approve five municipalities in which urban agricultural pilot projects that meet the requirements of this section and requirements adopted by department rule may be established. The rules adopted by the department must require, at a minimum, that a municipal applicant:*

1. *Has a population of 250,000 or more.*
2. *Submits to the department a proposal that includes a narrative description of the proposed pilot project, including the project location, farm products to be cultivated, community involvement, anticipated outcomes, nutrition and water use, fertilization management, and any other requirements specified by department rules.*

*(b) A pilot project shall be approved for an initial 3-year period and may be renewed for additional 3-year periods by mutual agreement between the department and municipality.*

*(c) A municipality shall submit a report providing a*

On motion by Senator Rouson, by two-thirds vote, **CS for SB 628**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 1088**—A bill to be entitled An act relating to modification or continuation of terms of probation; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1088**, pursuant to Rule 3.11(3), there being no objection, **HB 661** was withdrawn from the Committee on Rules.

On motion by Senator Rodrigues—

**HB 661**—A bill to be entitled An act relating to modification or continuation of terms of probation; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1088** and read the second time by title.

On motion by Senator Rodrigues, by two-thirds vote, **HB 661** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **SB 7064** was deferred.

On motion by Senator Rodrigues—

**CS for CS for SB 1890**—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; providing a limitation on contributions made to political committees sponsoring or opposing a constitutional amendment proposed by initiative; specifying conditions upon which the limitation no longer applies; preempting counties, mu-



municipalities, and other local governmental entities from enacting or adopting any limitation or restriction involving certain contributions and expenditures, or establishing contribution limits different than those established in the Florida Election Code; providing applicability; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that any candidate required to dispose surplus funds may give certain surplus funds to the state or a political subdivision, to be disbursed in a specified manner; providing an effective date.

—was read the second time by title.

Senator Berman moved the following amendment which failed:

**Amendment 1 (110510) (with title amendment)**—Delete line 34 and insert:

*limitation on contributions to such political committees does not apply to persons domiciled in this state or to political committees controlled by a person domiciled in this state. The limitation no*

And the title is amended as follows:

Between lines 5 and 6 insert: providing an exception;

Pursuant to Rule 4.19, **CS for CS for SB 1890** was placed on the calendar of Bills on Third Reading.

**MOTIONS**

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until 9:00 p.m.

**CS for CS for SB 714**—A bill to be entitled An act relating to resource information for individuals with disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to provide specified information to persons applying for certain waiver services; requiring the agency to provide a certain disclosure statement along with such information; requiring the agency to publish such information and statement on its website and provide such information and statement to certain persons annually; providing an effective date.

—was read the second time by title. On motion by Senator Taddeo, by two-thirds vote, **CS for CS for SB 714** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 904**—A bill to be entitled An act relating to doorstep refuse and recycling collection containers; amending s. 633.202, F.S.; deleting an obsolete provision; removing the scheduled repeal of certain provisions regulating the use of containers in exit access corridors; providing an effective date.

—was read the second time by title. On motion by Senator Diaz, by two-thirds vote, **SB 904** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Baxley

**CS for CS for SB 932**—A bill to be entitled An act relating to parenting and time-sharing of a minor child for a convicted parent; amending s. 61.13, F.S.; creating a rebuttable presumption against shared parental responsibility and time-sharing with a minor child for certain parents who have been convicted of or had adjudication withheld for a specified offense; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 932**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 141** was withdrawn from the Committee on Rules.

On motion by Senator Wright—

**CS for HB 141**—A bill to be entitled An act relating to parenting and time-sharing of a minor child for a convicted parent; amending s. 61.13, F.S.; creating a rebuttable presumption against shared parental responsibility and time-sharing with a minor child for certain parents who have been convicted of or had adjudication withheld for a specified offense; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 932** and read the second time by title.

On motion by Senator Wright, by two-thirds vote, **CS for HB 141** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for SB 968** and **SB 1634** was deferred.

**CS for SB 398**—A bill to be entitled An act for the relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County; providing for an appropriation to compensate the Estate of Emilio Jesus Vizcaino-Aday for injuries and damages sustained by Emilio Jesus Vizcaino-Aday and his survivors as a result of the negligence of Miami-Dade County; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 398**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6503** was withdrawn from the Committee on Rules.

On motion by Senator Rodriguez—

**CS for HB 6503**—A bill to be entitled An act for the relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County; providing for an appropriation to compensate the Estate of Emilio Jesus Vizcaino-Aday for injuries and damages sustained by Emilio Jesus Vizcaino-Aday and his survivors as a result of the negligence of Miami-Dade County; providing a limitation on the payment of attorney fees; providing an effective date.

—a companion measure, was substituted for **CS for SB 398** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for HB 6503** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Pizzo
Albritton	Cruz	Polsky
Ausley	Diaz	Powell
Baxley	Farmer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	
Broxson	Passidomo	

Nays—3

Gainer	Perry	Wright
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Vote after roll call:

Nay to Yea—Wright

**CS for CS for SB 54**—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; conforming a provision to changes made by the act; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 320.27, F.S.; defining the term “garage liability insurance”; revising garage liability insurance requirements for motor vehicle dealer applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 324.011,

F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising minimum coverage requirements for proof of financial responsibility for specified motor vehicles; defining the term “for-hire passenger transportation vehicle”; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; providing alternative minimum liability insurance coverage requirements for certain motor vehicle owners or operators; revising the vehicles that are excluded from the definition of the term “motor vehicle”; providing security requirements for certain excluded vehicles; specifying circumstances when motorcycles are subject to financial responsibility requirements; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; amending s. 324.023, F.S.; conforming cross-references; making technical changes; amending s. 324.031, F.S.; specifying a method of proving financial responsibility; revising the amount of a certificate of deposit required to elect a certain method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending s. 324.051, F.S.; specifying that motor vehicles include motorcycles for purposes of the section; making technical changes; amending ss. 324.071 and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for motor vehicle liability insurance policies relating to coverage, and exclusion from coverage, for certain drivers and vehicles; defining terms; conforming provisions to changes made by the act; making technical changes; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term “third-party benefit”; amending s. 409.910, F.S.; revising the definition of the term “medical coverage”; amending s. 456.057, F.S.; conforming a provision to changes made by the act; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; defining the term “upcoded”; amending s. 559.920, F.S.; prohibiting certain practices by motor vehicle repair shops or motor vehicle glass repair facilities with respect to the replacement or repair of motor vehicle windshields; amending s. 624.155, F.S.; providing an exception to the circumstances under which a person who is damaged may bring a civil action against an insurer; adding a cause of action against insurers in certain circumstances; providing that a person is not entitled to judgments under multiple bad faith remedies; creating s. 624.156, F.S.; providing that the section applies to bad faith failure to settle actions against any insurer brought by a third party for a loss arising out of the ownership, maintenance, or use of a motor vehicle under specified circumstances; providing that insurers have a duty of good faith; defining the term “bad faith failure to settle”; specifying best practice standards for insurers upon receiving notice of a claim or a demand for settlement; specifying certain requirements for insurer communications to an insured in handling third-party claims; specifying requirements for the insurer when a loss involves multiple claimants under certain conditions; specifying conditions precedent for claimants filing third-party bad faith failure to settle actions; specifying requirements for information that must be included in a demand for settlement; requiring a demand for settlement to release the insured from liability under certain conditions; requiring the demand for settlement to be served upon the insurer at the address designated with the Department of Financial Services; prohibiting claimants from placing conditions on acceptance of a demand for settlement other than electing the right to examine the insured under oath regarding certain information; authorizing claimants to examine insureds under oath under certain conditions; authorizing the claimant to re-

quest the insured bring relevant documents to the examination under oath; prohibiting the claimant from examining the insured under oath regarding liability; providing an exception; requiring the claimant, insurer, and insured to cooperate in scheduling the examination under oath; specifying the timeframe within which the examination must take place; authorizing the claimant to withdraw the demand for settlement if the insured refuses to submit to an examination under oath; authorizing an insurer to accept a demand for settlement if the insured refuses to submit to an examination under oath; absolving an insurer of a duty to defend and of liability under certain circumstances; specifying the timeframe within which a claimant may withdraw a demand for settlement; providing that insurers may not be held liable in certain third-party bad faith failure to settle actions if they tender policy limits within a certain timeframe; providing that insurers may not be held liable in third-party bad faith failure to settle actions involving multiple claimants if such insurers file an interpleader action within a certain timeframe; specifying that certain provisions providing that insurers may not be held liable for a bad faith failure to settle action do not affect certain other duties of such insurers; specifying that insurers that accept demands for settlement are entitled to releases of their insureds; providing an exception; requiring claimants to prove in any third-party bad faith failure to settle action by a preponderance of the evidence that the insurer violated its duty of good faith and in bad faith failed to settle; specifying factors for the trier of fact to consider in determining whether an insurer violated its duty of good faith and in bad faith failed to settle; requiring the trier of fact to be informed of an excess judgment; prohibiting disclosure of certain judgment information to the trier of fact; limiting damages in third-party bad faith failure to settle actions; providing that judgment creditors must be subrogated to the rights of the insured under certain circumstances; prohibiting multiple bad faith remedies; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance act”; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0651, F.S.; specifying requirements for initial rate filings for motor vehicle liability policies submitted to the Office of Insurance Regulation beginning on a specified date; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising coverages that are subject to a stacking prohibition; amending s. 627.4137, F.S.; requiring that insurers disclose certain information at the request of a claimant’s attorney; authorizing a claimant to file an action under certain circumstances; providing for the award of reasonable attorney fees and costs under certain circumstances; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee’s coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to cover reasonable expenses for certain medical services provided by specified providers and facilities and to provide a death benefit; specifying the minimum medical expense and death benefit limits; specifying coverage options an insurer is required or authorized to offer; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving certain notice of an accident, to hold a specified reserve for certain purposes for a certain timeframe; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; specifying that an insurer providing medical payments coverage benefits may not seek a lien on a certain recovery and may not bring a certain cause of action; authorizing insurers to include policy provisions allowing for subrogation, under certain circumstances, for medical payments benefits paid; providing construction; specifying a requirement for an insured for repayment of medical payments benefits under certain circumstances; prohibiting insurers from including policy provisions allowing for subrogation for death benefits paid; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; specifying that insurers must make certain coverages available under certain circumstances; requiring insurers to make certain notices to certain persons; specifying that insurers need not verify the veracity of certain representations made by an applicant or insured; prohibiting insurers from denying or

excluding certain coverages in certain circumstances; conforming provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term “minimum security requirements”; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 627.7288, F.S.; providing that insurers must offer policies providing certain coverages for windshield loss without a deductible; providing that insurers may offer certain deductibles for windshield loss for an appropriate premium discount or credit; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; conforming provisions to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; amending s. 627.749, F.S.; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

—was read the second time by title.

Senator Burgess moved the following amendment:

**Amendment 1 (824756) (with title amendment)**—Delete lines 820-3498 and insert:

(2) As used in this section, the term:

(a) “Motor vehicle” means any self-propelled vehicle that has four or more wheels and that is of a type designed and required to be licensed for use on the highways of this state, and any trailer or semitrailer designed for use with such vehicle. The term does not include *the following*:

1. A mobile home as defined in s. 320.01.
2. A motor vehicle that is used in mass transit and designed to transport more than five passengers, exclusive of the operator of the motor vehicle, and that is owned by a municipality, transit authority, or political subdivision of the state.
3. A school bus as defined in s. 1006.25, which must maintain security as required under s. 316.615.
4. A commercial motor vehicle as defined in s. 207.002 or s. 320.01(25), which must maintain security as required under ss. 324.031 and 627.7415.
5. A nonpublic sector bus, which must maintain security as required under ss. 324.031 and 627.742.
- 6.4. A vehicle providing for-hire passenger transportation vehicle, which must that is subject to the provisions of s. 324.031. A taxicab shall maintain security as required under s. 324.032 ~~s. 324.032(1)~~.
- 7.5. A personal delivery device as defined in s. 316.003.
8. A motorcycle as defined in s. 320.01(26), unless s. 324.051 applies; in such case, paragraph (1)(a) and the applicable proof of insurance provisions of s. 320.02 apply.

(b) "Owner" means the person who holds legal title to a motor vehicle or the debtor or lessee who has the right to possession of a motor vehicle that is the subject of a security agreement or lease with an option to purchase.

(3) Each nonresident owner or registrant of a motor vehicle that, whether operated or not, has been physically present within this state for more than 90 days during the preceding 365 days shall maintain security as required by subsection (1). *The security must be that is in effect continuously throughout the period the motor vehicle remains within this state.*

(4) ~~An~~ The owner or registrant of a motor vehicle *who is exempt from the requirements of this section if she or he is a member of the United States Armed Forces and is called to or on active duty outside the United States in an emergency situation is exempt from this section while he or she.* ~~The exemption provided by this subsection applies only as long as the member of the Armed Forces is on such active duty. This exemption outside the United States and applies only while the vehicle covered by the security is not operated by any person. Upon receipt of a written request by the insured to whom the exemption provided in this subsection applies, the insurer shall cancel the coverages and return any unearned premium or suspend the security required by this section. Notwithstanding s. 324.0221(2) or 324.0221(3), the department may not suspend the registration or operator's license of an any owner or registrant of a motor vehicle during the time she or he qualifies for the an exemption under this subsection. An Any owner or registrant of a motor vehicle who qualifies for the an exemption under this subsection shall immediately notify the department before prior to and at the end of the expiration of the exemption.~~

Section 14. Subsections (1) and (2) of section 324.0221, Florida Statutes, are amended to read:

324.0221 Reports by insurers to the department; suspension of driver license and vehicle registrations; reinstatement.—

(1)(a) Each insurer that has issued a policy providing ~~personal injury protection coverage or property damage~~ liability coverage shall report the cancellation or nonrenewal thereof to the department within 10 days after the processing date or effective date of each cancellation or nonrenewal. Upon the issuance of a policy providing ~~personal injury protection coverage or property damage~~ liability coverage to a named insured not previously insured by the insurer during that calendar year, the insurer shall report the issuance of the new policy to the department within 10 days. The report ~~must~~ shall be in the form ~~and format~~ and contain any information required by the department and must be provided in a format that is compatible with the data processing capabilities of the department. Failure by an insurer to file proper reports with the department as required by this subsection constitutes a violation of the Florida Insurance Code. These records ~~may~~ shall be used by the department only for enforcement and regulatory purposes, including the generation by the department of data regarding compliance by owners of motor vehicles with the requirements for financial responsibility coverage.

(b) With respect to an insurance policy providing ~~personal injury protection coverage or property damage~~ liability coverage, each insurer shall notify the named insured, or the first-named insured in the case of a commercial fleet policy, in writing that any cancellation or nonrenewal of the policy will be reported by the insurer to the department. The notice must also inform the named insured that failure to maintain ~~bodily injury liability~~ ~~personal injury protection~~ coverage and property damage liability coverage on a motor vehicle when required by law may result in the loss of registration and driving privileges in this state and inform the named insured of the amount of the reinstatement fees required by this section. This notice is for informational purposes only, and an insurer is not civilly liable for failing to provide this notice.

(2) The department shall suspend, after due notice and an opportunity to be heard, the registration and driver license of any owner or registrant of a motor vehicle ~~for with respect to~~ which security is required under s. 324.022, s. 324.032, s. 627.7415, or s. 627.742 ~~ss. 324.022 and 627.733~~ upon:

(a) The department's records showing that the owner or registrant of such motor vehicle did not have ~~the in full force and effect when~~

required security ~~in full force and effect that complies with the requirements of ss. 324.022 and 627.733; or~~

(b) Notification by the insurer to the department, in a form approved by the department, of cancellation or termination of the required security.

Section 15. Section 324.0222, Florida Statutes, is created to read:

324.0222 *Application of suspensions for failure to maintain security; reinstatement.—All suspensions for failure to maintain required security as required by law in effect before January 1, 2022, remain in full force and effect after January 1, 2022. A driver may reinstate a suspended driver license or registration as provided under s. 324.0221.*

Section 16. Section 324.023, Florida Statutes, is amended to read:

324.023 Financial responsibility for bodily injury or death.—In addition to any other financial responsibility required by law, every owner or operator of a motor vehicle that is required to be registered in this state, or that is located within this state, and who, regardless of adjudication of guilt, has been found guilty of or entered a plea of guilty or nolo contendere to a charge of driving under the influence under s. 316.193 after October 1, 2007, shall, by one of the methods established in s. 324.031(1)(a) or (b) ~~s. 324.031(1) or (2)~~, establish and maintain the ability to respond in damages for liability on account of accidents arising out of the use of a motor vehicle in the amount of \$100,000 because of bodily injury to, or death of, one person in any one crash and, subject to such limits for one person, in the amount of \$300,000 because of bodily injury to, or death of, two or more persons in any one crash and in the amount of \$50,000 because of property damage in any one crash. If the owner or operator chooses to establish and maintain such ability by furnishing a certificate of deposit pursuant to s. 324.031(1)(b) ~~s. 324.031(2)~~, such certificate of deposit must be at least \$350,000. Such higher limits must be carried for a minimum period of 3 years. If the owner or operator has not been convicted of driving under the influence or a felony traffic offense for a period of 3 years from the date of reinstatement of driving privileges for a violation of s. 316.193, the owner or operator ~~is shall be~~ exempt from this section.

Section 17. Section 324.031, Florida Statutes, is amended to read:

324.031 Manner of proving financial responsibility.—

(1) ~~The owner or operator of a taxicab, limousine, jitney, or any other for-hire passenger transportation vehicle may prove financial responsibility by providing satisfactory evidence of holding a motor vehicle liability policy as defined in s. 324.021(8) or s. 324.151, which policy is issued by an insurance carrier which is a member of the Florida Insurance Guaranty Association. The operator or owner of a motor vehicle other than a for-hire passenger transportation vehicle any other vehicle may prove his or her financial responsibility by:~~

(a) ~~(1)~~ Furnishing satisfactory evidence of holding a motor vehicle liability policy as defined in ss. 324.021(8) and 324.151 *which provides liability coverage for the motor vehicle being operated;*

(b) ~~(2)~~ Furnishing a certificate of self-insurance showing a deposit of cash in accordance with s. 324.161; or

(c) ~~(3)~~ Furnishing a certificate of self-insurance issued by the department in accordance with s. 324.171.

(2) *Beginning January 1, 2022, any person, including any firm, partnership, association, corporation, or other person, other than a natural person, electing to use the method of proof specified in paragraph (1)(b) subsection (2) shall do both of the following:*

(a) *Furnish a certificate of deposit equal to the number of vehicles owned times \$60,000 \$20,000, up to a maximum of \$240,000. \$120,000;*

(b) *In addition, any such person, other than a natural person, shall Maintain insurance providing coverage that meets the requirements of s. 324.151 and has limits of:*

1. *At least \$125,000 for bodily injury to, or the death of, one person in any one crash and, subject to such limits for one person, in the amount of \$250,000 for bodily injury to, or the death of, two or more persons in any*

one crash; and \$50,000 for damage to, or destruction of, property of others in any one crash; or

2. ~~At least \$300,000 for combined bodily injury liability and property damage liability for any one crash in excess of limits of \$10,000/20,000/10,000 or \$30,000 combined single limits, and such excess insurance shall provide minimum limits of \$125,000/250,000/50,000 or \$300,000 combined single limits. These increased limits shall not affect the requirements for proving financial responsibility under s. 324.032(1).~~

Section 18. Section 324.032, Florida Statutes, is amended to read:

324.032 ~~Manner of proving~~ Financial responsibility ~~for~~ for-hire passenger transportation vehicles.—~~Notwithstanding the provisions of s. 324.031:~~

(1) *An owner or a lessee of a for-hire passenger transportation vehicle that is required to be registered in this state shall establish and continuously maintain the ability to respond in damages for liability on account of accidents arising out of the ownership, maintenance, or use of the for-hire passenger transportation vehicle, in the amount of:*

(a) *One hundred twenty-five thousand dollars for bodily injury to, or the death of, one person in any one crash and, subject to such limits for one person, in the amount of \$250,000 for bodily injury to, or the death of, two or more persons in any one crash; and A person who is either the owner or a lessee required to maintain insurance under s. 627.733(1)(b) and who operates one or more taxicabs, limousines, jitneys, or any other for-hire passenger transportation vehicles may prove financial responsibility by furnishing satisfactory evidence of holding a motor vehicle liability policy, but with minimum limits of \$125,000/250,000/50,000.*

(b) *Fifty thousand dollars for damage to, or destruction of, property of others in any one crash A person who is either the owner or a lessee required to maintain insurance under s. 324.021(9)(b) and who operates limousines, jitneys, or any other for-hire passenger vehicles, other than taxicabs, may prove financial responsibility by furnishing satisfactory evidence of holding a motor vehicle liability policy as defined in s. 324.031.*

(2) *Except as provided in subsection (3), the requirements of this section must be met by the owner or lessee providing satisfactory evidence of holding a motor vehicle liability policy conforming to the requirements of s. 324.151 which is issued by an insurance carrier that is a member of the Florida Insurance Guaranty Association.*

(3)~~(2)~~ *An owner or a lessee who is required to maintain insurance under s. 324.021(9)(b) and who operates at least 300 taxicabs, limousines, jitneys, or any other for-hire passenger transportation vehicles may provide financial responsibility by complying with the provisions of s. 324.171, which must such compliance to be demonstrated by maintaining at its principal place of business an audited financial statement, prepared in accordance with generally accepted accounting principles, and providing to the department a certification issued by a certified public accountant that the applicant's net worth is at least equal to the requirements of s. 324.171 as determined by the Office of Insurance Regulation of the Financial Services Commission, including claims liabilities in an amount certified as adequate by a Fellow of the Casualty Actuarial Society.*

Upon request by the department, the applicant ~~shall~~ ~~must~~ provide the department at the applicant's principal place of business in this state access to the applicant's underlying financial information and financial statements that provide the basis of the certified public accountant's certification. The applicant shall reimburse the requesting department for all reasonable costs incurred by it in reviewing the supporting information. The maximum amount of self-insurance permissible under this subsection is \$300,000 and must be stated on a per-occurrence basis, and the applicant shall maintain adequate excess insurance issued by an authorized or eligible insurer licensed or approved by the Office of Insurance Regulation. All risks self-insured shall remain with the owner or lessee providing it, and the risks are not transferable to any other person, unless a policy complying with ~~subsections (1) and (2) subsection (1)~~ is obtained.

Section 19. Subsection (2) of section 324.051, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

324.051 Reports of crashes; suspensions of licenses and registrations.—

(2)(a) Thirty days after receipt of notice of any accident described in paragraph (1)(a) involving a motor vehicle within this state, the department shall suspend, after due notice and opportunity to be heard, the license of each operator and all registrations of the owner of the vehicles operated by such operator whether or not involved in such crash and, in the case of a nonresident owner or operator, shall suspend such nonresident's operating privilege in this state, unless such operator or owner shall, prior to the expiration of such 30 days, be found by the department to be exempt from the operation of this chapter, based upon evidence satisfactory to the department that:

1. The motor vehicle was legally parked at the time of such crash.
2. The motor vehicle was owned by the United States Government, this state, or any political subdivision of this state or any municipality therein.
3. Such operator or owner has secured a duly acknowledged written agreement providing for release from liability by all parties injured as the result of said crash and has complied with one of the provisions of s. 324.031.

4. Such operator or owner has deposited with the department security to conform with s. 324.061 when applicable and has complied with one of the provisions of s. 324.031.

5. One year has elapsed since such owner or operator was suspended pursuant to subsection (3), the owner or operator has complied with one of the provisions of s. 324.031, and no bill of complaint of which the department has notice has been filed in a court of competent jurisdiction.

(b) This subsection ~~does~~ ~~shall~~ not apply:

1. To such operator or owner if such operator or owner had in effect at the time of such crash or traffic conviction ~~a motor vehicle an auto-~~ ~~mobile~~ liability policy with respect to all of the registered motor vehicles owned by such operator or owner.

2. To such operator, if not the owner of such motor vehicle, if there was in effect at the time of such crash or traffic conviction ~~a motor vehicle an automobile~~ liability policy or bond with respect to his or her operation of motor vehicles not owned by him or her.

3. To such operator or owner if the liability of such operator or owner for damages resulting from such crash is, in the judgment of the department, covered by any other form of liability insurance or bond.

4. To any person who has obtained from the department a certificate of self-insurance, in accordance with s. 324.171, or to any person operating a motor vehicle for such self-insurer.

No such policy or bond shall be effective under this subsection unless it contains limits of not less than those specified in s. 324.021(7).

(4) *As used in this section, the term "motor vehicle" includes a motorcycle as defined in s. 320.01(26).*

Section 20. Section 324.071, Florida Statutes, is amended to read:

324.071 Reinstatement; renewal of license; reinstatement fee.—~~An~~ ~~Any~~ operator or owner whose license or registration has been suspended pursuant to s. 324.051(2), s. 324.072, s. 324.081, or s. 324.121 may effect its reinstatement upon compliance with ~~the provisions of~~ s. 324.051(2)(a)3, or 4., or s. 324.081(2) and (3), as the case may be, and with one of the provisions of s. 324.031 and upon payment to the department of a nonrefundable reinstatement fee of \$15. Only one such fee ~~may~~ ~~shall~~ be paid by any one person ~~regardless~~ ~~irrespective~~ of the number of licenses and registrations to be then reinstated or issued to such person. ~~All~~ Such fees ~~must~~ ~~shall~~ be deposited to a department trust fund. ~~If~~ ~~When~~ the reinstatement of any license or registration is effected by compliance with s. 324.051(2)(a)3, or 4., the department ~~may~~ ~~shall~~ not renew the license or registration within ~~a period of~~ 3 years ~~after~~ ~~from~~ such reinstatement, nor ~~may~~ ~~shall~~ any other license or registration be issued in the name of such person, unless the operator ~~continues~~ ~~is~~ ~~continuing~~ to comply with ~~one of the provisions of~~ s. 324.031.

Section 21. Subsection (1) of section 324.091, Florida Statutes, is amended to read:

324.091 Notice to department; notice to insurer.—

(1) Each owner and operator involved in a crash or conviction case within the purview of this chapter shall furnish evidence of ~~automobile liability insurance or~~ motor vehicle liability insurance within 14 days after the date of the mailing of notice of crash by the department in the form and manner as it may designate. Upon receipt of evidence that ~~a an automobile liability policy or~~ motor vehicle liability policy was in effect at the time of the crash or conviction case, the department shall forward to the insurer such information for verification in a method as determined by the department. The insurer shall respond to the department within 20 days after the notice ~~as to whether or not~~ such information is valid. If the department determines that ~~a an automobile liability policy or~~ motor vehicle liability policy was not in effect and did not provide coverage for both the owner and the operator, it ~~must shall~~ take action as it is authorized to do under this chapter.

Section 22. Section 324.151, Florida Statutes, is amended to read:

324.151 Motor vehicle liability policies; required provisions.—

(1) A motor vehicle liability policy ~~that serves as to be~~ proof of financial responsibility under s. 324.031(1)(a) ~~must s. 324.031(1), shall~~ be issued to owners or operators of motor vehicles under the following provisions:

(a) A motor vehicle ~~An owner's~~ liability insurance policy issued to an owner of a motor vehicle required to be registered in this state ~~must shall~~ designate by explicit description or by appropriate reference all motor vehicles for ~~with respect to~~ which coverage is thereby granted. ~~The policy must and shall insure the person or persons owner~~ named therein and, ~~except for a named driver excluded pursuant to s. 627.747, must insure any resident relative of a named insured other person as operator using such motor vehicle or motor vehicles with the express or implied permission of such owner against loss~~ from the liability imposed by law for damage arising out of the ownership, maintenance, or use of ~~any such motor vehicle or motor vehicles within the United States or the Dominion of Canada, subject to limits, exclusive of interest and costs with respect to each such motor vehicle as is provided for under s. 324.021(7). Except for a named driver excluded pursuant to s. 627.747, the policy must also insure any person operating an insured motor vehicle with the express or implied permission of a named insured against loss from the liability imposed by law for damage arising out of the use of any vehicle. However, the insurer may include provisions in its policy excluding liability coverage for a motor vehicle not designated as an insured vehicle on the policy if such motor vehicle does not qualify as a newly acquired vehicle or as a temporary substitute vehicle and was owned by the insured or was furnished for an insured's regular use for more than 30 consecutive days before the event giving rise to the claim. Insurers may make available, with respect to property damage liability coverage, a deductible amount not to exceed \$500. In the event of a property damage loss covered by a policy containing a property damage deductible provision, the insurer shall pay to the third-party claimant the amount of any property damage liability settlement or judgment, subject to policy limits, as if no deductible existed.~~

(b) A motor vehicle liability insurance policy issued to a person who does not own a motor vehicle ~~must An operator's motor vehicle liability policy of insurance shall~~ insure the person or persons named therein against loss from the liability imposed ~~upon him or her~~ by law for damages arising out of the use ~~by the person~~ of any motor vehicle not owned by him or her, ~~with the same territorial limits and subject to the same limits of liability as referred to above with respect to an owner's policy of liability insurance.~~

(c) All such motor vehicle liability policies ~~must provide liability coverage with limits, exclusive of interest and costs, as specified under s. 324.021(7) for accidents occurring within the United States or Canada. The policies must shall~~ state the name and address of the named insured, the coverage afforded by the policy, the premium charged therefor, the policy period, and the limits of liability, and ~~must shall~~ contain an agreement or be endorsed that insurance is provided in accordance with the coverage defined in this chapter ~~as respects bodily injury and death or property damage or both and is subject to all provisions of this chapter. The said policies must shall~~ also contain a

provision that the satisfaction by an insured of a judgment for such injury or damage ~~may shall~~ not be a condition precedent to the right or duty of the insurance carrier to make payment on account of such injury or damage, and ~~must shall~~ also contain a provision that bankruptcy or insolvency of the insured or of the insured's estate ~~does shall~~ not relieve the insurance carrier of any of its obligations under ~~the said~~ policy.

(2) ~~The provisions of~~ This section is ~~shall~~ not be applicable to any motor vehicle ~~automobile~~ liability policy unless and until it is furnished as proof of financial responsibility for the future pursuant to s. 324.031, and then ~~applies only from and after the date the said policy is so~~ furnished.

(3) As used in this section, the term:

(a) "Newly acquired vehicle" means a vehicle owned by a named insured or resident relative of the named insured which was acquired no more than 30 days before an accident.

(b) "Resident relative" means a person related to a named insured by any degree by blood, marriage, or adoption, including a ward or foster child, who usually makes his or her home in the same family unit or residence as the named insured, regardless of whether he or she temporarily lives elsewhere.

(c) "Temporary substitute vehicle" means any motor vehicle as defined in s. 320.01(1) which is not owned by the named insured and which is temporarily used with the permission of the owner as a substitute for the owned motor vehicle designated on the policy when the owned vehicle is withdrawn from normal use because of breakdown, repair, servicing, loss, or destruction.

Section 23. Section 324.161, Florida Statutes, is amended to read:

324.161 Proof of financial responsibility; deposit.—~~If a person elects to prove his or her financial responsibility under the method of proof specified in s. 324.031(1)(b), he or she annually must obtain and submit to the department proof of a certificate of deposit in the amount required under s. 324.031(2) from a financial institution insured by the Federal Deposit Insurance Corporation or the National Credit Union Administration. Annually, before any certificate of insurance may be issued to a person, including any firm, partnership, association, corporation, or other person, other than a natural person, proof of a certificate of deposit of \$30,000 issued and held by a financial institution must be submitted to the department. A power of attorney will be issued to and held by the department and may be executed upon a judgment issued against such person making the deposit, for damages for because of bodily injury to or death of any person or for damages for because of injury to or destruction of property resulting from the use or operation of any motor vehicle occurring after such deposit was made. Money so deposited is shall not be subject to attachment or execution unless such attachment or execution arises shall arise out of a lawsuit suit for such damages as aforesaid.~~

Section 24. Subsections (1) and (2) of section 324.171, Florida Statutes, are amended to read:

324.171 Self-insurer.—

(1) ~~Any~~ person may qualify as a self-insurer by obtaining a certificate of self-insurance from the department. ~~which may, in its discretion and~~ Upon application of such a person, ~~the department may issue a said certificate of self-insurance to an applicant who satisfies when such person has satisfied the requirements of this section. Effective January 1, 2022 to qualify as a self-insurer under this section.~~

(a) A private individual with private passenger vehicles shall possess a net unencumbered worth of at least \$100,000 ~~\$40,000~~.

(b) A person, including any firm, partnership, association, corporation, or other person, other than a natural person, shall:

1. Possess a net unencumbered worth of at least \$100,000 ~~\$40,000~~ for the first motor vehicle and \$50,000 ~~\$20,000~~ for each additional motor vehicle; or

2. Maintain sufficient net worth, in an amount determined by the department, to be financially responsible for potential losses. The department annually shall determine the minimum net worth sufficient to

~~satisfy this subparagraph as determined annually by the department, pursuant to rules adopted promulgated by the department, with the assistance of the Office of Insurance Regulation of the Financial Services Commission, to be financially responsible for potential losses. The rules must consider any shall take into consideration excess insurance carried by the applicant. The department's determination must shall be based upon reasonable actuarial principles considering the frequency, severity, and loss development of claims incurred by casualty insurers writing coverage on the type of motor vehicles for which a certificate of self-insurance is desired.~~

(c) The owner of a commercial motor vehicle, as defined in s. 207.002 or s. 320.01, may qualify as a self-insurer subject to the standards provided ~~for~~ in subparagraph (b)2.

(2) The self-insurance certificate ~~must shall~~ provide limits of liability insurance in the amounts specified under s. 324.021(7) ~~or s. 627.7415 and shall provide personal injury protection coverage under s. 627.733(3)(b).~~

Section 25. Section 324.251, Florida Statutes, is amended to read:

324.251 Short title.—This chapter may be cited as the “Financial Responsibility Law of 2021 ~~1955~~” and ~~is shall become~~ effective at 12:01 a.m., ~~January 1, 2022 October 1, 1955~~.

Section 26. Subsection (4) of section 400.9905, Florida Statutes, is amended to read:

400.9905 Definitions.—

(4)(a) “Clinic” means an entity where health care services are provided to individuals and which tenders charges for reimbursement for such services, including a mobile clinic and a portable equipment provider. As used in this part, the term does not include and the licensure requirements of this part do not apply to:

1.(a) Entities licensed or registered by the state under chapter 395; entities licensed or registered by the state and providing only health care services within the scope of services authorized under their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 494; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 485, subpart B, subpart H, or subpart J; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 486, subpart C; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 491, subpart A; providers certified by the Centers for Medicare and Medicaid Services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder; or any entity that provides neonatal or pediatric hospital-based health care services or other health care services by licensed practitioners solely within a hospital licensed under chapter 395.

2.(b) Entities that own, directly or indirectly, entities licensed or registered by the state pursuant to chapter 395; entities that own, directly or indirectly, entities licensed or registered by the state and providing only health care services within the scope of services authorized pursuant to their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 494; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 485, subpart B, subpart H, or subpart J; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 486, subpart C; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 491, subpart A; providers certified by the Centers for Medicare and Medicaid Services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder; or any entity that provides neonatal or pediatric hospital-based health care services by

licensed practitioners solely within a hospital licensed under chapter 395.

3.(c) Entities that are owned, directly or indirectly, by an entity licensed or registered by the state pursuant to chapter 395; entities that are owned, directly or indirectly, by an entity licensed or registered by the state and providing only health care services within the scope of services authorized pursuant to their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 494; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 485, subpart B, subpart H, or subpart J; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 486, subpart C; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 491, subpart A; providers certified by the Centers for Medicare and Medicaid Services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder; or any entity that provides neonatal or pediatric hospital-based health care services by licensed practitioners solely within a hospital under chapter 395.

4.(d) Entities that are under common ownership, directly or indirectly, with an entity licensed or registered by the state pursuant to chapter 395; entities that are under common ownership, directly or indirectly, with an entity licensed or registered by the state and providing only health care services within the scope of services authorized pursuant to their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 494; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 485, subpart B, subpart H, or subpart J; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 486, subpart C; providers certified and providing only health care services within the scope of services authorized under their respective certifications under 42 C.F.R. part 491, subpart A; providers certified by the Centers for Medicare and Medicaid Services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder; or any entity that provides neonatal or pediatric hospital-based health care services by licensed practitioners solely within a hospital licensed under chapter 395.

5.(e) An entity that is exempt from federal taxation under 26 U.S.C. s. 501(c)(3) or (4), an employee stock ownership plan under 26 U.S.C. s. 409 that has a board of trustees at least two-thirds of which are Florida-licensed health care practitioners and provides only physical therapy services under physician orders, any community college or university clinic, and any entity owned or operated by the federal or state government, including agencies, subdivisions, or municipalities thereof.

6.(f) A sole proprietorship, group practice, partnership, or corporation that provides health care services by physicians covered by s. 627.419, that is directly supervised by one or more of such physicians, and that is wholly owned by one or more of those physicians or by a physician and the spouse, parent, child, or sibling of that physician.

7.(g) A sole proprietorship, group practice, partnership, or corporation that provides health care services by licensed health care practitioners under chapter 457, chapter 458, chapter 459, chapter 460, chapter 461, chapter 462, chapter 463, chapter 466, chapter 467, chapter 480, chapter 484, chapter 486, chapter 490, chapter 491, or part I, part III, part X, part XIII, or part XIV of chapter 468, or s. 464.012, and that is wholly owned by one or more licensed health care practitioners, or the licensed health care practitioners set forth in this ~~subparagraph paragraph~~ and the spouse, parent, child, or sibling of a licensed health care practitioner if one of the owners who is a licensed health care practitioner is supervising the business activities and is legally responsible for the entity's compliance with all federal and state laws. However, a health care practitioner may not supervise services beyond the scope of the practitioner's license, except that, for the purposes of this part, a clinic owned by a licensee in s. 456.053(3)(b) which



provides only services authorized pursuant to s. 456.053(3)(b) may be supervised by a licensee specified in s. 456.053(3)(b).

8.(h) Clinical facilities affiliated with an accredited medical school at which training is provided for medical students, residents, or fellows.

9.(f) Entities that provide only oncology or radiation therapy services by physicians licensed under chapter 458 or chapter 459 or entities that provide oncology or radiation therapy services by physicians licensed under chapter 458 or chapter 459 which are owned by a corporation whose shares are publicly traded on a recognized stock exchange.

10.(j) Clinical facilities affiliated with a college of chiropractic accredited by the Council on Chiropractic Education at which training is provided for chiropractic students.

11.(k) Entities that provide licensed practitioners to staff emergency departments or to deliver anesthesia services in facilities licensed under chapter 395 and that derive at least 90 percent of their gross annual revenues from the provision of such services. Entities claiming an exemption from licensure under this ~~subparagraph~~ ~~paragraph~~ must provide documentation demonstrating compliance.

12.(l) Orthotic, prosthetic, pediatric cardiology, or perinatology clinical facilities or anesthesia clinical facilities that are not otherwise exempt under *subparagraph 1* or *subparagraph 11*, ~~paragraph (a) or paragraph (k)~~ and that are a publicly traded corporation or are wholly owned, directly or indirectly, by a publicly traded corporation. As used in this ~~subparagraph~~ ~~paragraph~~, a publicly traded corporation is a corporation that issues securities traded on an exchange registered with the United States Securities and Exchange Commission as a national securities exchange.

13.(m) Entities that are owned by a corporation that has \$250 million or more in total annual sales of health care services provided by licensed health care practitioners where one or more of the persons responsible for the operations of the entity is a health care practitioner who is licensed in this state and who is responsible for supervising the business activities of the entity and is responsible for the entity's compliance with state law for purposes of this part.

14.(n) Entities that employ 50 or more licensed health care practitioners licensed under chapter 458 or chapter 459 where the billing for medical services is under a single tax identification number. The application for exemption under this subsection ~~must include~~ ~~shall contain~~ ~~information that includes~~ the name, residence, and business address and ~~telephone~~ ~~phone~~ number of the entity that owns the practice; a complete list of the names and contact information of all the officers and directors of the corporation; the name, residence address, business address, and medical license number of each licensed Florida health care practitioner employed by the entity; the corporate tax identification number of the entity seeking an exemption; a listing of health care services to be provided by the entity at the health care clinics owned or operated by the entity; and a certified statement prepared by an independent certified public accountant which states that the entity and the health care clinics owned or operated by the entity have not received payment for health care services under *medical payments* ~~personal injury protection insurance~~ coverage for the preceding year. If the agency determines that an entity ~~that~~ ~~which~~ is exempt under this subsection has received payments for medical services under *medical payments* ~~personal injury protection insurance~~ coverage, the agency may deny or revoke the exemption from licensure under this subsection.

15.(o) Entities that are, directly or indirectly, under the common ownership of or that are subject to common control by a mutual insurance holding company, as defined in s. 628.703, with an entity issued a certificate of authority under chapter 624 or chapter 641 which has \$1 billion or more in total annual sales in this state.

16.(p) Entities that are owned by an entity that is a behavioral health care service provider in at least five other states; that, together with its affiliates, have \$90 million or more in total annual revenues associated with the provision of behavioral health care services; and wherein one or more of the persons responsible for the operations of the entity is a health care practitioner who is licensed in this state, who is responsible for supervising the business activities of the entity, and who

is responsible for the entity's compliance with state law for purposes of this part.

17.(q) Medicaid providers.

(b) Notwithstanding *paragraph (a)* ~~this subsection~~, an entity ~~is~~ ~~shall~~ be deemed a clinic and must be licensed under this part in order to receive *medical payments coverage* reimbursement under s. 627.7265 unless the entity is:

1. Wholly owned by a physician licensed under chapter 458 or chapter 459 or by the physician and the spouse, parent, child, or sibling of the physician;

2. Wholly owned by a dentist licensed under chapter 466 or by the dentist and the spouse, parent, child, or sibling of the dentist;

3. Wholly owned by a chiropractic physician licensed under chapter 460 or by the chiropractic physician and the spouse, parent, child, or sibling of the chiropractic physician;

4. A hospital or ambulatory surgical center licensed under chapter 395;

5. An entity that wholly owns or is wholly owned, directly or indirectly, by a hospital or hospitals licensed under chapter 395;

6. A clinical facility affiliated with an accredited medical school at which training is provided for medical students, residents, or fellows;

7. Certified under 42 C.F.R. part 485, subpart H; or

8. Owned by a publicly traded corporation, either directly or indirectly through its subsidiaries, which has \$250 million or more in total annual sales of health care services provided by licensed health care practitioners, if one or more of the persons responsible for the operations of the entity are health care practitioners who are licensed in this state and are responsible for supervising the business activities of the entity and the entity's compliance with state law for purposes of this subsection ~~the Florida Motor Vehicle No-Fault Law, ss. 627.730-627.7405, unless exempted under s. 627.736(5)(h).~~

Section 27. Subsection (5) of section 400.991, Florida Statutes, is amended to read:

400.991 License requirements; background screenings; prohibitions.—

(5) All agency forms for licensure application or exemption from licensure under this part must contain the following statement:

INSURANCE FRAUD NOTICE.—A person *commits a fraudulent insurance act, as defined in s. 626.989, Florida Statutes, if the person who knowingly submits a false, misleading, or fraudulent application or other document when applying for licensure as a health care clinic, seeking an exemption from licensure as a health care clinic, or demonstrating compliance with part X of chapter 400, Florida Statutes, with the intent to use the license, exemption from licensure, or demonstration of compliance to provide services or seek reimbursement under a motor vehicle liability insurance policy's medical payments coverage* ~~the Florida Motor Vehicle No-Fault Law, commits a fraudulent insurance act, as defined in s. 626.989, Florida Statutes. A person who presents a claim for benefits under medical payments coverage~~ ~~personal injury protection benefits~~ knowing that the payee knowingly submitted such health care clinic application or document, commits insurance fraud, as defined in s. 817.234, Florida Statutes.

Section 28. Paragraph (g) of subsection (1) of section 400.9935, Florida Statutes, is amended to read:

400.9935 Clinic responsibilities.—

(1) Each clinic shall appoint a medical director or clinic director who shall agree in writing to accept legal responsibility for the following activities on behalf of the clinic. The medical director or the clinic director shall:

(g) Conduct systematic reviews of clinic billings to ensure that the billings are not fraudulent or unlawful. Upon discovery of an unlawful



charge, the medical director or clinic director shall take immediate corrective action. If the clinic performs only the technical component of magnetic resonance imaging, static radiographs, computed tomography, or positron emission tomography, and provides the professional interpretation of such services, in a fixed facility that is accredited by a national accrediting organization that is approved by the Centers for Medicare and Medicaid Services for magnetic resonance imaging and advanced diagnostic imaging services and if, in the preceding quarter, the percentage of scans performed by that clinic which was billed to ~~motor vehicle all personal injury protection~~ insurance carriers under ~~medical payments coverage~~ was less than 15 percent, the chief financial officer of the clinic may, in a written acknowledgment provided to the agency, assume the responsibility for the conduct of the systematic reviews of clinic billings to ensure that the billings are not fraudulent or unlawful.

Section 29. Subsection (28) of section 409.901, Florida Statutes, is amended to read:

409.901 Definitions; ss. 409.901-409.920.—As used in ss. 409.901-409.920, except as otherwise specifically provided, the term:

(28) “Third-party benefit” means any benefit that is or may be available at any time through contract, court award, judgment, settlement, agreement, or any arrangement between a third party and any person or entity, including, without limitation, a Medicaid recipient, a provider, another third party, an insurer, or the agency, for any Medicaid-covered injury, illness, goods, or services, including costs of medical services related thereto, for ~~bodily personal injury~~ or for death of the recipient, but specifically excluding ~~policies of life insurance policies~~ on the recipient, unless available under terms of the policy to pay medical expenses ~~before~~ ~~prior to~~ death. The term includes, without limitation, collateral, as defined in this section; health insurance; any benefit under a health maintenance organization, a preferred provider arrangement, a prepaid health clinic, liability insurance, uninsured motorist insurance, or ~~medical payments coverage~~; or ~~personal injury protection coverage~~, medical benefits under workers’ compensation, and any obligation under law or equity to provide medical support.

Section 30. Paragraph (f) of subsection (11) of section 409.910, Florida Statutes, is amended to read:

409.910 Responsibility for payments on behalf of Medicaid-eligible persons when other parties are liable.—

(11) The agency may, as a matter of right, in order to enforce its rights under this section, institute, intervene in, or join any legal or administrative proceeding in its own name in one or more of the following capacities: individually, as subrogee of the recipient, as assignee of the recipient, or as lienholder of the collateral.

(f) Notwithstanding any provision in this section to the contrary, in the event of an action in tort against a third party in which the recipient or his or her legal representative is a party which results in a judgment, award, or settlement from a third party, the amount recovered shall be distributed as follows:

1. After ~~attorney~~ ~~attorney’s~~ fees and taxable costs as defined by the Florida Rules of Civil Procedure, one-half of the remaining recovery shall be paid to the agency up to the total amount of medical assistance provided by Medicaid.

2. The remaining amount of the recovery shall be paid to the recipient.

3. For purposes of calculating the agency’s recovery of medical assistance benefits paid, the fee for services of an attorney retained by the recipient or his or her legal representative shall be calculated at 25 percent of the judgment, award, or settlement.

4. Notwithstanding any *other* provision of this section to the contrary, the agency shall be entitled to all medical coverage benefits up to the total amount of medical assistance provided by Medicaid. For purposes of this paragraph, *the term* “medical coverage” means any benefits under health insurance, a health maintenance organization, a preferred provider arrangement, or a prepaid health clinic, and the portion of benefits designated for medical payments under ~~coverage for~~ workers’

compensation coverage, motor vehicle insurance coverage, ~~personal injury protection~~, and casualty coverage.

Section 31. Paragraph (k) of subsection (2) of section 456.057, Florida Statutes, is amended to read:

456.057 Ownership and control of patient records; report or copies of records to be furnished; disclosure of information.—

(2) As used in this section, the terms “records owner,” “health care practitioner,” and “health care practitioner’s employer” do not include any of the following persons or entities; furthermore, the following persons or entities are not authorized to acquire or own medical records, but are authorized under the confidentiality and disclosure requirements of this section to maintain those documents required by the part or chapter under which they are licensed or regulated:

(k) Persons or entities practicing under s. 627.7265 ~~s. 627.736(7)~~.

Section 32. Paragraphs (ee) and (ff) of subsection (1) of section 456.072, Florida Statutes, are amended to read:

456.072 Grounds for discipline; penalties; enforcement.—

(1) The following acts shall constitute grounds for which the disciplinary actions specified in subsection (2) may be taken:

(ee) With respect to making a ~~medical payments coverage personal injury protection~~ claim under s. 627.7265 ~~as required by s. 627.736~~, intentionally submitting a claim, statement, or bill that has been ~~up-coded~~. As used in this paragraph, the term “up-coded” means an action that submits a billing code that would result in a greater payment amount than would be paid using a billing code that accurately describes the services performed. The term does not include an otherwise lawful bill by a magnetic resonance imaging facility which globally combines both technical and professional components, if the amount of the global bill is not more than the components if billed separately; however, payment of such a bill constitutes payment in full for all components of such service ~~“up-coded” as defined in s. 627.732~~.

(ff) With respect to making a ~~medical payments coverage personal injury protection~~ claim pursuant to s. 627.7265 ~~as required by s. 627.736~~, intentionally submitting a claim, statement, or bill for payment of services that were not rendered.

Section 33. Paragraph (b) of subsection (1) and subsection (8) of section 624.155, Florida Statutes, are amended to read:

624.155 Civil remedy.—

(1) Any person may bring a civil action against an insurer when such person is damaged:

(b) By the commission of any of the following acts by the insurer:

1. *Except for a civil action for bad faith failure to settle a third-party claim subject to s. 624.156*, not attempting in good faith to settle claims when, under all the circumstances, it could and should have done so, had it acted fairly and honestly toward its insured and with due regard for her or his interests;

2. Making claims payments to insureds or beneficiaries not accompanied by a statement setting forth the coverage under which payments are being made; ~~or~~

3. Except as to liability coverages, failing to promptly settle claims, when the obligation to settle a claim has become reasonably clear, under one portion of the insurance policy coverage in order to influence settlements under other portions of the insurance policy coverage; *or*

4. *When handling a first-party claim under a motor vehicle insurance policy, not attempting in good faith to settle such claim pursuant to subparagraph 1. when such failure is caused by a failure to communicate to an insured:*

a. *The name, telephone number, e-mail address, and mailing address of the person who is adjusting the claim;*

b. *Any issues that may impair the insured’s coverage;*

c. Information that might resolve the coverage issue in a prompt manner;

d. Any basis for the insurer's rejection or nonacceptance of any settlement demand or offer; or

e. Any needed extensions to respond to a time-limited settlement offer.

Notwithstanding the provisions of the above to the contrary, a person pursuing a remedy under this section need not prove that such act was committed or performed with such frequency as to indicate a general business practice.

(8) The civil remedy specified in this section does not preempt any other remedy or cause of action provided for pursuant to any other statute or pursuant to the common law of this state. ~~A Any person is may obtain a judgment under either the common law remedy of bad faith or this statutory remedy, but shall not be entitled to a judgment under multiple bad faith both remedies.~~ This section shall not be construed to create a common-law cause of action. The damages recoverable pursuant to this section shall include those damages which are a reasonably foreseeable result of a specified violation of this section by the authorized insurer and may include an award or judgment in an amount that exceeds the policy limits.

Section 34. Section 624.156, Florida Statutes, is created to read:

**624.156 Actions against motor vehicle insurers for bad faith failure to settle third-party claims.—**

(1) **SCOPE.**—This section applies in all actions against any insurer for bad faith failure to settle a third-party claim for a loss arising out of the ownership, maintenance, or use of a motor vehicle operated or principally garaged in this state at the time of an incident or a loss, regardless of whether the insurer is authorized to do business in this state or issued a policy in this state. This section governs in any conflict with common law or any other statute.

(2) **DUTY OF GOOD FAITH.**—In handling claims, an insurer has a duty to its insured to handle claims in good faith by complying with the best practices standards of subsection (4). An insurer's negligence does not constitute bad faith. However, negligence is relevant to whether an insurer acted in bad faith.

(3) **BAD FAITH FAILURE TO SETTLE.**—"Bad faith failure to settle" means an insurer's failure to meet its duty of good faith, as described in subsection (2), which is a proximate cause of the insurer not settling a third-party claim when, under all the circumstances, the insurer could and should have done so, had it acted fairly and honestly toward its insured and with due regard for the insured's interests.

(4) **BEST PRACTICES STANDARDS.**—An insurer must meet the best practices standards of this subsection. The insurer's duty begins upon receiving actual notice of an incident or a loss that could give rise to a covered liability claim and continues until the claim is resolved. Notice may be communicated to the insurer or an agent of the insurer by any means. However, if actual notice is communicated by means other than through any manner permitted by the policy or other documents provided to the insured by the insurer, through the insurer's website, or through the e-mail address designated by the insurer under s. 624.422, the notice will not be effective under this subsection if that variation causes actual prejudice to the insurer's ability to settle the claim. The burden is on the party bringing the bad faith claim to prove that the insurer had actual notice of the incident or loss giving rise to the claim that resulted in an excess judgment and when such notice was received. After receipt of actual notice an insurer:

(a) Must assign a duly licensed and appointed insurance adjuster to investigate the extent of the insured's probable exposure and diligently attempt to resolve any questions concerning the existence or extent of the insured's coverage.

(b) Based on available information, must ethically evaluate every claim fairly, honestly, and with due regard for the interests of the insured; consider the extent of the claimant's recoverable damages; and consider the information in a reasonable and prudent manner.

(c) Must request from the insured or claimant additional relevant information the insurer reasonably deems necessary to evaluate whether to settle a claim.

(d) Must conduct all verbal and written communications with the insured with the utmost honesty and complete candor.

(e) Must make reasonable efforts to explain to persons not represented by counsel matters requiring expertise beyond the level normally expected of a layperson with no training in insurance or claims-handling issues.

(f) Must retain all written communications and note and retain a summary of all verbal communications in a reasonable manner for a period of not less than 5 years after the later of:

1. The entry of a judgment against the insured in excess of policy limits becomes final; or

2. The conclusion of the extracontractual claim, if any, including any related appeals.

(g) Must provide the insured, upon request, with all nonprivileged communications related to the insurer's handling of the claim which are not privileged as to the insured.

(h) Must provide, at the insurer's expense, reasonable accommodations necessary to communicate effectively with an insured covered under the Americans with Disabilities Act.

(i) In handling third-party claims, must communicate to an insured all of the following:

1. The identity of any other person or entity the insurer has reason to believe may be liable.

2. The insurer's evaluation of the claim.

3. The likelihood and possible extent of an excess judgment.

4. Steps the insured can take to avoid exposure to an excess judgment, including the right to secure personal counsel at the insured's expense.

5. The insured's duty to cooperate with the insurer, including any specific requests required because of a settlement opportunity or by the insurer for the insured's cooperation under subsection (5), the purpose of the required cooperation, and the consequences of refusing to cooperate.

6. Any settlement demands or offers.

(j) If, after the expiration of the safe harbor periods in subsection (8), the facts available to the insurer indicate that the insured's liability is likely to exceed the policy limits, must initiate settlement negotiations by tendering its policy limits to the claimant in exchange for a general release of the insured.

(k)1. Must give fair consideration to a settlement offer that is not unreasonable under the facts available to the insurer and settle, if possible, when a reasonably prudent person, faced with the prospect of paying the total probable exposure of the insured, would do so. The insurer shall provide reasonable assistance to the insured to comply with the insured's obligations to cooperate and shall act reasonably to attempt to satisfy any conditions of a claimant's settlement offer. If it is not possible to settle a liability claim within the available policy limits, the insurer shall act reasonably to attempt to minimize the excess exposure to the insured.

2. When multiple claims arise out of a single occurrence, the combined value of all claims exceeds the total of all applicable policy limits, and the claimants are unwilling to globally settle within the policy limits, must attempt to minimize the magnitude of possible excess judgments against the insured. Thereafter, the insurer is entitled to great discretion to decide how much to offer each respective claimant in its attempt to protect the insured. The insurer may, in its effort to minimize the excess liability of the insured, use its discretion to offer the full available policy limits to one or more claimants to the exclusion of other claimants and may leave the insured exposed to some liability after all the policy limits are paid. An insurer does not act in bad faith simply

because it is unable to settle all claims in a multiple claimant case. It is a defense to a bad faith action if the insurer establishes that it used its discretion for the benefit of its insureds and complied with the other best practices standards of this subsection.

(l) When a loss creates the potential for a third-party claim against more than one insured, must attempt to settle the claim on behalf of all insureds against whom a claim may be presented. If it is not possible to settle on behalf of all insureds, the insurer may, in consultation with the insureds, enter into reasonable settlements of claims against certain insureds to the exclusion of other insureds.

(m) Must respond to any request for insurance information in compliance with s. 627.4137 or s. 626.9372, as applicable.

(n) Where it appears the insured's probable exposure is greater than policy limits, must take reasonable measures to preserve evidence, for a reasonable period of time, which is needed for the defense of the liability claim.

(o) Must comply with s. 627.426, if applicable.

(p) May not commit or perform with such frequency as to indicate a general business practice, any of the following:

1. Failing to adopt and implement standards for the proper investigation of claims.

2. Misrepresenting pertinent facts or insurance policy provisions relating to coverages at issue.

3. Failing to acknowledge and act promptly upon communications with respect to claims.

4. Denying claims without conducting reasonable investigations based upon available information.

(5) **INSURED'S DUTY TO COOPERATE.—**

(a) Insureds have a duty to cooperate with their insurer in the defense of the claim and in making settlements. Accordingly, the insured must take any reasonable action requested by the injured claimant or provided in the policy which is necessary to assist the insurer in settling a covered claim, including:

1. Executing affidavits regarding the facts within the insured's knowledge regarding the covered loss; and

2. Providing documents, including those requested pursuant to paragraph (b).

(b) When it is reasonably necessary to settle a covered claim valued in excess of all applicable policy limits, upon the request of the injured claimant, an insured must disclose on a form adopted by the department or provided by the claimant a summary of the following:

1. The insured's assets at the time of the loss, including:

a. Cash, stocks, bonds, and nonretirement-based mutual funds;

b. Nonhomestead real property;

c. All registered vehicles;

d. All bank accounts;

e. An estimated net accounting of all other assets; and

f. Any additional information included by the department.

2. The insured's liabilities, including:

a. Mortgage debt;

b. Credit card debt;

c. Child support and alimony payments;

d. Other liabilities; and

e. Any additional information included by the department.

3. For a corporate entity, information on its balance sheet, including the corporate entity's:

a. Cash, property, equipment, and inventory;

b. Liabilities, including obligations, rent, money owed to vendors, payroll, and taxes;

c. Other information relevant to understanding the entity's capital and net worth; and

d. Any additional information included by the department.

4. A list of all insurance policies that may provide coverage for the claim, stating the name of the insurer and policy number of each policy.

5. For natural persons, a statement of whether the insured was acting in the course and scope of employment at the time of the incident or loss giving rise to the claim and, if so, providing the name and contact information for the insured's employer.

(c) No later than 14 days following actual notice of an incident or a loss that could give rise to a covered liability claim, the insurer must notify the insured of the insured's duties under this subsection. The burden is on the insurer to prove it provided notice to the insured of the insured's duty to cooperate; otherwise, a presumption arises that the insured met its duty to cooperate under this subsection.

(d) An insurer may terminate the defense as to any insured who unreasonably fails to meet its duties under this subsection when:

1. The insurer exercised diligence and met its duties under subparagraph (4)(i)5.;

2. The insurer provided reasonable assistance to the insured to comply with the obligations of this subsection;

3. The insurer gave the insured written notice of any failure to cooperate and a reasonable opportunity for the insured to cure the lack of cooperation, consistent with any deadlines imposed by settlement negotiations;

4. The insured's failure to cooperate causes the insurer to be unable to settle the claim; and

5. The insurer unconditionally tenders its available coverage policy limits directly to the claimant or the claimant's attorney.

(e) When an insured's defense is terminated in compliance with this subsection, the insurer is not liable for any damages caused by a failure to settle or defend the liability claim against that insured.

(6) **CLAIMANT COMMUNICATIONS.—**The trier of fact may not attribute the insurer's failure to settle a covered third-party claim to a claimant's lack of communication with the insurer when the claimant truthfully complies with all applicable standards of this subsection by:

(a) Contemporaneously with or before making a claim with the insurer, communicating in writing to the insurer:

1. The date and location of loss;

2. The name, address, and date of birth of the claimant; and

3. A physical address, an e-mail address, and a facsimile number for further communications, including, but not limited to, responses to any settlement demand.

(b) Presenting the following in writing:

1. The legal and factual basis of the claim; and

2. A reasonably detailed description of the claimant's:

a. Known injuries caused or aggravated by the incident or loss on which the claim is based;

b. Medical treatment causally related to the incident or loss on which the claim is based;

c. Relevant pre-accident medical conditions, if known; and

d. Type and amount of known damages incurred and, if any, the damages the claimant reasonably anticipates incurring in the future.

(c) Providing any settlement demand in writing and stating within such demand:

1. The name of each insured to whom the demand for settlement is directed;

2. The amount of the demand for settlement; and

3. Any conditions the claimant is placing on acceptance of the demand for settlement.

This subsection does not reduce an insurer's duty of good faith, which is owed solely to its insured. The claimant owes no duty to the insured or the insurer, and the duties of the claimant's attorney are owed solely to their client. The claimant and the claimant's attorneys do not have a duty to comply with this subsection.

(7) **CONDITIONS PRECEDENT.**—It is a condition precedent to filing an action against an insurer for bad faith failure to settle a third-party claim that:

(a) A third-party claimant obtained a final judgment in excess of the policy limits against the insured or the insured's estate, bankruptcy trustee, or successor in interest, unless the insurer expressly waived the requirement of a final excess judgment or wrongfully breached its duty to defend the insured; and

(b) The insurer or an agent of the insurer received actual notice effective under subsection (4).

(8) **SAFE HARBORS.**—

(a) After an insurer receives actual notice of an incident or a loss that could give rise to a covered liability claim, the insurer is entitled to a reasonable opportunity to investigate and evaluate the claim. The amount of time required for the insurer's investigation and evaluation will vary depending on the circumstances of the claim. The safe harbors provided in this subsection are available to an insurer that complies with the best practices standards of subsection (4).

(b) When one claim arises out of a single occurrence, and an insurer initiates settlement negotiations by tendering the applicable policy limits in exchange for a general release of the insured within 45 days after receiving actual notice of the loss, the failure to tender the policy limits sooner does not constitute bad faith.

(c) When multiple claims arise out of a single occurrence, the combined value of all claims exceeds the total of all applicable policy limits, and an insurer initiates settlement negotiations by globally tendering the applicable policy limits in exchange for a general release of the insured within 45 days after receiving actual notice of the loss, the failure to tender policy limits sooner does not constitute bad faith.

(d) An insurer is not under any circumstances liable for the failure to accept a settlement offer within 45 days after receiving actual notice of the loss if:

1. The settlement offer provides the insurer fewer than 15 days for acceptance; or

2. The settlement offer provides the insurer fewer than 30 days for acceptance where the offer contains conditions for acceptance other than the insurer's disclosure of its policy limits.

(e) This subsection does not require that an insurer automatically tender policy limits within 45 days in every case.

(9) **BURDEN OF PROOF.**—In any action for bad faith failure to settle as defined in subsection (3):

(a) The party bringing the bad faith claim must prove every element of the claim by the greater weight of the evidence, taking into account the totality of the circumstances.

(b) An insurer that relies upon paragraph (5)(d) as a defense to a claim for bad faith failure to settle must prove the elements of that paragraph by the greater weight of the evidence.

(c) An insurer that relies upon a safe harbor provision of subsection (8) must prove the elements of the safe harbor by the greater weight of the evidence.

(10) **DAMAGES.**—If the trier of fact finds that a claimant has met its burden of proof, the insurer is liable for the amount of any excess judgment, together with court costs and, if the claimant is the insured or an assignee of the insured, the reasonable attorney fees incurred by the claimant. Punitive damages may not be awarded.

(11) **ENFORCEMENT.**—If a judgment creditor obtains a judgment that exceeds the insured's limits of liability, the judgment creditor must be subrogated to the rights of the insured against the insurer for bad faith under this section.

(12) **LIMITATION ON MULTIPLE REMEDIES.**—A person is not entitled to a judgment under multiple bad faith remedies.

Section 35. Paragraphs (i) and (o) of subsection (1) of section 626.9541, Florida Statutes, are amended to read:

626.9541 Unfair methods of competition and unfair or deceptive acts or practices defined.—

(1) **UNFAIR METHODS OF COMPETITION AND UNFAIR OR DECEPTIVE ACTS.**—The following are defined as unfair methods of competition and unfair or deceptive acts or practices:

(i) *Unfair claim settlement practices.*—

1. Attempting to settle claims on the basis of an application, when serving as a binder or intended to become a part of the policy, or any other material document which was altered without notice to, or knowledge or consent of, the insured;

2. Making a material misrepresentation made to an insured or any other person having an interest in the proceeds payable under such contract or policy, for the purpose and with the intent of effecting settlement of such claims, loss, or damage under such contract or policy on less favorable terms than those provided in, and contemplated by, such contract or policy; or

3. Committing or performing with such frequency as to indicate a general business practice any of the following:

a. Failing to adopt and implement standards for the proper investigation of claims;

b. Misrepresenting pertinent facts or insurance policy provisions relating to coverages at issue;

c. Failing to acknowledge and act promptly upon communications with respect to claims;

d. Denying claims without conducting reasonable investigations based upon available information;

e. Failing to affirm or deny full or partial coverage of claims, and, as to partial coverage, the dollar amount or extent of coverage, or failing to provide a written statement that the claim is being investigated, upon the written request of the insured within 30 days after proof-of-loss statements have been completed;

f. Failing to promptly provide a reasonable explanation in writing to the insured of the basis in the insurance policy, in relation to the facts or applicable law, for denial of a claim or for the offer of a compromise settlement;

g. Failing to promptly notify the insured of any additional information necessary for the processing of a claim; or

h. Failing to clearly explain the nature of the requested information and the reasons why such information is necessary.

~~i. Failing to pay personal injury protection insurance claims within the time periods required by s. 627.736(4)(b). The office may order the insurer to pay restitution to a policyholder, medical provider, or other claimant, including interest at a rate consistent with the amount set forth in s. 55.03(1), for the time period within which an insurer fails to pay claims as required by law. Restitution is in addition to any other penalties allowed by law, including, but not limited to, the suspension of the insurer's certificate of authority.~~

4. Failing to pay undisputed amounts of partial or full benefits owed under first-party property insurance policies within 90 days after an insurer receives notice of a residential property insurance claim, determines the amounts of partial or full benefits, and agrees to coverage, unless payment of the undisputed benefits is prevented by an act of God, prevented by the impossibility of performance, or due to actions by the insured or claimant that constitute fraud, lack of cooperation, or intentional misrepresentation regarding the claim for which benefits are owed.

(o) *Illegal dealings in premiums; excess or reduced charges for insurance.*—

1. Knowingly collecting any sum as a premium or charge for insurance, which is not then provided, or is not in due course to be provided, subject to acceptance of the risk by the insurer, by an insurance policy issued by an insurer as permitted by this code.

2. Knowingly collecting as a premium or charge for insurance any sum in excess of or less than the premium or charge applicable to such insurance, in accordance with the applicable classifications and rates as filed with and approved by the office, and as specified in the policy; or, in cases when classifications, premiums, or rates are not required by this code to be so filed and approved, premiums and charges collected from a Florida resident in excess of or less than those specified in the policy and as fixed by the insurer. Notwithstanding any other provision of law, this provision shall not be deemed to prohibit the charging and collection, by surplus lines agents licensed under part VIII of this chapter, of the amount of applicable state and federal taxes, or fees as authorized by s. 626.916(4), in addition to the premium required by the insurer or the charging and collection, by licensed agents, of the exact amount of any discount or other such fee charged by a credit card facility in connection with the use of a credit card, as authorized by subparagraph (q) 3., in addition to the premium required by the insurer. This subparagraph shall not be construed to prohibit collection of a premium for a universal life or a variable or indeterminate value insurance policy made in accordance with the terms of the contract.

3.a. Imposing or requesting an additional premium for *bodily injury liability coverage, property damage liability coverage* ~~a policy of motor vehicle liability, personal injury protection, medical payments coverage payment, or collision coverage in a motor vehicle liability insurance policy insurance or any combination thereof~~ or refusing to renew the policy solely because the insured was involved in a motor vehicle accident unless the insurer's file contains information from which the insurer in good faith determines that the insured was substantially at fault in the accident.

b. An insurer which imposes and collects such a surcharge or which refuses to renew such policy shall, in conjunction with the notice of premium due or notice of nonrenewal, notify the named insured that he or she is entitled to reimbursement of such amount or renewal of the policy under the conditions listed below and will subsequently reimburse him or her or renew the policy, if the named insured demonstrates that the operator involved in the accident was:

- (I) Lawfully parked;
- (II) Reimbursed by, or on behalf of, a person responsible for the accident or has a judgment against such person;
- (III) Struck in the rear by another vehicle headed in the same direction and was not convicted of a moving traffic violation in connection with the accident;

(IV) Hit by a "hit-and-run" driver, if the accident was reported to the proper authorities within 24 hours after discovering the accident;

(V) Not convicted of a moving traffic violation in connection with the accident, but the operator of the other automobile involved in such accident was convicted of a moving traffic violation;

(VI) Finally adjudicated not to be liable by a court of competent jurisdiction;

(VII) In receipt of a traffic citation which was dismissed or nolle prossed; or

(VIII) Not at fault as evidenced by a written statement from the insured establishing facts demonstrating lack of fault which are not rebutted by information in the insurer's file from which the insurer in good faith determines that the insured was substantially at fault.

c. In addition to the other provisions of this subparagraph, an insurer may not fail to renew a policy if the insured has had only one accident in which he or she was at fault within the current 3-year period. However, an insurer may nonrenew a policy for reasons other than accidents in accordance with s. 627.728. This subparagraph does not prohibit nonrenewal of a policy under which the insured has had three or more accidents, regardless of fault, during the most recent 3-year period.

4. Imposing or requesting an additional premium for, or refusing to renew, a policy for motor vehicle insurance solely because the insured committed a noncriminal traffic infraction as described in s. 318.14 unless the infraction is:

a. A second infraction committed within an 18-month period, or a third or subsequent infraction committed within a 36-month period.

b. A violation of s. 316.183, when such violation is a result of exceeding the lawful speed limit by more than 15 miles per hour.

5. Upon the request of the insured, the insurer and licensed agent shall supply to the insured the complete proof of fault or other criteria which justifies the additional charge or cancellation.

6. No insurer shall impose or request an additional premium for motor vehicle insurance, cancel or refuse to issue a policy, or refuse to renew a policy because the insured or the applicant is a handicapped or physically disabled person, so long as such handicap or physical disability does not substantially impair such person's mechanically assisted driving ability.

7. No insurer may cancel or otherwise terminate any insurance contract or coverage, or require execution of a consent to rate endorsement, during the stated policy term for the purpose of offering to issue, or issuing, a similar or identical contract or coverage to the same insured with the same exposure at a higher premium rate or continuing an existing contract or coverage with the same exposure at an increased premium.

8. No insurer may issue a nonrenewal notice on any insurance contract or coverage, or require execution of a consent to rate endorsement, for the purpose of offering to issue, or issuing, a similar or identical contract or coverage to the same insured at a higher premium rate or continuing an existing contract or coverage at an increased premium without meeting any applicable notice requirements.

9. No insurer shall, with respect to premiums charged for motor vehicle insurance, unfairly discriminate solely on the basis of age, sex, marital status, or scholastic achievement.

10. Imposing or requesting an additional premium for motor vehicle comprehensive or uninsured motorist coverage solely because the insured was involved in a motor vehicle accident or was convicted of a moving traffic violation.

11. No insurer shall cancel or issue a nonrenewal notice on any insurance policy or contract without complying with any applicable cancellation or nonrenewal provision required under the Florida Insurance Code.

12. No insurer shall impose or request an additional premium, cancel a policy, or issue a nonrenewal notice on any insurance policy or contract because of any traffic infraction when adjudication has been withheld and no points have been assessed pursuant to s. 318.14(9) and (10). However, this subparagraph does not apply to traffic infractions involving accidents in which the insurer has incurred a loss due to the fault of the insured.

Section 36. Paragraph (a) of subsection (1) of section 626.989, Florida Statutes, is amended to read:

626.989 Investigation by department or Division of Investigative and Forensic Services; compliance; immunity; confidential information; reports to division; division investigator's power of arrest.—

(1) For the purposes of this section:

(a) A person commits a "fraudulent insurance act" if the person:

1. Knowingly and with intent to defraud presents, causes to be presented, or prepares with knowledge or belief that it will be presented, to or by an insurer, self-insurer, self-insurance fund, servicing corporation, purported insurer, broker, or any agent thereof, any written statement as part of, or in support of, an application for the issuance of, or the rating of, any insurance policy, or a claim for payment or other benefit pursuant to any insurance policy, which the person knows to contain materially false information concerning any fact material thereto or if the person conceals, for the purpose of misleading another, information concerning any fact material thereto.

2. Knowingly submits:

a. A false, misleading, or fraudulent application or other document when applying for licensure as a health care clinic, seeking an exemption from licensure as a health care clinic, or demonstrating compliance with part X of chapter 400 with an intent to use the license, exemption from licensure, or demonstration of compliance to provide services or seek reimbursement under a motor vehicle liability insurance policy's medical payments coverage ~~the Florida Motor Vehicle No-Fault Law~~.

b. A claim for payment or other benefit under medical payments coverage, pursuant to a personal injury protection insurance policy under the Florida Motor Vehicle No-Fault Law if the person knows that the payee knowingly submitted a false, misleading, or fraudulent application or other document when applying for licensure as a health care clinic, seeking an exemption from licensure as a health care clinic, or demonstrating compliance with part X of chapter 400.

Section 37. Subsection (1) of section 627.06501, Florida Statutes, is amended to read:

627.06501 Insurance discounts for certain persons completing driver improvement course.—

(1) Any rate, rating schedule, or rating manual for the liability, medical payments ~~personal injury protection~~, and collision coverages of a motor vehicle insurance policy filed with the office may provide for an appropriate reduction in premium charges as to such coverages if ~~when~~ the principal operator on the covered vehicle has successfully completed a driver improvement course approved and certified by the Department of Highway Safety and Motor Vehicles which is effective in reducing crash or violation rates, or both, as determined pursuant to s. 318.1451(5). Any discount, not to exceed 10 percent, used by an insurer is presumed to be appropriate unless credible data demonstrates otherwise.

Section 38. Subsection (15) is added to section 627.0651, Florida Statutes, to read:

627.0651 Making and use of rates for motor vehicle insurance.—

(15) Rate filings for motor vehicle liability policies that implement the financial responsibility requirements of s. 324.022 in effect January 1, 2022, except for commercial motor vehicle insurance policies exempt under paragraph (14)(a), must reflect such financial responsibility requirements and may be approved only through the file and use process under paragraph (1)(a).

Section 39. Subsection (1) of section 627.0652, Florida Statutes, is amended to read:

627.0652 Insurance discounts for certain persons completing safety course.—

(1) Any rates, rating schedules, or rating manuals for the liability, medical payments ~~personal injury protection~~, and collision coverages of a motor vehicle insurance policy filed with the office ~~must shall~~ provide for an appropriate reduction in premium charges as to such coverages if ~~when~~ the principal operator on the covered vehicle is an insured 55 years of age or older who has successfully completed a motor vehicle accident prevention course approved by the Department of Highway Safety and Motor Vehicles. Any discount used by an insurer is presumed to be appropriate unless credible data demonstrates otherwise.

Section 40. Subsections (1), (3), and (6) of section 627.0653, Florida Statutes, are amended to read:

627.0653 Insurance discounts for specified motor vehicle equipment.—

(1) Any rates, rating schedules, or rating manuals for the liability, medical payments ~~personal injury protection~~, and collision coverages of a motor vehicle insurance policy filed with the office ~~must shall~~ provide a premium discount if the insured vehicle is equipped with factory-installed, four-wheel antilock brakes.

(3) Any rates, rating schedules, or rating manuals for ~~personal injury protection coverage and medical payments coverage, if offered,~~ of a motor vehicle insurance policy filed with the office ~~must shall~~ provide a premium discount if the insured vehicle is equipped with one or more air bags ~~that which~~ are factory installed.

(6) The Office of Insurance Regulation may approve a premium discount to any rates, rating schedules, or rating manuals for the liability, medical payments ~~personal injury protection~~, and collision coverages of a motor vehicle insurance policy filed with the office if the insured vehicle is equipped with an automated driving system or electronic vehicle collision avoidance technology that is factory installed or a retrofitted system and that complies with National Highway Traffic Safety Administration standards.

Section 41. Section 627.4132, Florida Statutes, is amended to read:

627.4132 Stacking of coverages prohibited.—If an insured or named insured is protected by any type of motor vehicle insurance policy for ~~bodily injury and property damage liability, personal injury protection, or other coverage,~~ the policy ~~must shall~~ provide that the insured or named insured is protected only to the extent of the coverage she or he has on the vehicle involved in the accident. However, if none of the insured's or named insured's vehicles ~~are is~~ involved in the accident, coverage is available only to the extent of coverage on any one of the vehicles with applicable coverage. Coverage on any other vehicles ~~may shall~~ not be added to or stacked upon that coverage. This section does not ~~apply~~:

(1) Apply to uninsured motorist coverage ~~that which~~ is separately governed by s. 627.727.

(2) ~~To~~ Reduce the coverage available by reason of insurance policies insuring different named insureds.

Section 42. Subsection (1) of section 627.4137, Florida Statutes, is amended to read:

627.4137 Disclosure of certain information required.—

(1) Each insurer which does or may provide liability insurance coverage to pay all or a portion of any claim which might be made shall provide, within 30 days of the written request of the claimant ~~or the claimant's attorney~~, a statement, under oath, of a corporate officer or the insurer's claims manager or superintendent setting forth the following information with regard to each known policy of insurance, including excess or umbrella insurance:

(a) The name of the insurer.

(b) The name of each insured.

(c) The limits of the liability coverage.

(d) A statement of any policy or coverage defense which such insurer reasonably believes is available to such insurer at the time of filing such statement.

(e) A copy of the policy.

In addition, the insured, or her or his insurance agent, upon written request of the claimant or the claimant's attorney, shall disclose the name and coverage of each known insurer to the claimant and shall forward such request for information as required by this subsection to all affected insurers. The insurer shall then supply the information required in this subsection to the claimant within 30 days of receipt of such request. *If an insurer fails to timely comply with this section, the claimant may file an action in a court of competent jurisdiction to enforce this section. If the court determines that the insurer violated this section, the claimant is entitled to an award of reasonable attorney fees and costs to be paid by the insurer.*

Section 43. Section 627.7263, Florida Statutes, is amended to read:

627.7263 Rental and leasing driver's insurance to be primary; exception.—

(1) The valid and collectible liability insurance *and medical payments coverage* ~~or personal injury protection insurance providing coverage~~ for the lessor of a motor vehicle for rent or lease is primary unless otherwise stated in at least 10-point type on the face of the rental or lease agreement. Such insurance is primary for the limits of liability ~~and personal injury protection~~ coverage as required by s. 324.021(7) *and the medical payments coverage limit specified under s. 627.7265* ~~ss. 324.021(7) and 627.736~~.

(2) If the lessee's coverage is to be primary, the rental or lease agreement must contain the following language, in at least 10-point type:

*“The valid and collectible liability insurance and medical payments coverage ~~personal injury protection insurance~~ of an any authorized rental or leasing driver is primary for the limits of liability ~~and personal injury protection~~ coverage required under section 324.021(7), Florida Statutes, and the medical payments coverage limit specified under section 627.7265 by ss. 324.021(7) and 627.736, Florida Statutes.”*

Section 44. Section 627.7265, Florida Statutes, is created to read:

627.7265 Motor vehicle insurance; medical payments coverage.—

(1) *Medical payments coverage must protect the named insured, resident relatives, persons operating the insured motor vehicle, passengers in the insured motor vehicle, and persons who are struck by the insured motor vehicle and suffer bodily injury while not an occupant of a self-propelled motor vehicle at a limit of at least \$5,000 for medical expenses incurred due to bodily injury, sickness, or disease arising out of the ownership, maintenance, or use of a motor vehicle. The coverage must provide an additional death benefit of at least \$5,000.*

(a) *Before issuing a motor vehicle liability insurance policy that is furnished as proof of financial responsibility under s. 324.031, the insurer must offer medical payments coverage at limits of \$5,000 and \$10,000. The insurer may also offer medical payments coverage at any limit greater than \$5,000.*

(b) *The insurer must offer medical payments coverage with no deductible. The insurer may also offer medical payments coverage with a deductible not to exceed \$500.*

(c) *Each motor vehicle liability insurance policy furnished as proof of financial responsibility under s. 324.031 is deemed to have:*

1. *Medical payments coverage to a limit of \$10,000, unless the insurer obtains a named insured's written refusal of medical payments coverage or written selection of medical payments coverage at a limit other than \$10,000. The rejection or selection of coverage at a limit other than \$10,000 must be made on a form approved by the office.*

2. *No medical payments coverage deductible, unless the insurer obtains a named insured's written selection of a deductible up to \$500. The selection of a deductible must be made on a form approved by the office.*

(d)1. *The forms referenced in subparagraphs (c)1. and 2. must fully advise the applicant of the nature of the coverage being rejected or the policy limit or deductible being selected. If the form is signed by a named insured, it is conclusively presumed that there was an informed, knowing rejection of the coverage or election of the policy limit or deductible.*

2. *Unless a named insured requests in writing the coverage specified in this section, it need not be provided in or supplemental to any other policy that renews, insures, extends, changes, supersedes, or replaces an existing policy if a named insured has rejected the coverage specified in this section or has selected an alternative coverage limit or deductible. At least annually, the insurer shall provide to the named insured a notice of the availability of such coverage in a form approved by the office. The notice must be part of, and attached to, the notice of premium and must provide for a means to allow a named insured to request medical payments coverage at the limits and deductibles required to be offered under this section. The notice must be given in a manner approved by the office. Receipt of this notice does not constitute an affirmative waiver of the insured's right to medical payments coverage if a named insured has not signed a selection or rejection form.*

(e) *This section may not be construed to limit any other coverage made available by an insurer.*

(2) *Upon receiving notice of an accident that is potentially covered by medical payments coverage benefits, the insurer must reserve \$5,000 of medical payments coverage benefits for payment to physicians licensed under chapter 458 or chapter 459 or dentists licensed under chapter 466 who provide emergency services and care, as defined in s. 395.002, or who provide hospital inpatient care. The amount required to be held in reserve may be used only to pay claims from such physicians or dentists until 30 days after the date the insurer receives notice of the accident. After the 30-day period, any amount of the reserve for which the insurer has not received notice of such claims may be used by the insurer to pay other claims. This subsection does not require an insurer to establish a claim reserve for insurance accounting purposes.*

(3) *An insurer providing medical payments coverage benefits may not:*

(a) *Seek a lien on any recovery in tort by judgment, settlement, or otherwise for medical payments coverage benefits, regardless of whether suit has been filed or settlement has been reached without suit; or*

(b) *Bring a cause of action against a person to whom or for whom medical payments coverage benefits were paid, except when medical payments coverage benefits were paid by reason of fraud committed by that person.*

(4) *An insurer providing medical payments coverage may include provisions in its policy allowing for subrogation for medical payments coverage benefits paid if the expenses giving rise to the payments were caused by the wrongful act or omission of another who is not also an insured under the policy paying the medical payments coverage benefits. However, this subrogation right is inferior to the rights of the injured insured and is available only after all the insured's damages are recovered and the insured is made whole. An insured who obtains a recovery from a third party of the full amount of the damages sustained and delivers a release or satisfaction that impairs a medical payments insurer's subrogation right is liable to the insurer for repayment of medical payments coverage benefits less any expenses of acquiring the recovery, including a prorated share of attorney fees and costs, and shall hold that net recovery in trust to be delivered to the medical payments insurer. The insurer may not include any provision in its policy allowing for subrogation for any death benefit paid.*

Section 45. Subsections (1) and (7) of section 627.727, Florida Statutes, are amended to read:

627.727 Motor vehicle insurance; uninsured and underinsured vehicle coverage; insolvent insurer protection.—

(1) ~~A No~~ motor vehicle liability insurance policy that ~~which~~ provides bodily injury liability coverage may not ~~shall~~ be delivered or issued for

delivery in this state with respect to any specifically insured or identified motor vehicle registered or principally garaged in this state, unless uninsured motor vehicle coverage is provided therein or supplemental thereto for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of uninsured motor vehicles because of bodily injury, sickness, or disease, including death, resulting therefrom. However, the coverage required under this section is not applicable ~~if when~~, or to the extent that, an insured named in the policy makes a written rejection of the coverage on behalf of all insureds under the policy. ~~If when~~ a motor vehicle is leased for a period of 1 year or longer and the lessor of such vehicle, by the terms of the lease contract, provides liability coverage on the leased vehicle, the lessee of such vehicle ~~has shall have~~ the sole privilege to reject uninsured motorist coverage or to select lower limits than the bodily injury liability limits, regardless of whether the lessor is qualified as a self-insurer pursuant to s. 324.171. Unless an insured, or a lessee having the privilege of rejecting uninsured motorist coverage, requests such coverage or requests higher uninsured motorist limits in writing, the coverage or such higher uninsured motorist limits need not be provided in or supplemental to any other policy ~~that which~~ renews, extends, changes, supersedes, or replaces an existing policy with the same bodily injury liability limits when an insured or lessee had rejected the coverage. When an insured or lessee has initially selected limits of uninsured motorist coverage lower than her or his bodily injury liability limits, higher limits of uninsured motorist coverage need not be provided in or supplemental to any other policy ~~that which~~ renews, extends, changes, supersedes, or replaces an existing policy with the same bodily injury liability limits unless an insured requests higher uninsured motorist coverage in writing. The rejection or selection of lower limits ~~must shall~~ be made on a form approved by the office. The form ~~must shall~~ fully advise the applicant of the nature of the coverage and ~~must shall~~ state that the coverage is equal to bodily injury liability limits unless lower limits are requested or the coverage is rejected. The heading of the form ~~must shall~~ be in 12-point bold type and ~~must shall~~ state: "You are electing not to purchase certain valuable coverage ~~that which~~ protects you and your family or you are purchasing uninsured motorist limits less than your bodily injury liability limits when you sign this form. Please read carefully." If this form is signed by a named insured, it will be conclusively presumed that there was an informed, knowing rejection of coverage or election of lower limits on behalf of all insureds. The insurer shall notify the named insured at least annually of her or his options as to the coverage required by this section. Such notice ~~must shall~~ be part of, and attached to, the notice of premium, ~~must shall~~ provide for a means to allow the insured to request such coverage, and ~~must shall~~ be given in a manner approved by the office. Receipt of this notice does not constitute an affirmative waiver of the insured's right to uninsured motorist coverage ~~if where~~ the insured has not signed a selection or rejection form. The coverage described under this section ~~must shall~~ be over and above, but ~~may shall~~ not duplicate, the benefits available to an insured under any workers' compensation law, ~~personal injury protection benefits~~, disability benefits law, or similar law; under any automobile medical ~~payments expense~~ coverage; under any motor vehicle liability insurance coverage; or from the owner or operator of the uninsured motor vehicle or any other person or organization jointly or severally liable together with such owner or operator for the accident,<sup>;</sup> and such coverage ~~must shall~~ cover the difference, if any, between the sum of such benefits and the damages sustained, up to the maximum amount of such coverage provided under this section. The amount of coverage available under this section ~~may shall~~ not be reduced by a setoff against any coverage, including liability insurance. Such coverage ~~does shall~~ not inure directly or indirectly to the benefit of any workers' compensation or disability benefits carrier or any person or organization qualifying as a self-insurer under any workers' compensation or disability benefits law or similar law.

(7) The legal liability of an uninsured motorist coverage insurer includes ~~does not include~~ damages in tort for pain, suffering, disability or physical impairment, disfigurement, mental anguish, and inconvenience, and the loss of capacity for the enjoyment of life experienced in the past and to be experienced in the future ~~unless the injury or disease is described in one or more of paragraphs (a) (d) of s. 627.737(2).~~

Section 46. Section 627.7275, Florida Statutes, is amended to read:  
627.7275 Motor vehicle liability.—

(1) A motor vehicle insurance policy ~~providing personal injury protection as set forth in s. 627.736~~ may not be delivered or issued for

delivery in this state ~~for a with respect to any~~ specifically insured or identified motor vehicle registered or principally garaged in this state ~~must provide bodily injury liability coverage and unless the policy also provides coverage for~~ property damage liability coverage as required under ~~by~~ s. 324.022.

(2)(a) Insurers writing motor vehicle insurance in this state shall make available, subject to the insurers' usual underwriting restrictions:

1. Coverage under policies as described in subsection (1) to an applicant for private passenger motor vehicle insurance coverage who is seeking the coverage in order to reinstate the applicant's driving privileges in this state if the driving privileges were revoked or suspended pursuant to s. 316.646 or s. 324.0221 due to the failure of the applicant to maintain required security.

2. Coverage under policies as described in subsection (1), which ~~includes bodily injury also provides~~ liability coverage and property damage liability coverage, ~~for bodily injury, death, and property damage arising out of the ownership, maintenance, or use of the motor vehicle in an amount not less than the minimum limits required under described in s. 324.021(7) or s. 324.023 and which conforms to the requirements of s. 324.151, to an applicant for private passenger motor vehicle insurance coverage who is seeking the coverage in order to reinstate the applicant's driving privileges in this state after such privileges were revoked or suspended under s. 316.193 or s. 322.26(2) for driving under the influence.~~

(b) The policies described in paragraph (a) ~~must shall~~ be issued for at least 6 months and, as to the minimum coverages required under this section, may not be canceled by the insured for any reason or by the insurer after 60 days, during which period the insurer is completing the underwriting of the policy. After the insurer has completed underwriting the policy, the insurer shall notify the Department of Highway Safety and Motor Vehicles that the policy is in full force and effect and is not cancelable for the remainder of the policy period. A premium ~~must shall~~ be collected and the coverage is in effect for the 60-day period during which the insurer is completing the underwriting of the policy, whether or not the person's driver license, motor vehicle tag, and motor vehicle registration are in effect. Once the noncancelable provisions of the policy become effective, the ~~bodily injury liability and property damage liability coverages for bodily injury, property damage, and personal injury protection~~ may not be reduced below the minimum limits required under s. 324.021 or s. 324.023 during the policy period.

(c) This subsection controls to the extent of any conflict with any other section.

(d) An insurer issuing a policy subject to this section may cancel the policy if, during the policy term, the named insured, or any other operator who resides in the same household or customarily operates an automobile insured under the policy, has his or her driver license suspended or revoked.

(e) This subsection does not require an insurer to offer a policy of insurance to an applicant if such offer would be inconsistent with the insurer's underwriting guidelines and procedures.

Section 47. Effective upon this act becoming a law, section 627.7278, Florida Statutes, is created to read:

627.7278 *Applicability and construction; notice to policyholders.—*

(1) As used in this section, the term "minimum security requirements" means security that enables a person to respond in damages for liability on account of crashes arising out of the ownership, maintenance, or use of a motor vehicle, in the amounts required by s. 324.022(1), as amended by this act.

(2) *Effective January 1, 2022:*

(a) Motor vehicle insurance policies issued or renewed on or after that date may not include personal injury protection.

(b) All persons subject to s. 324.022, s. 324.032, s. 627.7415, or s. 627.742 must maintain at least minimum security requirements.



(c) Any new or renewal motor vehicle insurance policy delivered or issued for delivery in this state must provide coverage that complies with minimum security requirements.

(d) An existing motor vehicle insurance policy issued before that date which provides personal injury protection and property damage liability coverage that meets the requirements of s. 324.022 on December 31, 2021, but which does not meet minimum security requirements on or after January 1, 2022, is deemed to meet minimum security requirements until such policy is renewed, nonrenewed, or canceled on or after January 1, 2022. Sections 627.730-627.7405, 400.9905, 400.991, 456.057, 456.072, 627.7263, 627.727, 627.748, 626.9541(1)(i), and 817.234, Florida Statutes 2020, remain in full force and effect for motor vehicle accidents covered under a policy issued under the Florida Motor Vehicle No-Fault Law before January 1, 2022, until the policy is renewed, nonrenewed, or canceled on or after January 1, 2022.

(3) Each insurer shall allow each insured who has a new or renewal policy providing personal injury protection which becomes effective before January 1, 2022, and whose policy does not meet minimum security requirements on or after January 1, 2022, to change coverages so as to eliminate personal injury protection and obtain coverage providing minimum security requirements, which shall be effective on or after January 1, 2022. The insurer is not required to provide coverage complying with minimum security requirements in such policies if the insured does not pay the required premium, if any, by January 1, 2022, or such later date as the insurer may allow. The insurer also shall offer each insured medical payments coverage pursuant to s. 627.7265. Any reduction in the premium must be refunded by the insurer. The insurer may not impose on the insured an additional fee or charge that applies solely to a change in coverage; however, the insurer may charge an additional required premium that is actuarially indicated.

(4) By September 1, 2021, each motor vehicle insurer shall provide notice of this section to each motor vehicle policyholder who is subject to this section. The notice is subject to approval by the office and must clearly inform the policyholder that:

(a) The Florida Motor Vehicle No-Fault Law is repealed effective January 1, 2022, and that on or after that date, the insured is no longer required to maintain personal injury protection insurance coverage, that personal injury protection coverage is no longer available for purchase in this state, and that all new or renewal policies issued on or after that date will not contain that coverage.

(b) Effective January 1, 2022, a person subject to the financial responsibility requirements of s. 324.022 must maintain minimum security requirements that enable the person to respond to damages for liability on account of accidents arising out of the use of a motor vehicle in the following amounts:

1. Twenty-five thousand dollars for bodily injury to, or the death of, one person in any one crash and, subject to such limits for one person, in the amount of \$50,000 for bodily injury to, or the death of, two or more persons in any one crash; and

2. Ten thousand dollars for damage to, or destruction of, the property of others in any one crash.

(c) Bodily injury liability coverage protects the insured, up to the coverage limits, against loss if the insured is legally responsible for the death of or bodily injury to others in a motor vehicle accident.

(d) Effective January 1, 2022, each policyholder of motor vehicle liability insurance purchased as proof of financial responsibility must be offered medical payments coverage benefits that comply with s. 627.7265. The insurer must offer medical payments coverage at limits of \$5,000 and \$10,000 without a deductible. The insurer may also offer medical payments coverage at other limits greater than \$5,000 and may offer coverage with a deductible of up to \$500. Medical payments coverage pays covered medical expenses incurred due to bodily injury, sickness, or disease arising out of the ownership, maintenance, or use of the motor vehicle, up to the limits of such coverage, for injuries sustained in a motor vehicle crash by the named insured, resident relatives, any person operating the insured motor vehicle, passengers in the insured motor vehicle, and persons who are struck by the insured motor vehicle and suffer bodily injury while not an occupant of a self-propelled motor ve-

hicle as provided in s. 627.7265. Medical payments coverage also provides a death benefit of at least \$5,000.

(e) The policyholder may obtain uninsured and underinsured motorist coverage that provides benefits, up to the limits of such coverage, to a policyholder or other insured entitled to recover damages for bodily injury, sickness, disease, or death resulting from a motor vehicle accident with an uninsured or underinsured owner or operator of a motor vehicle.

(f) If the policyholder's new or renewal motor vehicle insurance policy is effective before January 1, 2022, and contains personal injury protection and property damage liability coverage as required by state law before January 1, 2022, but does not meet minimum security requirements on or after January 1, 2022, the policy is deemed to meet minimum security requirements until it is renewed, nonrenewed, or canceled on or after January 1, 2022.

(g) A policyholder whose new or renewal policy becomes effective before January 1, 2022, but does not meet minimum security requirements on or after January 1, 2022, may change coverages under the policy so as to eliminate personal injury protection and to obtain coverage providing minimum security requirements, including bodily injury liability coverage, which are effective on or after January 1, 2022.

(h) If the policyholder has any questions, he or she should contact the person named at the telephone number provided in the notice.

Section 48. Paragraph (a) of subsection (1) of section 627.728, Florida Statutes, is amended to read:

627.728 Cancellations; nonrenewals.—

(1) As used in this section, the term:

(a) "Policy" means the bodily injury and property damage liability, ~~personal injury protection~~, medical payments, comprehensive, collision, and uninsured motorist coverage portions of a policy of motor vehicle insurance delivered or issued for delivery in this state:

1. Insuring a natural person as named insured or one or more related individuals ~~who are residents~~ ~~resident~~ of the same household; and

2. Insuring only a motor vehicle of the private passenger type or station wagon type which is not used as a public or livery conveyance for passengers or rented to others; or insuring any other four-wheel motor vehicle having a load capacity of 1,500 pounds or less which is not used in the occupation, profession, or business of the insured other than farming; other than any policy issued under an automobile insurance assigned risk plan or covering garage, automobile sales agency, repair shop, service station, or public parking place operation hazards.

The term "policy" does not include a binder as defined in s. 627.420 unless the duration of the binder period exceeds 60 days.

Section 49. Subsection (1), paragraph (a) of subsection (5), and subsections (6) and (7) of section 627.7295, Florida Statutes, are amended to read:

627.7295 Motor vehicle insurance contracts.—

(1) As used in this section, the term:

(a) "Policy" means a motor vehicle insurance policy that provides ~~bodily injury liability~~ ~~personal injury protection~~ coverage ~~and~~; property damage liability coverage, ~~or both~~.

(b) "Binder" means a binder that provides motor vehicle ~~bodily injury liability coverage~~ ~~personal injury protection~~ and property damage liability coverage.

(5)(a) A licensed general lines agent may charge a per-policy fee of up to ~~not to exceed~~ \$10 to cover the administrative costs of the agent associated with selling the motor vehicle insurance policy if the policy covers only ~~bodily injury liability coverage~~ ~~personal injury protection~~ coverage ~~as provided by s. 627.736~~ and property damage liability coverage as provided by s. 627.7275 and if no other insurance is sold or issued in conjunction with or collateral to the policy. The fee is not ~~considered~~ part of the premium.

(6) If a motor vehicle owner's driver license, license plate, and registration have previously been suspended pursuant to s. 316.646 or s. 627.733, an insurer may cancel a new policy only as provided in s. 627.7275.

(7) A policy of private passenger motor vehicle insurance or a binder for such a policy may be initially issued in this state only if, before the effective date of such binder or policy, the insurer or agent has collected from the insured an amount equal to at least 1 month's premium. An insurer, agent, or premium finance company may not, directly or indirectly, take any action that results resulting in the insured paying having paid from the insured's own funds an amount less than the 1 month's premium required by this subsection. This subsection applies without regard to whether the premium is financed by a premium finance company or is paid pursuant to a periodic payment plan of an insurer or an insurance agent.

(a) This subsection does not apply:

1. If an insured or member of the insured's family is renewing or replacing a policy or a binder for such policy written by the same insurer or a member of the same insurer group. ~~This subsection does not apply~~

2. To an insurer that issues private passenger motor vehicle coverage primarily to active duty or former military personnel or their dependents. ~~This subsection does not apply~~

3. If all policy payments are paid pursuant to a payroll deduction plan, an automatic electronic funds transfer payment plan from the policyholder, or a recurring credit card or debit card agreement with the insurer.

(b) This subsection and subsection (4) do not apply if:

1. All policy payments to an insurer are paid pursuant to an automatic electronic funds transfer payment plan from an agent, a managing general agent, or a premium finance company and if the policy includes, at a minimum, *bodily injury liability coverage and personal injury protection pursuant to ss. 627.730 627.7405; motor vehicle property damage liability coverage pursuant to s. 627.7275; or and* ~~bodily injury liability in at least the amount of \$10,000 because of bodily injury to, or death of, one person in any one accident and in the amount of \$20,000 because of bodily injury to, or death of, two or more persons in any one accident. This subsection and subsection (4) do not apply if~~

2. An insured has had a policy in effect for at least 6 months, the insured's agent is terminated by the insurer that issued the policy, and the insured obtains coverage on the policy's renewal date with a new company through the terminated agent.

Section 50. Section 627.7415, Florida Statutes, is amended to read:

627.7415 Commercial motor vehicles; additional liability insurance coverage.—*Beginning January 1, 2022*, commercial motor vehicles, as defined in s. 207.002 or s. 320.01, operated upon the roads and highways of this state ~~must~~ *shall* be insured with the following minimum levels of combined bodily liability insurance and property damage liability insurance in addition to any other insurance requirements:

(1) ~~Sixty Fifty~~ thousand dollars per occurrence for a commercial motor vehicle with a gross vehicle weight of 26,000 pounds or more, but less than 35,000 pounds.

(2) One hundred *twenty* thousand dollars per occurrence for a commercial motor vehicle with a gross vehicle weight of 35,000 pounds or more, but less than 44,000 pounds.

(3) Three hundred thousand dollars per occurrence for a commercial motor vehicle with a gross vehicle weight of 44,000 pounds or more.

(4) All commercial motor vehicles subject to regulations of the United States Department of Transportation, 49 C.F.R. part 387, subpart A, and as may be hereinafter amended, shall be insured in an amount equivalent to the minimum levels of financial responsibility as set forth in such regulations.

A violation of this section is a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318.

Section 51. Section 627.747, Florida Statutes, is created to read:

627.747 *Named driver exclusion.*—

(1) *A private passenger motor vehicle policy may exclude an identified individual from the following coverages while the identified individual is operating a motor vehicle, provided that the identified individual is specifically excluded by name on the declarations page or by endorsement and the policyholder consents in writing to the exclusion:*

(a) *Property damage liability coverage.*

(b) *Bodily injury liability coverage.*

(c) *Uninsured motorist coverage for any damages sustained by the identified excluded individual, if the policyholder has purchased such coverage.*

(d) *Medical payments coverage, if the policyholder has purchased such coverage.*

(e) *Any coverage the policyholder is not required by law to purchase.*

(2) *A private passenger motor vehicle policy may not exclude coverage when:*

(a) *The identified excluded individual is injured while not operating a motor vehicle;*

(b) *The exclusion is unfairly discriminatory under the Florida Insurance Code, as determined by the office; or*

(c) *The exclusion is inconsistent with the underwriting rules filed by the insurer pursuant to s. 627.0651(13)(a).*

Section 52. Paragraphs (b), (c), and (g) of subsection (7), paragraphs (a) and (b) of subsection (8), and paragraph (b) of subsection (16) of section 627.748, Florida Statutes, are amended to read:

627.748 Transportation network companies.—

(7) TRANSPORTATION NETWORK COMPANY AND TNC DRIVER INSURANCE REQUIREMENTS.—

(b) The following automobile insurance requirements apply while a participating TNC driver is logged on to the digital network but is not engaged in a prearranged ride:

1. Automobile insurance that provides:

a. A primary automobile liability coverage of at least \$50,000 for death and bodily injury per person, \$100,000 for death and bodily injury per incident, and \$25,000 for property damage; *and*

b. ~~Personal injury protection benefits that meet the minimum coverage amounts required under ss. 627.730 627.7405; and~~

e. Uninsured and underinsured vehicle coverage as required by s. 627.727.

2. The coverage requirements of this paragraph may be satisfied by any of the following:

a. Automobile insurance maintained by the TNC driver or the TNC vehicle owner;

b. Automobile insurance maintained by the TNC; or

c. A combination of sub-subparagraphs a. and b.

(c) The following automobile insurance requirements apply while a TNC driver is engaged in a prearranged ride:

1. Automobile insurance that provides:

a. A primary automobile liability coverage of at least \$1 million for death, bodily injury, and property damage; *and*

b. ~~Personal injury protection benefits that meet the minimum coverage amounts required of a limousine under ss. 627.730 627.7405; and~~

e. Uninsured and underinsured vehicle coverage as required by s. 627.727.

2. The coverage requirements of this paragraph may be satisfied by any of the following:

a. Automobile insurance maintained by the TNC driver or the TNC vehicle owner;

b. Automobile insurance maintained by the TNC; or

c. A combination of sub-subparagraphs a. and b.

(g) Insurance satisfying the requirements under this subsection is deemed to satisfy the financial responsibility requirement for a motor vehicle under chapter 324 ~~and the security required under s. 627.733~~ for any period when the TNC driver is logged onto the digital network or engaged in a prearranged ride.

(8) TRANSPORTATION NETWORK COMPANY AND INSURER; DISCLOSURE; EXCLUSIONS.—

(a) Before a TNC driver is allowed to accept a request for a prearranged ride on the digital network, the TNC must disclose in writing to the TNC driver:

1. The insurance coverage, including the types of coverage and the limits for each coverage, which the TNC provides while the TNC driver uses a TNC vehicle in connection with the TNC's digital network.

2. That the TNC driver's own automobile insurance policy might not provide any coverage while the TNC driver is logged on to the digital network or is engaged in a prearranged ride, depending on the terms of the TNC driver's own automobile insurance policy.

3. That the provision of rides for compensation which are not prearranged rides subjects the driver to the coverage requirements imposed under s. 324.032(1) *and* (2) and that failure to meet such coverage requirements subjects the TNC driver to penalties provided in s. 324.221, up to and including a misdemeanor of the second degree.

(b)1. An insurer that provides an automobile liability insurance policy under this part may exclude any and all coverage afforded under the policy issued to an owner or operator of a TNC vehicle while driving that vehicle for any loss or injury that occurs while a TNC driver is logged on to a digital network or while a TNC driver provides a prearranged ride. Exclusions imposed under this subsection are limited to coverage while a TNC driver is logged on to a digital network or while a TNC driver provides a prearranged ride. This right to exclude all coverage may apply to any coverage included in an automobile insurance policy, including, but not limited to:

a. Liability coverage for bodily injury and property damage;

b. Uninsured and underinsured motorist coverage;

c. Medical payments coverage;

d. Comprehensive physical damage coverage; *and*

e. Collision physical damage coverage; ~~and~~

~~f. Personal injury protection.~~

2. The exclusions described in subparagraph 1. apply notwithstanding any requirement under chapter 324. These exclusions do not affect or diminish coverage otherwise available for permissive drivers or resident relatives under the personal automobile insurance policy of the TNC driver or owner of the TNC vehicle who are not occupying the TNC vehicle at the time of loss. This section does not require that a personal automobile insurance policy provide coverage while the TNC driver is logged on to a digital network, while the TNC driver is engaged in a prearranged ride, or while the TNC driver otherwise uses a vehicle to transport riders for compensation.

3. This section must not be construed to require an insurer to use any particular policy language or reference to this section in order to exclude any and all coverage for any loss or injury that occurs while a

TNC driver is logged on to a digital network or while a TNC driver provides a prearranged ride.

4. This section does not preclude an insurer from providing primary or excess coverage for the TNC driver's vehicle by contract or endorsement.

(16) LUXURY GROUND TRANSPORTATION NETWORK COMPANIES.—

(b) An entity may elect, upon written notification to the department, to be regulated as a luxury ground TNC. A luxury ground TNC must:

1. Comply with all of the requirements of this section applicable to a TNC, including subsection (17), which do not conflict with subparagraph 2. or which do not prohibit the company from connecting riders to drivers who operate for-hire vehicles as defined in s. 320.01(15), including limousines and luxury sedans and excluding taxicabs.

2. Maintain insurance coverage as required by subsection (7). However, if a prospective luxury ground TNC satisfies minimum financial responsibility through compliance with s. 324.032(3) ~~or 324.032(2)~~ by using self-insurance when it gives the department written notification of its election to be regulated as a luxury ground TNC, the luxury ground TNC may use self-insurance to meet the insurance requirements of subsection (7), so long as such self-insurance complies with s. 324.032(3) ~~or 324.032(2)~~ and provides the limits of liability required by subsection (7).

Section 53. Paragraph (a) of subsection (2) of section 627.749, Florida Statutes, is amended to read:

627.749 Autonomous vehicles; insurance requirements.—

(2) INSURANCE REQUIREMENTS.—

(a) A fully autonomous vehicle with the automated driving system engaged while logged on to an on-demand autonomous vehicle network or engaged in a prearranged ride must be covered by a policy of automobile insurance which provides:

1. Primary liability coverage of at least \$1 million for death, bodily injury, and property damage.

~~2. Personal injury protection benefits that meet the minimum coverage amounts required under ss. 627.730-627.7405.~~

~~3. Uninsured and underinsured vehicle coverage as required by s. 627.727.~~

Section 54. Section 627.8405, Florida Statutes, is amended to read:

627.8405 Prohibited acts; financing companies.—A ~~No~~ premium finance company ~~shall~~, in a premium finance agreement or other agreement, *may not* finance the cost of or otherwise provide for the collection or remittance of dues, assessments, fees, or other periodic payments of money for the cost of:

(1) A membership in an automobile club. The term "automobile club" means a legal entity *that which*, in consideration of dues, assessments, or periodic payments of money, promises its members or subscribers to assist them in matters relating to the ownership, operation, use, or maintenance of a motor vehicle; however, *the term this definition of "automobile club"* does not include persons, associations, or corporations ~~which are~~ organized and operated solely for the purpose of conducting, sponsoring, or sanctioning motor vehicle races, exhibitions, or contests upon racetracks, or upon racecourses established and marked as such for the duration of such particular events. *As used in this subsection, the term words "motor vehicle" has used herein have* the same meaning as ~~defined~~ in chapter 320.

(2) An accidental death and dismemberment policy sold in combination with a *policy providing only bodily injury liability coverage* ~~personal injury protection~~ and property damage *liability coverage only* ~~policy~~.

(3) Any product not regulated under ~~the provisions of~~ this insurance code.

This section also applies to premium financing by any insurance agent or insurance company under part XVI. The commission shall adopt rules to assure disclosure, at the time of sale, of coverages financed with ~~personal injury protection~~ and shall prescribe the form of such disclosure.

Section 55. Subsection (1) of section 627.915, Florida Statutes, is amended to read:

627.915 Insurer experience reporting.—

(1) Each insurer transacting private passenger automobile insurance in this state shall report certain information annually to the office. The information will be due on or before July 1 of each year. The information ~~must shall~~ be divided into the following categories: bodily injury liability; property damage liability; uninsured motorist; ~~personal injury protection benefits~~; medical payments; and comprehensive and collision. The information given ~~must shall~~ be on direct insurance writings in the state alone and ~~shall~~ represent total limits data. The information set forth in paragraphs (a)-(f) is applicable to voluntary private passenger and Joint Underwriting Association private passenger writings and ~~must shall~~ be reported for each of the latest 3 calendar-accident years, with an evaluation date of March 31 of the current year. The information set forth in paragraphs (g)-(j) is applicable to voluntary private passenger writings and ~~must shall~~ be reported on a calendar-accident year basis ultimately seven times at seven different stages of development.

- (a) Premiums earned for the latest 3 calendar-accident years.
- (b) Loss development factors and the historic development of those factors.
- (c) Policyholder dividends incurred.
- (d) Expenses for other acquisition and general expense.
- (e) Expenses for agents' commissions and taxes, licenses, and fees.
- (f) Profit and contingency factors as utilized in the insurer's automobile rate filings for the applicable years.
- (g) Losses paid.
- (h) Losses unpaid.
- (i) Loss adjustment expenses paid.
- (j) Loss adjustment expenses unpaid.

Section 56. Subsections (2) and (3) of section 628.909, Florida Statutes, are amended to read:

628.909 Applicability of other laws.—

(2) The following provisions of the Florida Insurance Code apply to captive insurance companies ~~that who~~ are not industrial insured captive insurance companies to the extent that such provisions are not inconsistent with this part:

- (a) Chapter 624, except for ss. 624.407, 624.408, 624.4085, 624.40851, 624.4095, 624.411, 624.425, and 624.426.
- (b) Chapter 625, part II.
- (c) Chapter 626, part IX.
- (d) ~~Sections 627.730-627.7405, when no fault coverage is provided.~~
- (~~e~~) Chapter 628.

(3) The following provisions of the Florida Insurance Code ~~shall~~ apply to industrial insured captive insurance companies to the extent that such provisions are not inconsistent with this part:

- (a) Chapter 624, except for ss. 624.407, 624.408, 624.4085, 624.40851, 624.4095, 624.411, 624.425, 624.426, and 624.609(1).
- (b) Chapter 625, part II, if the industrial insured captive insurance company is incorporated in this state.

(c) Chapter 626, part IX.

(d) ~~Sections 627.730-627.7405 when no fault coverage is provided.~~

(~~e~~) Chapter 628, except for ss. 628.341, 628.351, and 628.6018.

Section 57. Subsections (2), (6), and (7) of section 705.184, Florida Statutes, are amended to read:

705.184 Derelict or abandoned motor vehicles on the premises of public-use airports.—

(2) The airport director or the director's designee shall contact the Department of Highway Safety and Motor Vehicles to notify that department that the airport has possession of the abandoned or derelict motor vehicle and to determine the name and address of the owner of the motor vehicle, the insurance company insuring the motor vehicle, ~~notwithstanding the provisions of s. 627.736~~, and any person who has filed a lien on the motor vehicle. Within 7 business days after receipt of the information, the director or the director's designee shall send notice by certified mail, return receipt requested, to the owner of the motor vehicle, the insurance company insuring the motor vehicle, ~~notwithstanding the provisions of s. 627.736~~, and all persons of record claiming a lien against the motor vehicle. The notice ~~must shall~~ state the fact of possession of the motor vehicle, that charges for reasonable towing, storage, and parking fees, if any, have accrued and the amount thereof, that a lien as provided in subsection (6) will be claimed, that the lien is subject to enforcement pursuant to law, that the owner or lienholder, if any, has the right to a hearing as set forth in subsection (4), and that any motor vehicle which, at the end of 30 calendar days after receipt of the notice, has not been removed from the airport upon payment in full of all accrued charges for reasonable towing, storage, and parking fees, if any, may be disposed of as provided in s. 705.182(2)(a), (b), (d), or (e), including, but not limited to, the motor vehicle being sold free of all prior liens after 35 calendar days after the time the motor vehicle is stored if any prior liens on the motor vehicle are more than 5 years of age or after 50 calendar days after the time the motor vehicle is stored if any prior liens on the motor vehicle are 5 years of age or less.

(6) The airport pursuant to this section or, if used, a licensed independent wrecker company pursuant to s. 713.78 shall have a lien on an abandoned or derelict motor vehicle for all reasonable towing, storage, and accrued parking fees, if any, except that no storage fee ~~may shall~~ be charged if the motor vehicle is stored less than 6 hours. As a prerequisite to perfecting a lien under this section, the airport director or the director's designee must serve a notice in accordance with subsection (2) on the owner of the motor vehicle, the insurance company insuring the motor vehicle, ~~notwithstanding the provisions of s. 627.736~~, and all persons of record claiming a lien against the motor vehicle. If attempts to notify the owner, the insurance company insuring the motor vehicle, ~~notwithstanding the provisions of s. 627.736~~, or lienholders are not successful, the requirement of notice by mail shall be considered met. Serving of the notice does not dispense with recording the claim of lien.

(7)(a) For the purpose of perfecting its lien under this section, the airport shall record a claim of lien which ~~states shall state~~:

1. The name and address of the airport.
  2. The name of the owner of the motor vehicle, the insurance company insuring the motor vehicle, ~~notwithstanding the provisions of s. 627.736~~, and all persons of record claiming a lien against the motor vehicle.
  3. The costs incurred from reasonable towing, storage, and parking fees, if any.
  4. A description of the motor vehicle sufficient for identification.
- (b) The claim of lien ~~must shall~~ be signed and sworn to or affirmed by the airport director or the director's designee.
- (c) The claim of lien ~~is shall be~~ sufficient if it is in substantially the following form:

CLAIM OF LIEN

State of .....

County of .....

Before me, the undersigned notary public, personally appeared ....., who was duly sworn and says that he/she is the ..... of ....., whose address is.....; and that the following described motor vehicle:

(Description of motor vehicle)

owned by ....., whose address is ....., has accrued \$...... in fees for a reasonable tow, for storage, and for parking, if applicable; that the lienor served its notice to the owner, the insurance company insuring the motor vehicle notwithstanding the provisions of s. 627.736, Florida Statutes, and all persons of record claiming a lien against the motor vehicle on ...., (year), by.....

(Signature)

Sworn to (or affirmed) and subscribed before me this .... day of ...., (year), by (name of person making statement)

(Signature of Notary Public)

(Print, Type, or Stamp Commissioned name of Notary Public)

Personally Known...OR Produced...as identification.

However, the negligent inclusion or omission of any information in this claim of lien which does not prejudice the owner does not constitute a default that operates to defeat an otherwise valid lien.

(d) The claim of lien must shall be served on the owner of the motor vehicle, the insurance company insuring the motor vehicle, notwithstanding the provisions of s. 627.736, and all persons of record claiming a lien against the motor vehicle. If attempts to notify the owner, the insurance company insuring the motor vehicle notwithstanding the provisions of s. 627.736, or lienholders are not successful, the requirement of notice by mail shall be considered met. The claim of lien must shall be so served before recordation.

(e) The claim of lien must shall be recorded with the clerk of court in the county where the airport is located. The recording of the claim of lien shall be constructive notice to all persons of the contents and effect of such claim. The lien attaches shall attach at the time of recordation and takes shall take priority as of that time.

Section 58. Subsection (4) of section 713.78, Florida Statutes, is amended to read:

713.78 Liens for recovering, towing, or storing vehicles and vessels.—

(4)(a) A person regularly engaged in the business of recovering, towing, or storing vehicles or vessels who comes into possession of a vehicle or vessel pursuant to subsection (2), and who claims a lien for recovery, towing, or storage services, shall give notice, by certified mail, to the registered owner, the insurance company insuring the vehicle notwithstanding s. 627.736, and all persons claiming a lien thereon, as disclosed by the records in the Department of Highway Safety and Motor Vehicles or as disclosed by the records of any corresponding agency in any other state in which the vehicle is identified through a records check of the National Motor Vehicle Title Information System or an equivalent commercially available system as being titled or registered.

(b) Whenever a law enforcement agency authorizes the removal of a vehicle or vessel or whenever a towing service, garage, repair shop, or automotive service, storage, or parking place notifies the law enforcement agency of possession of a vehicle or vessel pursuant to s. 715.07(2)(a)2., the law enforcement agency of the jurisdiction where the vehicle or vessel is stored shall contact the Department of Highway Safety and Motor Vehicles, or the appropriate agency of the state of registration, if known, within 24 hours through the medium of electronic communications, giving the full description of the vehicle or vessel. Upon receipt of the full description of the vehicle or vessel, the department shall search its files to determine the owner's name, the insurance company insuring the vehicle or vessel, and whether any

person has filed a lien upon the vehicle or vessel as provided in s. 319.27(2) and (3) and notify the applicable law enforcement agency within 72 hours. The person in charge of the towing service, garage, repair shop, or automotive service, storage, or parking place shall obtain such information from the applicable law enforcement agency within 5 days after the date of storage and shall give notice pursuant to paragraph (a). The department may release the insurance company information to the requestor notwithstanding s. 627.736.

(c) The notice of lien must be sent by certified mail to the registered owner, the insurance company insuring the vehicle notwithstanding s. 627.736, and all other persons claiming a lien thereon within 7 business days, excluding Saturday and Sunday, after the date of storage of the vehicle or vessel. However, in no event shall the notice of lien be sent less than 30 days before the sale of the vehicle or vessel. The notice must state:

1. If the claim of lien is for a vehicle, the last 8 digits of the vehicle identification number of the vehicle subject to the lien, or, if the claim of lien is for a vessel, the hull identification number of the vessel subject to the lien, clearly printed in the delivery address box and on the outside of the envelope sent to the registered owner and all other persons claiming an interest therein or lien thereon.

2. The name, physical address, and telephone number of the lienor, and the entity name, as registered with the Division of Corporations, of the business where the towing and storage occurred, which must also appear on the outside of the envelope sent to the registered owner and all other persons claiming an interest in or lien on the vehicle or vessel.

3. The fact of possession of the vehicle or vessel.

4. The name of the person or entity that authorized the lienor to take possession of the vehicle or vessel.

5. That a lien as provided in subsection (2) is claimed.

6. That charges have accrued and include an itemized statement of the amount thereof.

7. That the lien is subject to enforcement under law and that the owner or lienholder, if any, has the right to a hearing as set forth in subsection (5).

8. That any vehicle or vessel that remains unclaimed, or for which the charges for recovery, towing, or storage services remain unpaid, may be sold free of all prior liens 35 days after the vehicle or vessel is stored by the lienor if the vehicle or vessel is more than 3 years of age or 50 days after the vehicle or vessel is stored by the lienor if the vehicle or vessel is 3 years of age or less.

9. The address at which the vehicle or vessel is physically located.

(d) The notice of lien may not be sent to the registered owner, the insurance company insuring the vehicle or vessel, and all other persons claiming a lien thereon less than 30 days before the sale of the vehicle or vessel.

(e) If attempts to locate the name and address of the owner or lienholder prove unsuccessful, the towing-storage operator shall, after 7 business days, excluding Saturday and Sunday, after the initial tow or storage, notify the public agency of jurisdiction where the vehicle or vessel is stored in writing by certified mail or acknowledged hand delivery that the towing-storage company has been unable to locate the name and address of the owner or lienholder and a physical search of the vehicle or vessel has disclosed no ownership information and a good faith effort has been made, including records checks of the Department of Highway Safety and Motor Vehicles database and the National Motor Vehicle Title Information System or an equivalent commercially available system. For purposes of this paragraph and subsection (9), the term "good faith effort" means that the following checks have been performed by the company to establish the prior state of registration and for title:

1. A check of the department's database for the owner and any lienholder.

2. A check of the electronic National Motor Vehicle Title Information System or an equivalent commercially available system to determine

the state of registration when there is not a current registration record for the vehicle or vessel on file with the department.

3. A check of the vehicle or vessel for any type of tag, tag record, temporary tag, or regular tag.

4. A check of the law enforcement report for a tag number or other information identifying the vehicle or vessel, if the vehicle or vessel was towed at the request of a law enforcement officer.

5. A check of the trip sheet or tow ticket of the tow truck operator to determine whether a tag was on the vehicle or vessel at the beginning of the tow, if a private tow.

6. If there is no address of the owner on the impound report, a check of the law enforcement report to determine whether an out-of-state address is indicated from driver license information.

7. A check of the vehicle or vessel for an inspection sticker or other stickers and decals that may indicate a state of possible registration.

8. A check of the interior of the vehicle or vessel for any papers that may be in the glove box, trunk, or other areas for a state of registration.

9. A check of the vehicle for a vehicle identification number.

10. A check of the vessel for a vessel registration number.

11. A check of the vessel hull for a hull identification number which should be carved, burned, stamped, embossed, or otherwise permanently affixed to the outboard side of the transom or, if there is no transom, to the outmost seaboard side at the end of the hull that bears the rudder or other steering mechanism.

Section 59. Section 768.852, Florida Statutes, is created to read:

*768.852 Setoff on damages as a result of a motor vehicle crash while uninsured.—*

*(1) Except as provided in subsection (2), for any award of noneconomic damages, a defendant is entitled to a setoff equal to \$10,000 if a person suffers injury while operating a motor vehicle as defined in s. 324.022(2) which lacked the coverage required by s. 324.022(1) and the person was not in compliance with s. 324.022(1) for more than 30 days immediately preceding the crash.*

*(2) The setoff on noneconomic damages in subsection (1) does not apply if the person who is liable for the injury:*

*(a) Was driving while under the influence of an alcoholic beverage, an inhalant, or a controlled substance;*

*(b) Acted intentionally, recklessly, or with gross negligence;*

*(c) Fled from the scene of the crash; or*

*(d) Was acting in furtherance of an offense or in immediate flight from an offense that constituted a felony at the time of the crash.*

*(3) This section does not apply to any wrongful death claim.*

And the title is amended as follows:

Delete lines 41-282 and insert: insurer's duty to defend certain claims; revising the vehicles excluded from the definition of the term "motor vehicle"; providing security requirements for certain excluded vehicles; specifying circumstances when motorcycles are subject to financial responsibility requirements; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; amending s. 324.023, F.S.; conforming cross-references; making technical changes; amending s. 324.031, F.S.; specifying a method of proving financial responsibility; revising the amount of a certificate of deposit required to elect a certain method of

proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending s. 324.051, F.S.; specifying that motor vehicles include motorcycles for purposes of the section; making technical changes; amending ss. 324.071 and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for motor vehicle liability insurance policies relating to coverage, and exclusion from coverage, for certain drivers and vehicles; defining terms; conforming provisions to changes made by the act; making technical changes; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term "clinic"; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term "third-party benefit"; amending s. 409.910, F.S.; revising the definition of the term "medical coverage"; amending s. 456.057, F.S.; conforming a provision to changes made by the act; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; defining the term "upcoded"; amending s. 624.155, F.S.; providing an exception to the circumstances under which a person who is damaged may bring a civil action against an insurer; adding a cause of action against insurers in certain circumstances; providing that a person is not entitled to judgments under multiple bad faith remedies; creating s. 624.156, F.S.; providing that the section applies to bad faith failure to settle third-party claim actions against any insurer for a loss arising out of the ownership, maintenance, or use of a motor vehicle under specified circumstances; providing construction; providing that insurers have a duty of good faith; providing construction; defining the term "bad faith failure to settle"; specifying best practices standards for insurers upon receiving actual notice of certain incidents or losses; providing construction; specifying certain requirements for insurer communications to an insured; requiring an insurer to initiate settlement negotiations under certain circumstances; specifying requirements for the insurer when multiple claims arise out of a single occurrence under certain conditions; providing construction; requiring an insurer to attempt to settle a claim on behalf of certain insureds under certain circumstances; providing for a defense to bad faith actions; providing that insureds have a duty to cooperate; requiring an insured to take certain reasonable actions necessary to settle covered claims; providing requirements for disclosures by insureds; requiring insurers to provide certain notice to insureds within a specified timeframe; providing that insurers may terminate certain defenses under certain circumstances; providing construction; providing that a trier of fact may not attribute an insurer's failure to settle certain claims to specified causes under certain circumstances; providing construction; specifying conditions precedent for claimants filing bad faith failure to settle third-party claim actions; providing that an insurer is entitled to a reasonable opportunity to investigate and evaluate claims under certain circumstances; providing construction; providing that insurers may not be held liable for the failure to accept a settlement offer within a certain timeframe if certain conditions are met; providing that an insurer is not required to automatically tender policy limits within a certain timeframe in every case; requiring the party bringing a bad faith failure to settle action to prove every element by the greater weight of the evidence; specifying burdens of proof for insurers relying on specified defenses; limiting damages under certain circumstances; providing that judgment creditors must be subrogated to the rights of the insured under certain circumstances; prohibiting multiple bad faith remedies; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; amending s. 626.989, F.S.; revising the definition of the term "fraudulent insurance act"; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0651, F.S.; specifying requirements for rate filings for motor vehicle liability policies submitted to the Office of Insurance Regulation implementing requirements in effect on a specified date; requiring such filings to be approved through a certain process; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s.

627.4132, F.S.; revising coverages that are subject to a stacking prohibition; amending s. 627.4137, F.S.; requiring that insurers disclose certain information at the request of a claimant's attorney; authorizing a claimant to file an action under certain circumstances; providing for the award of reasonable attorney fees and costs under certain circumstances; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee's coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; specifying the minimum medical expense and death benefit limits; specifying coverage options an insurer is required and authorized to offer; providing that each motor vehicle insurance policy furnished as proof of financial responsibility is deemed to have certain coverages; requiring that certain rejections or selections be made on forms approved by the office; providing requirements for such forms; providing that certain coverage is not required to be provided in certain policies under certain circumstances; requiring insurers to provide certain notices to policyholders; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving certain notice of an accident, to hold a specified reserve for certain purposes for a certain timeframe; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; specifying that an insurer providing medical payments coverage benefits may not seek a lien on a certain recovery and may not bring a certain cause of action; authorizing insurers to include policy provisions allowing for subrogation, under certain circumstances, for medical payments benefits paid; providing construction; specifying a requirement for an insured for repayment of medical payments benefits under certain circumstances; prohibiting insurers from including policy provisions allowing for subrogation for death benefits paid; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term "minimum security requirements"; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; making technical changes; amending s. 627.7295, F.S.; revising the definitions of the terms "policy" and "binder"; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; conforming provisions to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; amending s. 627.749, F.S.; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; making technical changes; creating s. 768.852, F.S.; providing for a setoff on certain damages that may be recovered by a person operating certain motor vehicles who is not in compliance with financial responsibility laws; providing exceptions; amending s. 817.234, F.S.; revising

Senator Burgess moved the following amendments to **Amendment 1 (824756)** which were adopted:

**Amendment 1A (893626)**—Delete lines 1078-1080 and insert:  
*globally settle within the policy limits, thereafter, must attempt to minimize the magnitude of possible excess judgments against the insured. The insurer is entitled to great discretion*

**Amendment 1B (326408) (with title amendment)**—Delete lines 1283-1294 and insert:

(10) **DAMAGES.**—*If the trier of fact finds that the party bringing the bad faith claim has met its burden of proof, the insurer is liable for the amount of any excess judgment, together with court costs and, if the party bringing the bad faith claim is the insured or an assignee of the insured, the reasonable attorney fees incurred by the party bringing the bad faith claim. Punitive damages may not be awarded.*

And the title is amended as follows:

Delete lines 2792-2795 and insert: amending s. 626.9541, F.S.; conforming a

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Farmer moved the following amendment to **Amendment 1 (824756)** which was adopted:

**Amendment 1C (670924)**—Delete lines 1681-1998 and insert:

(a) *Every motor vehicle liability insurance policy furnished as proof of financial responsibility under s. 324.031 must include medical payments coverage at a limit of \$5,000. The insurer must also offer medical payments coverage at a limit of \$10,000 and may also offer medical payments coverage at any limit greater than \$5,000.*

(b) *The insurer must offer medical payments coverage with no deductible. The insurer may also offer medical payments coverage with a deductible not to exceed \$500.*

(c) *Each motor vehicle liability insurance policy furnished as proof of financial responsibility under s. 324.031 is deemed to have:*

1. *Medical payments coverage to a limit of \$10,000, unless the insurer obtains a named insured's written refusal of medical payments coverage or written selection of medical payments coverage at a limit other than \$10,000, but not less than \$5,000. The rejection or selection of coverage at a limit other than \$10,000 must be made on a form approved by the office.*

2. *No medical payments coverage deductible, unless the insurer obtains a named insured's written selection of a deductible up to \$500. The selection of a deductible must be made on a form approved by the office.*

(d)1. *The forms referenced in subparagraphs (c)1. and 2. must fully advise the applicant of the nature of the coverage being rejected or the policy limit or deductible being selected. If the form is signed by a named insured, it is conclusively presumed that there was an informed, knowing rejection of the coverage or election of the policy limit or deductible.*

2. *Unless a named insured requests in writing the coverage specified in this section, it need not be provided in or supplemental to any other policy that renews, insures, extends, changes, supersedes, or replaces an existing policy if a named insured has rejected the coverage specified in this section or has selected an alternative coverage limit or deductible. At least annually, the insurer shall provide to the named insured a notice of the availability of such coverage in a form approved by the office. The notice must be part of, and attached to, the notice of premium and must provide for a means to allow a named insured to request medical payments coverage at the limits and deductibles required to be offered under this section. The notice must be given in a manner approved by the office. Receipt of this notice does not constitute an affirmative waiver of the insured's right to medical payments coverage if a named insured has not signed a selection or rejection form.*

(e) *This section may not be construed to limit any other coverage made available by an insurer.*

(2) *Upon receiving notice of an accident that is potentially covered by medical payments coverage benefits, the insurer must reserve \$5,000 of medical payments coverage benefits for payment to physicians licensed under chapter 458 or chapter 459 or dentists licensed under chapter 466 who provide emergency services and care, as defined in s. 395.002, or who provide hospital inpatient care. The amount required to be held in reserve may be used only to pay claims from such physicians or dentists until 30 days after the date the insurer receives notice of the accident. After the 30-day period, any amount of the reserve for which the insurer has not received notice of such claims may be used by the insurer to pay*



other claims. This subsection does not require an insurer to establish a claim reserve for insurance accounting purposes.

(3) An insurer providing medical payments coverage benefits may not:

(a) Seek a lien on any recovery in tort by judgment, settlement, or otherwise for medical payments coverage benefits, regardless of whether suit has been filed or settlement has been reached without suit; or

(b) Bring a cause of action against a person to whom or for whom medical payments coverage benefits were paid, except when medical payments coverage benefits were paid by reason of fraud committed by that person.

(4) An insurer providing medical payments coverage may include provisions in its policy allowing for subrogation for medical payments coverage benefits paid if the expenses giving rise to the payments were caused by the wrongful act or omission of another who is not also an insured under the policy paying the medical payments coverage benefits. However, this subrogation right is inferior to the rights of the injured insured and is available only after all the insured's damages are recovered and the insured is made whole. An insured who obtains a recovery from a third party of the full amount of the damages sustained and delivers a release or satisfaction that impairs a medical payments insurer's subrogation right is liable to the insurer for repayment of medical payments coverage benefits less any expenses of acquiring the recovery, including a prorated share of attorney fees and costs, and shall hold that net recovery in trust to be delivered to the medical payments insurer. The insurer may not include any provision in its policy allowing for subrogation for any death benefit paid.

Section 45. Subsections (1) and (7) of section 627.727, Florida Statutes, are amended to read:

627.727 Motor vehicle insurance; uninsured and underinsured vehicle coverage; insolvent insurer protection.—

(1) A ~~no~~ motor vehicle liability insurance policy ~~that which~~ provides bodily injury liability coverage ~~may not shall~~ be delivered or issued for delivery in this state with respect to any specifically insured or identified motor vehicle registered or principally garaged in this state, unless uninsured motor vehicle coverage is provided therein or supplemental thereto for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of uninsured motor vehicles because of bodily injury, sickness, or disease, including death, resulting therefrom. However, the coverage required under this section is not applicable ~~if when~~, or to the extent that, an insured named in the policy makes a written rejection of the coverage on behalf of all insureds under the policy. ~~If when~~ a motor vehicle is leased for a ~~period~~ of 1 year or longer and the lessor of such vehicle, by the terms of the lease contract, provides liability coverage on the leased vehicle, the lessee of such vehicle ~~has shall have~~ the sole privilege to reject uninsured motorist coverage or to select lower limits than the bodily injury liability limits, regardless of whether the lessor is qualified as a self-insurer pursuant to s. 324.171. Unless an insured, or a lessee having the privilege of rejecting uninsured motorist coverage, requests such coverage or requests higher uninsured motorist limits in writing, the coverage or such higher uninsured motorist limits need not be provided in or supplemental to any other policy ~~that which~~ renews, extends, changes, supersedes, or replaces an existing policy with the same bodily injury liability limits when an insured or lessee had rejected the coverage. When an insured or lessee has initially selected limits of uninsured motorist coverage lower than her or his bodily injury liability limits, higher limits of uninsured motorist coverage need not be provided in or supplemental to any other policy ~~that which~~ renews, extends, changes, supersedes, or replaces an existing policy with the same bodily injury liability limits unless an insured requests higher uninsured motorist coverage in writing. The rejection or selection of lower limits ~~must shall~~ be made on a form approved by the office. The form ~~must shall~~ fully advise the applicant of the nature of the coverage and ~~must shall~~ state that the coverage is equal to bodily injury liability limits unless lower limits are requested or the coverage is rejected. The heading of the form ~~must shall~~ be in 12-point bold type and ~~must shall~~ state: "You are electing not to purchase certain valuable coverage ~~that which~~ protects you and your family or you are purchasing uninsured motorist limits less than your bodily injury liability limits when you sign this form. Please read carefully." If this form is signed by a named

insured, it will be conclusively presumed that there was an informed, knowing rejection of coverage or election of lower limits on behalf of all insureds. The insurer shall notify the named insured at least annually of her or his options as to the coverage required by this section. Such notice ~~must shall~~ be part of, and attached to, the notice of premium, ~~must shall~~ provide for a means to allow the insured to request such coverage, and ~~must shall~~ be given in a manner approved by the office. Receipt of this notice does not constitute an affirmative waiver of the insured's right to uninsured motorist coverage ~~if where~~ the insured has not signed a selection or rejection form. The coverage described under this section ~~must shall~~ be over and above, but ~~may shall~~ not duplicate, the benefits available to an insured under any workers' compensation law, ~~personal injury protection benefits~~, disability benefits law, or similar law; under any automobile medical ~~payments expense~~ coverage; under any motor vehicle liability insurance coverage; or from the owner or operator of the uninsured motor vehicle or any other person or organization jointly or severally liable together with such owner or operator for the accident,; and such coverage ~~must shall~~ cover the difference, if any, between the sum of such benefits and the damages sustained, up to the maximum amount of such coverage provided under this section. The amount of coverage available under this section ~~may shall~~ not be reduced by a setoff against any coverage, including liability insurance. Such coverage ~~does shall~~ not inure directly or indirectly to the benefit of any workers' compensation or disability benefits carrier or any person or organization qualifying as a self-insurer under any workers' compensation or disability benefits law or similar law.

(7) The legal liability of an uninsured motorist coverage insurer ~~includes does not include~~ damages in tort for pain, suffering, ~~disability or physical impairment, disfigurement, mental anguish, and inconvenience, and the loss of capacity for the enjoyment of life experienced in the past and to be experienced in the future unless the injury or disease is described in one or more of paragraphs (a)-(d) of s. 627.737(2).~~

Section 46. Section 627.7275, Florida Statutes, is amended to read:

627.7275 Motor vehicle liability.—

(1) A motor vehicle insurance policy ~~providing personal injury protection as set forth in s. 627.736 may not~~ be delivered or issued for delivery in this state ~~for a with respect to any~~ specifically insured or identified motor vehicle registered or principally garaged in this state ~~must provide bodily injury liability coverage, \$5,000 of medical payments coverage, and unless the policy also provides coverage for property damage liability coverage as required under by s. 324.022.~~

(2)(a) Insurers writing motor vehicle insurance in this state shall make available, subject to the insurers' usual underwriting restrictions:

1. Coverage under policies as described in subsection (1) to an applicant for private passenger motor vehicle insurance coverage who is seeking the coverage in order to reinstate the applicant's driving privileges in this state if the driving privileges were revoked or suspended pursuant to s. 316.646 or s. 324.0221 due to the failure of the applicant to maintain required security.

2. Coverage under policies as described in subsection (1), which ~~includes bodily injury also provides~~ liability coverage and property damage liability coverage, ~~for bodily injury, death, and property damage arising out of the ownership, maintenance, or use of the motor vehicle in an amount not less than the minimum limits required under described in s. 324.021(7) or s. 324.023 and which conforms to the requirements of s. 324.151, to an applicant for private passenger motor vehicle insurance coverage who is seeking the coverage in order to reinstate the applicant's driving privileges in this state after such privileges were revoked or suspended under s. 316.193 or s. 322.26(2) for driving under the influence.~~

(b) The policies described in paragraph (a) ~~must shall~~ be issued for at least 6 months and, as to the minimum coverages required under this section, may not be canceled by the insured for any reason or by the insurer after 60 days, during which period the insurer is completing the underwriting of the policy. After the insurer has completed underwriting the policy, the insurer shall notify the Department of Highway Safety and Motor Vehicles that the policy is in full force and effect and is not cancelable for the remainder of the policy period. A premium ~~must shall~~ be collected and the coverage is in effect for the 60-day period during which the insurer is completing the underwriting of the policy,



whether or not the person's driver license, motor vehicle tag, and motor vehicle registration are in effect. Once the noncancelable provisions of the policy become effective, the ~~bodily injury liability and property damage liability coverages for bodily injury, property damage, and personal injury protection~~ may not be reduced below the minimum limits required under s. 324.021 or s. 324.023 during the policy period.

(c) This subsection controls to the extent of any conflict with any other section.

(d) An insurer issuing a policy subject to this section may cancel the policy if, during the policy term, the named insured, or any other operator who resides in the same household or customarily operates an automobile insured under the policy, has his or her driver license suspended or revoked.

(e) This subsection does not require an insurer to offer a policy of insurance to an applicant if such offer would be inconsistent with the insurer's underwriting guidelines and procedures.

Section 47. Effective upon this act becoming a law, section 627.7278, Florida Statutes, is created to read:

627.7278 *Applicability and construction; notice to policyholders.—*

(1) *As used in this section, the term "minimum security requirements" means security that enables a person to respond in damages for liability on account of crashes arising out of the ownership, maintenance, or use of a motor vehicle, in the amounts required by s. 324.022(1), as amended by this act.*

(2) *Effective January 1, 2022:*

(a) *Motor vehicle insurance policies issued or renewed on or after that date may not include personal injury protection.*

(b) *All persons subject to s. 324.022, s. 324.032, s. 627.7415, or s. 627.742 must maintain at least minimum security requirements.*

(c) *Any new or renewal motor vehicle insurance policy delivered or issued for delivery in this state must provide coverage that complies with minimum security requirements.*

(d) *An existing motor vehicle insurance policy issued before that date which provides personal injury protection and property damage liability coverage that meets the requirements of s. 324.022 on December 31, 2021, but which does not meet minimum security requirements on or after January 1, 2022, is deemed to meet minimum security requirements until such policy is renewed, nonrenewed, or canceled on or after January 1, 2022. Sections 627.730-627.7405, 400.9905, 400.991, 456.057, 456.072, 627.7263, 627.727, 627.748, 626.9541(1)(i), and 817.234, Florida Statutes 2020, remain in full force and effect for motor vehicle accidents covered under a policy issued under the Florida Motor Vehicle No-Fault Law before January 1, 2022, until the policy is renewed, nonrenewed, or canceled on or after January 1, 2022.*

(3) *Each insurer shall allow each insured who has a new or renewal policy providing personal injury protection which becomes effective before January 1, 2022, and whose policy does not meet minimum security requirements on or after January 1, 2022, to change coverages so as to eliminate personal injury protection and obtain coverage providing minimum security requirements, which shall be effective on or after January 1, 2022. The insurer is not required to provide coverage complying with minimum security requirements in such policies if the insured does not pay the required premium, if any, by January 1, 2022, or such later date as the insurer may allow. The insurer also shall offer each insured medical payments coverage pursuant to s. 627.7265. Any reduction in the premium must be refunded by the insurer. The insurer may not impose on the insured an additional fee or charge that applies solely to a change in coverage; however, the insurer may charge an additional required premium that is actuarially indicated.*

(4) *By September 1, 2021, each motor vehicle insurer shall provide notice of this section to each motor vehicle policyholder who is subject to this section. The notice is subject to approval by the office and must clearly inform the policyholder that:*

(a) *The Florida Motor Vehicle No-Fault Law is repealed effective January 1, 2022, and that on or after that date, the insured is no longer*

*required to maintain personal injury protection insurance coverage, that personal injury protection coverage is no longer available for purchase in this state, and that all new or renewal policies issued on or after that date will not contain that coverage.*

(b) *Effective January 1, 2022, a person subject to the financial responsibility requirements of s. 324.022 must maintain minimum security requirements that enable the person to respond to damages for liability on account of accidents arising out of the use of a motor vehicle in the following amounts:*

1. *Twenty-five thousand dollars for bodily injury to, or the death of, one person in any one crash and, subject to such limits for one person, in the amount of \$50,000 for bodily injury to, or the death of, two or more persons in any one crash; and*

2. *Ten thousand dollars for damage to, or destruction of, the property of others in any one crash.*

(c) *Bodily injury liability coverage protects the insured, up to the coverage limits, against loss if the insured is legally responsible for the death of or bodily injury to others in a motor vehicle accident.*

(d) *Effective January 1, 2022, each policyholder of motor vehicle liability insurance purchased as proof of financial responsibility must include medical payments coverage benefits that comply with s. 627.7265. The insurer must include medical payments coverage at a limit of \$5,000 and offer medical payments coverage at a limit of \$10,000*

**Amendment 1 (824756)**, as amended, was adopted.

On motion by Senator Burgess, by two-thirds vote, **CS for CS for SB 54**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bradley	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright
Cruz	Perry	

Nays—1

Brandes

**CS for SB 400**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; prohibiting an agency that receives a request to inspect or copy a record from responding to such request by filing an action for declaratory relief against the requester; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **CS for SB 400** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bracy	Farmer
Albritton	Bradley	Gainer
Ausley	Brandes	Garcia
Baxley	Brodeur	Gibson
Bean	Broxson	Harrell
Berman	Burgess	Hooper
Book	Cruz	Hutson
Boyd	Diaz	Jones

Mayfield	Powell	Stewart
Passidomo	Rodrigues	Taddeo
Perry	Rodriguez	Thurston
Pizzo	Rouson	Torres
Polsky	Stargel	Wright

Nays—None

**CS for SB 26**—A bill to be entitled An act for the relief of the Estate of Crystle Marie Galloway by the Hillsborough County Board of County Commissioners; providing for an appropriation to compensate the estate for injuries sustained by Crystle Marie Galloway and her survivors as a result of the negligence of employees of the Hillsborough County Board of County Commissioners; providing a limitation on the payment of fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 26**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6511** was withdrawn from the Committee on Rules.

On motion by Senator Cruz—

**CS for HB 6511**—A bill to be entitled An act for the relief of the Estate of Crystle Marie Galloway by the Hillsborough County Board of County Commissioners; providing for an appropriation to compensate the estate for injuries sustained by Crystle Marie Galloway and her survivors as a result of the negligence of employees of the Hillsborough County Board of County Commissioners; providing a limitation on the payment of fees; providing an effective date.

—a companion measure, was substituted for **CS for SB 26** and read the second time by title.

On motion by Senator Cruz, by two-thirds vote, **CS for HB 6511** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Pizzo
Albritton	Cruz	Polsky
Ausley	Diaz	Powell
Baxley	Farmer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—2

Gainer

Perry

Consideration of **CS for SB 1048** and **CS for CS for SB 1868** was deferred.

**MOTIONS**

On motion by Senator Passidomo, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar with the exception of: **SB 7064**.

**BILLS ON SPECIAL ORDERS**

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 14, 2021: SB 388, CS for SB 342, SB 998, SB 1136, SB 1212, SB 1176, CS for HB 1, CS for CS for SB 1826, CS for CS for SB 430, SB 578, CS for SB 628, CS for SB 1088, SB 7064, CS for CS for SB 1890, CS for CS for SB 714, SB 904, CS for CS for SB 932, CS for SB 968, SB 1634, CS for SB 398, CS for SB 400, CS for SB 26, CS for SB 1048, CS for CS for SB 1868.

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

**REPORTS OF COMMITTEES**

The Committee on Finance and Tax recommends the following pass: SJR 1182; CS for SB 1330

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

The Committee on Appropriations recommends the following pass: CS for HB 1

The Committee on Rules recommends the following pass: HB 529

**The bills were placed on the Calendar.**

The Committee on Finance and Tax recommends committee substitutes for the following: CS for SB 1186; SB 1246; CS for SB 1390; SB 1444; CS for SB 1584

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

The Committee on Rules recommends committee substitutes for the following: CS for SB 266; CS for CS for SB 426

**The bills with committee substitute attached were placed on the Calendar.**

The Committee on Finance and Tax recommends the following not pass: SB 1358

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

**REPORTS OF SUBCOMMITTEES**

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: CS for SB 390

The Appropriations Subcommittee on Education recommends the following pass: CS for SB 192; SB 280; SB 918; SB 1336; CS for SB 1672; SB 1740; SB 1798; SB 1816; SB 1864

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

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends committee substitutes for the following: CS for SB 406; CS for SB 1086; CS for SB 1152; SB 1482; CS for SB 1574; CS for SB 1616; CS for SB 1900; SB 7060

The Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: SB 1002; CS for SB 1032; CS for SB 1530; CS for SB 1920

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 366; CS for SB 934; CS for SB 1028; SB 1282

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 700; CS for SB 894; CS for SB 1142; CS for SB 1242; SB 1976

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 676; SB 862; SB 1412; CS for SB 1560

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 7000-7074**—Previously introduced.

By the Committee on Regulated Industries—

**SB 7076**—A bill to be entitled An act relating to gaming enforcement; amending s. 16.56, F.S.; expanding the authority of the Office of Statewide Prosecution within the Department of Legal Affairs to investigate and prosecute the offenses of certain crimes; creating s. 16.71, F.S.; creating the Florida Gaming Control Commission within the Office of the Attorney General; providing for membership of the commission; providing rights for certain employees of the commission; providing requirements and powers for employees serving as law enforcement officers for the commission; providing powers and duties of the commission; providing requirements for hearings relating to the commission; authorizing the commission to submit certain written recommendations to the Governor and the Legislature upon certain findings; requiring the commission to annually develop a budget request; requiring the department to submit the budget request to the Governor for transmittal to the Legislature; authorizing the commission to contract or consult with certain agencies; creating s. 16.715, F.S.; providing construction; providing standards of conduct for commissioners; requiring commissioners to complete specified annual training; requiring the Commission on Ethics to accept and investigate any alleged violations of the standards of conduct for commissioners; providing requirements for such investigations; authorizing a commissioner to request an advisory opinion from the Commission on Ethics; providing requirements relating to ex parte communications; providing civil penalties; amending s. 285.710, F.S.; revising the definition of the term “state compliance agency”; designating the Florida Gaming Control Commission as the state compliance agency having authority to carry out certain responsibilities; transferring all powers, duties, functions, records, offices, personnel, property, pending issues, existing contracts, administrative authority, administrative rules, trust funds, and unexpended balances of appropriations, allocations, and other funds of the Department of Business and Professional Regulation to the commission by a type two transfer; requiring the Department of Legal Affairs to provide administrative support to the commission until such transfer is complete; providing a directive to the Division of Law Revision; providing effective dates.

—was referred to the Committee on Appropriations.

By the Committee on Regulated Industries—

**SB 7078**—A bill to be entitled An act relating to public records and public meetings exemptions; amending s. 16.71, F.S.; specifying that any exempt or confidential and exempt information obtained by the Florida Gaming Control Commission retains its exempt or confidential and exempt status; providing an exemption from public meetings requirements for portions of meetings of the commission wherein confidential or exempt information is discussed; specifying the commission is a criminal justice agency; authorizing the commission to close portions of meetings during which certain criminal matters are discussed if certain requirements are met; providing an exemption from public

meetings requirements for such portions of meetings; providing an exemption from public records requirements for documents and recordings relating to such exempt portions of meetings; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Regulated Industries—

**SB 7080**—A bill to be entitled An act relating to requirements for pari-mutuel permitholders to conduct live racing or games; amending s. 550.002, F.S.; revising definitions; defining the terms “permitholder” and “permittee”; deleting the term “racing greyhound”; amending s. 550.0115, F.S.; making technical changes; amending s. 550.01215, F.S.; revising the application requirements for an operating license to conduct pari-mutuel wagering for a pari-mutuel facility; prohibiting greyhound permitholders from conducting live racing; authorizing jai alai permitholders, harness horse racing permitholders, and quarter horse racing permitholders to elect not to conduct live racing or games; requiring thoroughbred permitholders to conduct live racing; specifying that certain permitholders that do not conduct live racing or games retain their permit and remain pari-mutuel facilities; specifying that, if such permitholder has been issued a slot machine license, the permitholder’s facility remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of ch. 551, F.S., is eligible to be a guest track, and, if the permitholder is a harness horse racing permitholder, is eligible to be a host track for intertrack wagering and simulcasting, and remains eligible for a cardroom license; authorizing the Division of Pari-mutuel Wagering to approve a change in racing dates for a permitholder if the request for a change is received before a specified date and under certain circumstances; deleting a provision authorizing the conversion of certain permits to a jai alai permit under certain circumstances; amending s. 550.0235, F.S.; conforming provisions to changes made by the act; amending s. 550.0351, F.S.; deleting a provision relating to hound dog derbies and mutt derbies; amending s. 550.0425, F.S.; deleting a provision authorizing certain children to be granted access to kennel compound areas under certain circumstances; amending s. 550.054, F.S.; deleting provisions relating to the conversion of jai alai permits to greyhound racing permits; conforming provisions to changes made by the act; amending s. 550.09511, F.S.; deleting a provision relating to the payment of certain taxes and fees by jai alai permitholders conducting fewer than a specified number of live performances; amending s. 550.09512, F.S.; revising the circumstances for which a harness horse permitholder’s permit is voided for failing to pay certain taxes; amending ss. 550.105 and 550.1155, F.S.; conforming provisions to changes made by the act; amending s. 550.1647, F.S.; conforming a provision to changes made by the act; repealing s. 550.1648, F.S., relating to greyhound adoptions; amending ss. 550.175 and 550.1815, F.S.; conforming provisions to changes made by the act; amending s. 550.24055, F.S.; conforming provisions to changes made by the act; amending s. 550.2415, F.S.; deleting provisions relating to the testing, euthanasia, and training of racing greyhounds; amending s. 550.334, F.S.; conforming provisions to changes made by the act; amending s. 550.3551, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 550.3615, F.S.; making technical changes; prohibiting a person convicted of bookmaking from attending or being admitted to a pari-mutuel facility; requiring pari-mutuel facility employees to notify certain persons of unlawful activities; providing civil penalties; requiring a permittee to display certain warnings relating to bookmaking at his or her pari-mutuel facility; revising applicability; amending s. 550.475, F.S.; revising provisions relating to leasing pari-mutuel facilities; amending s. 550.615, F.S.; revising requirements relating to intertrack wagering; specifying that greyhound permitholders are qualified to receive certain broadcasts and accept specified wagers; amending s. 550.6305, F.S.; conforming provisions to changes made by the act; amending s. 551.104, F.S.; conforming provisions to changes made by the act; amending s. 551.114, F.S.; revising requirements for the locations of designated slot machine gaming areas; amending s. 565.02, F.S.; conforming provisions to changes made by the act; amending s. 849.086, F.S.; revising requirements relating to the annual renewal of a cardroom license; conforming provisions to changes made by the act; reenacting ss. 380.0651(2)(c), 402.82(4)(c), and 480.0475(1), F.S., relating to statewide guidelines, the electronic benefits transfer program, and massage es-

establishments, respectively, to incorporate the amendments made to s. 550.002, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Finance and Tax—

**SB 7082**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2021 version of the Internal Revenue Code and other federal statutes relating to federal income taxes for purposes of the state corporate income tax code; providing for retroactive operation; amending s. 220.13, F.S.; requiring the addition to adjusted federal income of certain amounts of business interest expense deductible in certain taxable years; providing an effective date.

—was referred to the Committee on Appropriations.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Rules; and Community Affairs; and Senators Perry and Baxley—

**CS for CS for SB 266**—A bill to be entitled An act relating to home-based businesses; creating s. 559.955, F.S.; providing legislative findings and intent; specifying conditions under which a business is considered a home-based business; providing requirements for home-based businesses; defining the term “heavy equipment”; authorizing a home-based business to operate in an area zoned for residential use; specifying that home-based businesses are subject to certain business taxes; providing prohibitions and authorizations for local governmental actions relating to home-based businesses; providing construction; providing an effective date.

By the Committees on Rules; Community Affairs; and Transportation; and Senator Boyd—

**CS for CS for CS for SB 426**—A bill to be entitled An act relating to state preemption of seaport regulations; creating s. 311.25, F.S.; prohibiting a local ballot initiative or referendum from restricting maritime commerce in the seaports of this state; providing that such a local ballot initiative, referendum, or action adopted therein is prohibited, void, and expressly preempted to the state; prohibiting local governments and their political subdivisions and special districts from restricting maritime commerce in a seaport located in or adjoining an area of critical state concern with respect to any federally authorized passenger cruise vessel; providing that certain actions relating to such restrictions are prohibited, void, and expressly preempted to the state; providing applicability; clarifying remaining authority of certain local entities; providing for severability; providing a directive to the Division of Law Revision; providing an effective date.

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

**CS for CS for SB 1186**—A bill to be entitled An act relating to property assessments for elevated properties; amending ss. 193.155 and 193.1554, F.S.; specifying that changes to elevate certain homestead and nonhomestead residential property, respectively, do not increase the assessed value of the property under certain circumstances; requiring property owners to provide certification for such property; defining the terms “voluntary elevation” and “voluntarily elevated”; prohibiting certain areas from being included in square footage calculation; revising applicability; making clarifying revisions; amending s. 193.1557, F.S.; revising applicability; providing a contingent effective date.

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

**CS for SB 1246**—A bill to be entitled An act relating to capital investment tax credit; amending s. 220.191, F.S.; authorizing passenger car rental companies and travel agencies that meet certain criteria in a

specified year to use unused tax credits for certain purposes; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of such authority; providing effective dates.

By the Committees on Finance and Tax; and Commerce and Tourism; and Senator Gruters—

**CS for CS for SB 1390**—A bill to be entitled An act relating to tax credits; amending s. 220.191, F.S.; defining and redefining terms; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that establishes a qualifying project for the creation of intellectual property which meets certain capital investment criteria; specifying the calculation of the credit; authorizing use of the credit or portions of the credit by the business members of its affiliated group of corporations; authorizing the transfer of credits, subject to certain conditions; requiring credits to be granted as costs are certified by the Department of Economic Opportunity; providing for revocation and rescission of credits under certain circumstances; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that incurs eligible production infrastructure costs that exceed a certain threshold; specifying the calculation of the credit; prohibiting the carryover of credits; authorizing use of unused credits after a certain time period; providing a credit against the corporate income tax, the sales and use tax, or a stated combination of the two taxes to a qualifying business that establishes a strategic priority project that meets certain capital investment criteria; specifying the calculation of the credit; authorizing the carryover or transfer of credits, subject to certain conditions; conforming provisions to changes made by the act; creating s. 220.197, F.S.; defining the term “NAICS”; providing a credit against the corporate income tax, for a specified amount and for a specified taxable year, for taxpayers classified in the passenger car rental or leasing industry which meet certain criteria; providing for retroactive operation; amending s. 288.1089, F.S.; revising the definition of the term “cumulative investment”; providing an effective date.

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

**CS for SB 1444**—A bill to be entitled An act relating to the Florida Small Manufacturing Business Recovery Act; creating s. 288.715, F.S.; providing a short title; defining terms; requiring the Department of Economic Opportunity to accept applications for certification of relief funds and relief contributions in a specified manner; specifying information required to be submitted in an application; requiring the department to approve or deny applications within a specified timeframe; prohibiting the department from approving more than a specified amount of relief investment authority and relief contributions; requiring the department to deny applications under certain circumstances; requiring the department to provide notice of approval or denial to applicants; requiring the department to certify approved applications; authorizing applicants whose applications were denied to provide additional information within a certain timeframe to cure defects in their applications; requiring the department to reconsider such applications; requiring certified relief funds to collect contributions and investments and submit certain documentation within a specified timeframe; requiring the department to revoke relief funds’ certification under certain circumstances; requiring the department to give notice relating to tax credit certificates; providing requirements relating to lapsed or revoked investment authority; authorizing nonrefundable tax credits for owners of tax credit certificates issued by the department; providing restrictions on the credit; requiring taxpayers to submit a copy of the tax credit certificate with the taxpayers’ annual statements; authorizing the department to revoke tax credit certificates under certain circumstances; prohibiting certain amounts invested in impact businesses from being counted as a relief investment; authorizing certain relief funds to apply to the department to be decertified; providing procedures for decertification; authorizing a relief fund to request certain opinions from the department; requiring relief funds to submit specified reports to the department; authorizing the department to adopt rules; providing an effective date.

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

**CS for CS for SB 1584**—A bill to be entitled An act relating to taxation of real property platform transactions; amending s. 201.02, F.S.; defining the term “residential property”; providing a methodology to be used in determining documentary stamp taxes due for certain transactions involving residential property; providing applicability; providing an effective date.

### EXECUTIVE BUSINESS

#### EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of Broward College Appointee: Agrawal, Akhil K., Weston	05/31/2023
Board of Trustees of Pensacola State College Appointee: Lacz, Kevin Robert, Gulf Breeze	05/31/2022
Board of Trustees of St. Johns River State College Appointee: Komando, Richard, Confidential pursuant to s. 119.071(4), F.S.	05/31/2021
Environmental Regulation Commission Appointee: Buermann, Eric, Key Largo	07/01/2023
Commission on Ethics Appointee: Waldman, James, Pompano Beach	06/30/2021
Board of Opticianry Appointee: Taylor, Jeffrey, Deerfield Beach	10/31/2022

#### *Office and Appointment*

*For Term  
Ending*

Board of Trustees, Florida State University  
Appointee: Gonzalez, Jorge, Inlet Beach 01/06/2026

**Referred to the Committee on Ethics and Elections.**

### ENROLLING REPORTS

CS for CS for SB 50 has been enrolled, signed by the required constitutional officers, and presented to the Governor on April 12, 2021.

*Debbie Brown, Secretary*

SB 2510, SB 7054, and SB 7056 have been enrolled, signed by the required constitutional officers, and presented to the Governor on April 13, 2021.

*Debbie Brown, Secretary*

### CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 8 was corrected and approved.

### CO-INTRODUCERS

Senators Albritton—CS for CS for SB 582; Ausley—SB 242; Perry—SB 260, CS for CS for SB 750, CS for SB 1146; Pizzo—SB 594; Rodriguez—CS for SB 1084; Rouson—CS for SB 414

### ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 7:41 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 5:00 p.m., Thursday, April 15 or upon call of the President.



# Journal of the Senate

Number 13—Regular Session

Thursday, April 15, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 3:00 p.m. A quorum present—38:

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright
Burgess	Passidomo	

Excused: Senator Ausley until 3:15 p.m.

## PRAYER

The following prayer was offered in song by Senator Baxley:

Our Father, who art in heaven,  
hallowed be thy name.  
Thy kingdom come,  
Thy will be done,  
on earth as it is in heaven.  
Give us this day our daily bread.  
And forgive us our debts,  
as we forgive our debtors.  
And lead us not into temptation,  
but deliver us from evil.  
For thine is the kingdom,  
and the power, and the glory,  
forever. Amen.

## PLEDGE

Senator Bradley 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. Frederic Guerrier of St. Petersburg Beach, sponsored by Senator Rouson, as the doctor of the day. Dr. Guerrier specializes in family medicine.

## BILLS ON THIRD READING

**CS for HB 1**—A bill to be entitled An act relating to combating public disorder; amending s. 166.241, F.S.; authorizing specified elected officials to file an appeal to the Administration Commission if the governing body of a municipality makes a specified reduction to the operating budget of the municipal law enforcement agency; requiring the petition to contain specified information; requiring the Executive Office of the Governor to conduct a budget hearing considering the matter and make findings and recommendations to the Administration Commission; requiring the commission to approve, amend, or modify the municipality's budget; amending s. 316.2045, F.S.; revising the prohibition on obstructing traffic by standing on the street, highway, or road; deleting provisions concerning charitable solicitations; amending s. 768.28, F.S.; providing that a municipality has a duty to allow the municipal law enforcement agency to respond to a riot or unlawful assembly in a specified manner based on specified circumstances; providing a municipality is civilly liable for specified damages proximately caused by the municipality's specified breach of such duty; amending s. 784.011, F.S.; reclassifying the penalty for an assault committed in furtherance of a riot or an aggravated riot; amending s. 784.021, F.S.; increasing the offense severity ranking of an aggravated assault for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 784.03, F.S.; reclassifying the penalty for a battery committed in furtherance of a riot or an aggravated riot; amending s. 784.045, F.S.; increasing the offense severity ranking of an aggravated battery for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; creating s. 784.0495, F.S.; prohibiting specified assemblies from using or threatening to use imminent force against another person to do or refrain from doing any act or to assume, abandon, or maintain a particular viewpoint under certain circumstances; providing a penalty; requiring a person arrested for a violation to be held in custody until first appearance; amending s. 784.07, F.S.; requiring a minimum term of imprisonment for a person convicted of battery on a law enforcement officer committed in furtherance of a riot or an aggravated riot; increasing the offense severity ranking of an assault or battery against specified persons for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 806.13, F.S.; prohibiting defacing, injuring, or damaging a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; creating s. 806.135, F.S.; defining the terms "historic property" and "memorial"; prohibiting a person from destroying or demolishing a memorial or historic property; providing a penalty; requiring a court to order restitution for such a violation; amending s. 810.02, F.S.; reclassifying specified burglary offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; amending s. 812.014, F.S.; reclassifying specified theft offenses committed during a riot or an aggravated riot and facilitated by conditions arising from the riot; providing a definition; requiring a person arrested for such a violation to be held in custody until first appearance; creating s. 836.115, F.S.; providing definitions; prohibiting cyberintimidation by publication; providing criminal penalties; amending s. 870.01, F.S.; prohibiting a person from fighting in a public place; prohibiting a person from willfully participating in a specified violent public disturbance resulting in specified damage or injury; providing an increased penalty for rioting under specified circumstances; prohibiting a person from inciting a riot; providing an increased penalty for inciting a riot under specified circumstances; providing definitions; requiring a person arrested for such

a violation to be held in custody until first appearance; providing an exception; amending s. 870.02, F.S.; requiring a person arrested for an unlawful assembly to be held in custody until first appearance; repealing s. 870.03, F.S.; relating to riots or routs; creating s. 870.07, F.S.; creating an affirmative defense to a civil action where the plaintiff participated in a riot; amending s. 872.02, F.S.; increasing the offense severity ranking of specified offenses involving graves and tombs for the purposes of the Criminal Punishment Code if committed in furtherance of a riot or an aggravated riot; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; ranking offenses created by the act on the offense severity ranking chart; providing an effective date.

—was read the third time by title.

SENATOR BEAN PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Burgess, CS for HB 1 was passed and certified to the House. The vote on passage was:

Yeas—23

Table with 3 columns: Name, Name, Name. Includes Mr. President, Albritton, Baxley, Bean, Boyd, Bradley, Brodeur, Broxson, Burgess, Diaz, Gainer, Garcia, Gruters, Harrell, Hooper, Hutson, Mayfield, Passidomo, Perry, Rodriguez, Rodriguez, Stargel, Wright.

Nays—17

Table with 3 columns: Name, Name, Name. Includes Ausley, Berman, Book, Bracy, Brandes, Cruz, Farmer, Gibson, Jones, Pizzo, Polsky, Powell, Rouson, Stewart, Taddeo, Thurston, Torres.

CS for CS for SB 1890—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; providing a limitation on contributions made to political committees sponsoring or opposing a constitutional amendment proposed by initiative; specifying conditions upon which the limitation no longer applies; preempting counties, municipalities, and other local governmental entities from enacting or adopting any limitation or restriction involving certain contributions and expenditures, or establishing contribution limits different than those established in the Florida Election Code; providing applicability; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that any candidate required to dispose surplus funds may give certain surplus funds to the state or a political subdivision, to be disbursed in a specified manner; providing an effective date.

—was read the third time by title.

On motion by Senator Rodrigues, CS for CS for SB 1890 was passed and certified to the House. The vote on passage was:

Yeas—23

Table with 3 columns: Name, Name, Name. Includes Mr. President, Albritton, Baxley, Bean, Boyd, Bradley, Brodeur, Broxson, Burgess, Diaz, Gainer, Garcia, Gruters, Harrell, Hooper, Hutson, Mayfield, Passidomo, Perry, Rodrigues, Rodriguez, Stargel, Wright.

Nays—17

Table with 3 columns: Name, Name, Name. Includes Ausley, Berman, Book, Bracy, Brandes, Cruz, Farmer, Gibson, Jones, Pizzo, Polsky, Powell, Rouson, Stewart, Taddeo, Thurston, Torres.

MOTIONS

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until 7:00 p.m.

SPECIAL ORDER CALENDAR

Consideration of SB 998 and CS for SB 968 was deferred.

SB 1634—A bill to be entitled An act relating to public records; creating s. 597.0042, F.S.; providing a public records exemption for certain aquaculture records held by the Department of Agriculture and Consumer Services; providing that the records may be disclosed to other governmental entities under certain circumstances; providing for retroactive application of the exemption; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, SB 1634 was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Name, Name, Name. Includes Mr. President, Albritton, Ausley, Baxley, Bean, Berman, Book, Boyd, Bracy, Bradley, Brandes, Brodeur, Broxson, Burgess, Cruz, Diaz, Farmer, Gainer, Garcia, Gibson, Gruters, Harrell, Hooper, Hutson, Jones, Mayfield, Passidomo, Perry, Pizzo, Polsky, Powell, Rodrigues, Rodriguez, Rouson, Stargel, Stewart, Taddeo, Thurston, Torres, Wright.

Nays—None

Consideration of CS for SB 1048 and CS for CS for SB 1868 was deferred.

MOTIONS

On motion by Senator Passidomo, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

SPECIAL RECOGNITION

Senator Mayfield announced the birth of her first grandchild born this day. Her son, Samuel Mayfield, and his wife, Carolina, welcomed a boy weighing 9 pounds and measuring 20 1/4 inches in length.

**REPORTS OF COMMITTEES**

The Committee on Appropriations recommends the following pass:  
CS for SB 506; SB 1324; CS for SB 1326; CS for SB 1408

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

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of April 14 was corrected and approved.

**CO-INTRODUCERS**

Senators Bracy—CS for SB 1948; Hooper—CS for SB 838; Pizzo—CS for SB 1948; Thurston—SB 370

**ADJOURNMENT**

On motion by Senator Passidomo, the Senate adjourned at 5:55 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 21 or upon call of the President.





# Journal of the Senate

Number 14—Regular Session

Tuesday, April 20, 2021

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## REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: CS for SB 168; CS for SB 192; CS for SB 262; CS for SB 352; CS for SB 404; CS for SB 468; CS for SB 470; CS for SB 486; SB 606; CS for SB 754; CS for CS for SB 764; SB 770; SB 794; SB 900; SB 918; CS for SB 936; CS for SB 1094; CS for SB 1292; SB 1450; SB 1470; CS for SB 1526; CS for CS for SB 1532; CS for SB 1540; CS for SB 1606; SB 1624; CS for SB 1672; CS for SB 1728; SB 1798; SB 1816; SB 1898; SB 7072; SB 7074

The Committee on Rules recommends the following pass: CS for CS for HB 259; CS for SB 358; CS for SB 418; CS for SB 420; CS for SB 490; SB 518; CS for CS for SB 716; CS for CS for SB 804; SB 826; SB 848; CS for SB 902; CS for SB 950; CS for SB 964; CS for HB 1055 with 1 amendment; CS for CS for SB 1060; CS for CS for SB 1070; CS for CS for SB 1080; CS for SB 1120; CS for SB 1234; CS for SB 1288; CS for SB 1326; CS for SB 1408; CS for SB 1434; SB 1456; SB 1476; CS for SB 1488; SB 1512; CS for SB 1704; SB 1884; CS for SB 7004; SB 7006; CS for SB 7008; SB 7010; SB 7014; SB 7020; SB 7026; SB 7036; SB 7038; SB 7040; SB 7042; SB 7044; SB 7046; SB 7048; SB 7050; SB 7058; SB 7066

### The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SB 98; CS for SB 130; CS for SB 184; SB 260; CS for SB 366; CS for SB 566; SB 590; CS for SB 676; CS for SB 694; CS for SB 726; CS for SB 748; CS for CS for SB 750; CS for SB 838; CS for SB 976; SB 1002; CS for SB 1024; CS for SB 1028; CS for SB 1086; CS for SB 1108; SB 1126; CS for SB 1132; CS for SB 1146; CS for SB 1166; CS for SB 1194; CS for SB 1242; CS for CS for SB 1382; SB 1404; SB 1436; CS for SB 1448; CS for SB 1568; CS for SB 1570; CS for SB 1574; CS for SB 1598; CS for SB 1786; SB 1864; CS for SB 1900; CS for SB 1906; SB 1944; CS for SB 1948; CS for SB 1966; CS for SB 2010; SB 7060; SB 7062; SB 7076; SB 7078; SB 7080; SB 7082

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 90; SB 616; CS for SB 654; CS for SB 768; CS for CS for SB 844; CS for CS for SB 1076; CS for CS for SB 1194; SB 1934; CS for CS for SB 1946

### The bills with committee substitute attached were placed on the Calendar.

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 328; CS for SB 620

### The bills were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 402

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

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Rules; Governmental Oversight and Accountability; and Ethics and Elections; and Senator Baxley—

**CS for CS for CS for SB 90**—A bill to be entitled An act relating to election administration; amending s. 97.052, F.S.; revising requirements for the uniform statewide voter registration application; amending s. 97.0525, F.S.; authorizing an applicant to submit an online voter registration application using the last four digits of the applicant's social security number; prescribing procedures for applicants who submit an application using the last four digits of their social security numbers; specifying additional requirements for comprehensive risk assessments of the online voter registration system; amending s. 97.053, F.S.; revising requirements governing the acceptance of voter registration applications; amending s. 97.057, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assist the Department of State in identifying certain residence address changes; requiring the Department of State to report such changes to supervisors of elections; amending s. 97.0575, F.S.; revising requirements for third-party voter registration organizations; providing applicability; revising circumstances under which a third-party voter registration organization is subject to fines for violations regarding the delivery of voter registration applications; revising requirements for Division of Elections rules governing third-party voter registration organizations; amending s. 97.0585, F.S.; deleting an exemption from public records requirements for information related to a voter registration applicant's or voter's prior felony conviction and his or her restoration of voting rights to conform to changes made by the act; amending s. 97.1031, F.S.; revising requirements for notifying the supervisor of address changes; modifying procedures for submitting changes of name or party affiliation to conform to changes made by the act; amending s. 98.0981, F.S.; providing that certain ballot types or precinct subtotals may not be reported in precinct-level election results; requiring supervisors to post live turnout data for election day voting and vote-by-mail ballot statistics on their websites; requiring supervisors to transmit live turnout data to the Division of Elections; directing the division to create and maintain a statewide voter turnout dashboard on its website using such data; amending s. 99.021, F.S.; requiring a person seeking to qualify for office as a candidate with no party affiliation to subscribe to an oath or affirmation that he or she is registered without party affiliation and has not been a registered member of a political party for a specified time-frame; amending ss. 99.061 and 99.063, F.S.; conforming provisions to changes made by the act; amending s. 101.043, F.S.; deleting a provision that prohibits the use of an address appearing on identification presented by an elector at the polls as a basis to confirm an elector's legal residence; deleting a provision that prohibits a clerk or an inspector from asking an elector to provide additional identification information under specified circumstances; creating s. 101.046, F.S.; prescribing procedures and limitations governing signature verification; defining the term "wet signature"; amending s. 101.051, F.S.; prohibiting certain solicitation of voters at drop box locations; increasing the no-solicitation

zone surrounding a drop box location or the entrance of a polling place or an early voting site wherein certain activities are prohibited; amending s. 101.545, F.S.; requiring ballots, forms, and election materials to be retained for a specified minimum timeframe following an election; amending s. 101.5605, F.S.; revising the timeframe within which the department must approve or disapprove a voting system submitted for certification; amending s. 101.5614, F.S.; revising requirements for making true duplicate copies of vote-by-mail ballots under certain circumstances; requiring that an observer of the duplication of ballots be provided certain allowances; requiring the canvassing board to take certain action in response to an objection to a ballot duplicate; amending s. 101.591, F.S.; revising the timeframe and requirements for the voting systems audit report submitted to the department; amending s. 101.595, F.S.; requiring a specified report regarding overvotes and undervotes to be submitted with the voting systems audit report; revising the date by which the department must submit the report to the Governor and Legislature; amending s. 101.62, F.S.; limiting the duration of requests for vote-by-mail ballots to all elections through the end of the calendar year of the next regularly scheduled general election; specifying applicability; requiring certain vote-by-mail ballot requests to include additional identifying information regarding the requesting elector; requiring supervisors of elections to record whether a voter's certificate on a vote-by-mail ballot has a mismatched signature; revising the definition of the term "immediate family" to conform to changes made by the act; prohibiting counties, municipalities, and state agencies from sending vote-by-mail ballots to voters absent a request; providing exceptions; amending s. 101.64, F.S.; prohibiting the display of an absent elector's party affiliation or other partisan information on the outside of vote-by-mail ballots and return and secrecy envelopes; amending s. 101.68, F.S.; specifying that the supervisor may not use any knowledge of a voter's party affiliation during the signature comparison process; authorizing the canvassing of vote-by-mail ballots upon the completion of the public preelection testing of automatic tabulating equipment; amending s. 101.69, F.S.; revising requirements governing the placement and supervision of secure drop boxes for the return of vote-by-mail ballots; requiring the supervisor to designate drop box locations in advance of an election; prohibiting changes in drop box locations for an election after their initial designation; specifying requirements regarding the retrieval of vote-by-mail ballots returned in a drop box; providing that the supervisor is subject to a civil penalty for certain violations regarding drop boxes; amending s. 102.031, F.S.; prohibiting certain solicitation activities within a specified area surrounding a drop box; revising the definition of "solicit" and "solicitation" to include the giving, or attempting to give, any item to a voter by certain persons; providing for construction; restricting certain persons from prohibiting the solicitation of voters by a candidate or a candidate's designee outside of the no-solicitation zone; amending s. 102.141, F.S.; requiring the names of canvassing board members be published on the supervisor's website before the tabulation of any vote-by-mail ballots in an election; authorizing each political party and candidate to have one watcher at canvassing board meetings within a distance that allows him or her to directly observe proceedings; requiring additional information be included in public notices of canvassing board meetings; amending s. 104.0616, F.S.; revising the definition of "immediate family"; prohibiting any person from distributing, ordering, requesting, collecting, delivering, or otherwise physically possessing more than two vote-by-mail ballots of other electors per election, not including immediate family members; providing exceptions; providing a penalty; providing effective dates.

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By the Committee on Appropriations; and Senator Albritton—

**CS for SB 98**—A bill to be entitled An act relating to workforce-related programs and services; creating s. 14.36, F.S.; creating the Office of Reimagining Education and Career Help Act for certain purposes; creating the Office of Reimagining Education and Career Help within the Executive Office of the Governor for a specified purpose; defining terms; providing the duties of the office; requiring the office to create a specified strategy; providing requirements for such strategy; requiring the office to establish a workforce opportunity portal; providing requirements related to the portal; requiring a report to the Legislature; amending s. 216.136, F.S.; renaming the Workforce Estimating Conference as the Labor Market Estimating Conference; removing requirements of the Workforce Estimating Conference; providing requirements for the Labor Market Estimating Conference; amending s. 288.047, F.S.; requiring participants of the Quick-Response Training

Program to earn at or above minimum wage; amending s. 445.002, F.S.; revising the definition of the term "for cause"; amending s. 445.003, F.S.; revising requirements for Workforce Innovation and Opportunity Act Title I funds; defining the term "businesses"; requiring, rather than authorizing, the executive director of the state workforce development board to work with the Department of Economic Opportunity for certain purposes; providing duties of the Department of Economic Opportunity for the implementation of the federal Workforce Innovation and Opportunity Act; amending s. 445.004, F.S.; revising the composition of the state board; requiring the state board to appoint a Credentials Review Committee for a specified purpose; providing the composition of the committee; requiring certain information to be accessible to the public; providing duties and requirements of the committee; specifying entities that can authorize certain expenditures; providing and revising requirements for the state board in order to achieve certain purposes; requiring the state board, in consultation with the Department of Economic Opportunity, to submit a report to the Governor and Legislature; providing and revising reporting requirements; requiring the state board to assign and make public a letter grade for each local workforce development board based on certain criteria; removing certain auditing authority of the Auditor General; requiring local performance accountability measures to be based on identified local area needs; amending s. 445.006, F.S.; providing requirements for the state plan for workforce development; requiring the Department of Economic Opportunity to prepare a federal waiver for specified purposes; amending s. 445.007, F.S.; requiring certain information be accessible on the website of a local workforce development board or the Department of Economic Opportunity; providing term limits for members of local boards; providing an exception; requiring actions of the local board to be consistent with federal and state law; providing requirements for certain contracts between a local board and certain entities; providing an exception; requiring the Department of Economic Opportunity to review certain documentation when considering whether to approve a contract; removing authority for a local board to review a decision by the Department of Economic Opportunity to deny a contract; requiring a local board to disclose certain compensation information to the Department of Economic Opportunity; requiring a local board to annually publish specified information on its website or the Department of Economic Opportunity's website; amending s. 445.009, F.S.; requiring a certain final payment amount to Individual Training Accounts; conforming provisions to changes made by the act; amending s. 445.011, F.S.; establishing an automated consumer-first workforce system; requiring the Department of Education and the Department of Children and Families, in consultation with the Department of Economic Opportunity, to implement such system; requiring that such system improve coordination among specified partners; revising requirements for such system; requiring that certain contracts be performance based; requiring the Department of Economic Opportunity to develop training for specified partners; amending s. 445.033, F.S.; requiring the Department of Economic Opportunity and the Department of Children and Families, rather than the state board, to measure the performance of certain workforce-related programs and services; requiring the state board to consult with local boards; requiring local boards to provide quarterly reports to the state board with certain information; requiring, rather than authorizing, the state board and the Department of Economic Opportunity to share certain information; amending s. 445.038, F.S.; conforming provisions to changes made by the act; amending s. 446.021, F.S.; revising the definition of the term "uniform minimum standards"; amending s. 446.032, F.S.; requiring certain standards and policies established by the Department of Education to include a specified requirement for training providers; requiring, rather than authorizing, the Department of Education to adopt rules; revising provisions relating to a certain summary of expenditures for apprenticeship and preapprenticeship programs; providing requirements for a certain annual report; requiring the Department of Education to provide data from certain resources to specified persons and entities; amending s. 446.041, F.S.; revising a catchline relating to the Department of Education's duties regarding apprenticeship and preapprenticeship programs; creating s. 446.0915, F.S.; defining the term "work-based learning opportunity"; specifying the required criteria for such opportunity; providing that such opportunity should prioritize paid experiences; requiring the State Board of Education to adopt rules; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to submit certain information to the Credentials Review Committee for placement on the Master Credentials List, rather than the CAPE Industry Certification Funding List or CAPE Postsecondary Industry Certification Funding List; amending s. 1001.706, F.S.; re-

vising and providing requirements for the Board of Governors' strategic plan; removing criteria for the designation of high-demand programs of emphasis; amending s. 1003.4156, F.S.; requiring a career and education planning course to include certain resources; amending s. 1003.42, F.S.; requiring a specified character development curriculum to include certain instruction and resources; amending s. 1003.4203, F.S.; specifying where the Department of Education has to identify CAPE Digital Tool certificates; removing the deadline for such identification; removing specified skills that have to be mastered; authorizing courses identified in the CAPE Industry Certification Funding List to articulate for college credit; removing the course limit; amending s. 1003.491, F.S.; requiring certain strategic plans to use labor projections identified by the Labor Market Estimating Conference; providing and revising the information that the Commissioner of Education must review for the annual review of K-12 and postsecondary career and technical education offerings; requiring the Department of Education to adopt rules; amending s. 1003.492, F.S.; providing that industry certification is achieved when a student receives a credential that is identified on the Master Credentials List; conforming provisions to changes made by the act; amending s. 1003.4935, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; creating the Strategic Efforts to Achieve Self-Sufficiency consisting of the workforce opportunity portal, the Open Door Grant Program, and the Money-Back Guarantee Program; amending s. 1004.015, F.S.; providing responsibilities of the Florida Talent Development Council relating to the health care workforce in this state; providing responsibilities of the Board of Governors and the State Board of Education; requiring a specified gap analysis; requiring specified entities to provide certain data; requiring a survey to collect certain data; amending s. 1004.02, F.S.; revising the definitions of the terms "continuing workforce education" and "workforce education"; creating s. 1006.75, F.S.; requiring specified educational centers and institutions to ensure that certain services and resources prepare students for employment; requiring student career service centers to use specified resources to assist students with certain activities; amending s. 1007.25, F.S.; requiring specified students to complete certain courses before a certain degree is awarded; requiring the chairs of the State Board of Education and the Board of Governors, or their designees, to jointly appoint faculty committees to identify competencies that will result in a digital credential; requiring specified institutions to grant and accept such credential; requiring the Department of Education to identify certain courses in which such credential may be earned; authorizing certain courses to use specified resources and provide students with the opportunity to create a digital resume; amending s. 1008.39, F.S.; conforming provisions to changes made by the act; amending s. 1008.40, F.S.; providing requirements for design specifications for the Workforce Development Information System; requiring the Department of Education to work with certain entities to develop certain metrics; providing requirements for a workforce development metrics dashboard; amending s. 1008.41, F.S.; conforming provisions to changes made by the act; amending s. 1008.44, F.S.; removing the CAPE Postsecondary Industry Certification Funding List; requiring the State Board of Education to annually adopt, based on recommendations by the Commissioner of Education, the CAPE Industry Certification Funding List; providing that certain full-time equivalent membership funding may only be earned in certain areas; providing certificates, certifications, and courses that may be included on the list; requiring the Commissioner of Education to conduct a certain review and make recommendations; requiring that the recommendations be provided to the Governor and Legislature by specified date; requiring the CAPE Industry Certification Funding List to be used to determine certain funding distributions; conforming provisions to changes made by the act; creating s. 1009.895, F.S.; defining terms; creating the Open Door Grant Program; providing the purpose of the program; requiring the Department of Education to provide certain grants; providing for the prioritization of grant funding; requiring a student to complete a specified application to be eligible for the grant; providing for the distribution of the grant to a student based on whether the student receives other types of financial aid; providing for reimbursement to an institution; providing requirements for the Department of Education in administering the grant program; requiring the Department of Education to report certain information to the State Board of Education annually; requiring the Department of Education to adopt rules; amending s. 1011.80, F.S.; requiring approval by the State Board of Education to conduct workforce education programs; requiring the State Board of Education to establish criteria for the review and approval of new workforce education programs; prohibiting certain funding to a school district or Florida College System institution until new workforce

education programs are reviewed and approved; providing requirements for the criteria; exempting preapprenticeship and apprenticeship programs from continuing workforce education requirements relating to state funding and fees; requiring the Credentials Review Committee to develop a returned-value funding formula beginning in a certain fiscal year; conforming provisions to changes made by the act; requiring the State Board of Education to phase out certain program offerings; amending s. 1011.801, F.S.; conforming a provision to changes made by the act; amending s. 1011.802, F.S.; requiring the Department of Education to award grants for preapprenticeship programs, in addition to apprenticeship programs, that meet certain criteria; authorizing grant funds to be used for instructional personnel; requiring the Department of Education to report certain information annually on its website; authorizing the Department of Education to use certain funds to administer the grant program; requiring, rather than authorizing, the State Board of Education to adopt rules; creating s. 1011.803, F.S.; creating the Money-Back Guarantee Program to help individuals achieve self-sufficiency; beginning in a specified academic year, requiring each school district and Florida College System institution to offer a money-back guarantee on certain programs and to establish student eligibility criteria; requiring each school district and Florida College System institution to notify the State Board of Education of its program by a specified date; requiring information about the program to be posted on certain websites; requiring the Department of Education to annually report specified information to the Governor and Legislature by a specified date; amending s. 1011.81, F.S.; requiring the Credentials Review Committee to develop a returned-value funding formula beginning with a specified fiscal year; conforming provisions to changes made by the act; amending ss. 443.151, 445.010, and 445.045, F.S.; conforming provisions to changes made by the act; amending ss. 943.22 and 1001.64, F.S.; conforming cross-references; providing an effective date.

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By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Rouson, Harrell, Hooper, and Book—

**CS for CS for SB 130**—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.4573, F.S.; providing that the use of peer specialists is an essential element of a coordinated system of care in recovery from a substance use disorder or mental illness; making a technical change; amending s. 397.4073, F.S.; revising background screening requirements for certain peer specialists; revising authorizations relating to work by applicants who have committed disqualifying offenses; amending s. 397.417, F.S.; providing legislative findings and intent; revising requirements for certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and to give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and to be based on current practice standards; requiring the department to certify peer specialists, either directly or by approving a third-party credentialing entity; prohibiting third-party credentialing entities from conducting background screenings for peer specialists; requiring that a person providing recovery support services be certified or be supervised by a licensed behavioral health care professional or a certified peer specialist; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists and certain persons to meet the requirements of a background screening as a condition of employment and continued employment; requiring certain entities to forward fingerprints to specified entities; requiring the department to screen results to determine if the peer specialist meets the certification requirements; requiring that fees for state and federal fingerprint processing be borne by the peer specialist applying for employment; requiring that any arrest record identified through background screening be reported to the department; authorizing the department or certain other agencies to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying disqualifying offenses for a peer specialist who applies for certification; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that a peer specialist certified as of the effective date of the act is deemed to satisfy the requirements of the act; providing an effective date.

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By the Committees on Appropriations; and Transportation; and Senator Berman—

**CS for CS for SB 184**—A bill to be entitled An act relating to the Purple Alert; amending s. 252.35, F.S.; requiring the Division of Emergency Management to identify and maintain an inventory of certain digitally displayed automatic changeable facing signs; amending s. 937.0201, F.S.; redefining the term “missing endangered person”; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, the Department of the Lottery, and local law enforcement agencies, to establish and implement the Purple Alert; specifying minimum requirements for the Purple Alert; authorizing local law enforcement agencies to broadcast information concerning certain missing adults; requiring the local law enforcement agency having jurisdiction to notify media and alert subscribers if a Purple Alert is determined to be necessary and appropriate; authorizing the local law enforcement agency having jurisdiction to request that a case be opened with the Department of Law Enforcement’s Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles in the activation of dynamic message signs on state highways and the immediate distribution of certain critical information under certain circumstances; requiring the Purple Alert process to include certain procedures and an information and education strategy; authorizing the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the Purple Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages when performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a Purple Alert involving a missing adult under certain circumstances; providing an appropriation; providing effective dates.

By the Committee on Appropriations; and Senators Harrell, Wright, Rodriguez, Cruz, Stewart, Burgess, and Perry—

**CS for SB 260**—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; authorizing the Department of Veterans’ Affairs to establish the Florida Veterans’ Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; authorizing the department to contract with a certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and to submit such data to the department; requiring the department to submit a report to the Governor and Legislature by a specified date; providing requirements for the report; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Hutson, Brodeur, and Diaz—

**CS for CS for SB 366**—A bill to be entitled An act relating to educational opportunities leading to employment; creating s. 446.54, F.S.; providing that certain individuals enrolled in work-based learning are deemed to be employees of the state for purposes of receiving certain medically necessary care under workers’ compensation coverage; amending s. 1007.23, F.S.; requiring that the statewide articulation agreement specify three mathematics pathways that meet a certain requirement upon which degree-seeking students must be placed; amending s. 1007.263, F.S.; requiring admissions counseling to use certain tests or alternative methods to measure achievement of college-level communication and computation by students entering college programs; requiring that such counseling measure achievement of certain basic skills; revising requirements for admission to associate degree programs; amending s. 1007.271, F.S.; revising eligibility requirements for initial enrollment in college-level dual enrollment courses; revising requirements for home education students seeking dual enrollment in certain postsecondary institutions; amending s. 1008.30, F.S.; requiring the State Board of Education to adopt, by a

specified date, rules establishing alternative methods for assessing communication and computation skills of certain students; authorizing Florida College System institutions to use such alternative methods in lieu of the common placement test to assess a student’s readiness to perform college-level work in communication and computation; deleting obsolete provisions; requiring Florida College System institutions to use placement test results or alternative methods to determine the extent to which certain students demonstrate sufficient communication and computation skills to indicate readiness for their meta-major; requiring Florida College System institutions to counsel and place certain students in specified college courses; limiting students’ developmental education to content needed for success in their meta-major; conforming provisions to changes made by the act; making technical changes; amending s. 1009.25, F.S.; authorizing the State Board of Education to adopt specified rules and the Board of Governors to adopt specified regulations; providing an appropriation; authorizing positions; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Perry—

**CS for CS for SB 566**—A bill to be entitled An act relating to motor vehicle rentals; amending s. 212.05, F.S.; specifying the applicable sales tax rate on motor vehicle leases and rentals by motor vehicle rental companies and peer-to-peer car-sharing programs; requiring peer-to-peer car-sharing programs to collect and remit the applicable sales tax; amending s. 212.0606, F.S.; defining terms; specifying the applicable surcharge on motor vehicle leases and rentals by motor vehicle rental companies; specifying applicability of the surcharge; requiring motor vehicle rental companies to collect specified surcharges; specifying the applicable rental car surcharge on peer-to-peer car-sharing program agreements involving shared vehicles; specifying applicability of the surcharge; requiring peer-to-peer car-sharing programs to collect specified surcharges; requiring car-sharing services to collect specified surcharges; defining the term “proceeds of this surcharge”, rather than “proceeds of the surcharge”; providing that the surcharge for peer-to-peer car-sharing is attributable to the county corresponding to the location of the motor vehicle at the car-sharing start time; requiring a dealer to report collected surcharge revenue accordingly; providing an exception; providing for application of a surcharge to a shared vehicle; creating s. 627.7483, F.S.; defining terms; specifying motor vehicle insurance requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have an insurable interest in shared vehicles during specified periods; providing construction; authorizing peer-to-peer car-sharing programs to own and maintain certain motor vehicle insurance policies; requiring peer-to-peer car-sharing programs to assume certain liability; providing exceptions; providing for the assumption of primary liability for claims when certain disputes exist; requiring shared vehicle owners’ insurers to indemnify peer-to-peer car-sharing programs under certain circumstances; providing exemptions from vicarious liabilities for peer-to-peer car-sharing programs and shared vehicle owners; authorizing motor vehicle insurers to exclude specified coverages under certain circumstances; providing construction related to exclusions; authorizing specified insurers to seek recovery against motor vehicle insurers of peer-to-peer car-sharing programs under certain circumstances; requiring peer-to-peer car-sharing programs to provide certain information to shared vehicle owners regarding liens; specifying recordkeeping, record retention, and record-sharing requirements for peer-to-peer car-sharing programs; specifying disclosure requirements for peer-to-peer car-sharing program agreements; specifying driver license verification and data retention requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have sole responsibility for certain equipment in or on a shared vehicle; providing for indemnification regarding such equipment; specifying requirements for peer-to-peer car-sharing programs relating to safety recalls on a shared vehicle; providing construction; providing an effective date.

By the Committee on Appropriations; and Senator Harrell—

**CS for SB 590**—A bill to be entitled An act relating to school safety; amending s. 381.0056, F.S.; revising parent, guardian, or caregiver notification requirements that must be met before an involuntary examination of a minor; amending s. 394.463, F.S.; revising data reporting requirements for the Department of Children and Families; amending s.

1001.212, F.S.; revising data reporting requirements for the Office of Safe Schools; amending s. 1002.20, F.S.; revising parent notification requirements; providing an exception; providing that parents of public school students have a right to access school safety and discipline incidents as reported; amending s. 1002.33, F.S.; revising parent notification requirements; providing an exception; providing that parents of charter school students have a right to access school safety and discipline incidents as reported; amending s. 1006.07, F.S.; requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; requiring codes of student conduct to include provisions relating to the assignment of students to school-based intervention programs; prohibiting participation in such programs from being entered into a specified system under certain circumstances; authorizing certain procedures to include accommodations for specified drills; requiring district school boards to establish certain emergency response and emergency preparedness policies and procedures and provide timely notification to parents following certain unlawful acts or significant emergencies; creating reporting requirements for schools relating to involuntary examinations of minors; amending s. 1006.12, F.S.; revising training requirements for school safety officers; amending s. 1011.62, F.S.; requiring that certain plans include procedures to assist certain mental and behavioral health providers in attempts to verbally de-escalate certain crisis situations before initiating an involuntary examination; requiring the procedures to include certain strategies; creating requirements for memoranda of understanding between schools and local mobile crisis response services; providing an effective date.

By the Committee on Rules; and Senator Gruters—

**CS for SB 616**—A bill to be entitled An act relating to public accountancy; amending s. 473.308, F.S.; requiring that certain applicants not be licensed in any state or territory in order to be licensed by endorsement; amending s. 473.311, F.S.; providing license renewal requirements for nonresident licensees; amending s. 473.312, F.S.; requiring that a majority of the hours required for continuing education include specific content; amending s. 473.313, F.S.; authorizing certain Florida certified public accountants to apply to the Department of Business and Professional Regulation to have their license placed in a retired status; providing requirements for such conversion; imposing requirements and prohibitions on retired licensees; authorizing retired licensees to use a specified title under certain circumstances; providing that retired licensees are not required to maintain continuing education requirements; authorizing retired licensees to reactivate their licenses if certain conditions are met; defining the term “retired licensee”; providing an effective date.

By the Committees on Rules; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Bradley—

**CS for CS for SB 654**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for certain information held by the Department of Military Affairs which is stored in a United States Department of Defense system of records, is transmitted using a United States Department of Defense network or communications device, or pertains to the United States Department of Defense; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senators Baxley, Pizzo, Harrell, Stewart, Berman, and Garcia—

**CS for CS for SB 676**—A bill to be entitled An act relating to special and specialty license plates; amending s. 320.08053, F.S.; clarifying when the department may not issue new specialty license plates; amending s. 320.08056, F.S.; providing an exception to the requirement that specialty license plate annual use fees and interest earned from those fees be expended only in this state; amending s. 320.08058, F.S.; revising legislative intent; revising distribution and application of annual use fees from the sale of Florida Indian River Lagoon license plates; revising distribution of annual use fees from the sale of Wildlife Foundation of Florida license plates; revising distribution of annual use fees from the sale of Divine Nine license plates; providing eligibility

requirements for issuance of such plates; authorizing such plates to be personalized; prohibiting the transfer of such plates between vehicle owners; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for the distribution and use of fees collected from the sale of such plates; amending s. 320.0807, F.S.; revising requirements for the issuance of certain special license plates; amending s. 320.089, F.S.; authorizing the department to issue Army of Occupation license plates; specifying qualifications and requirements for the license plates; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senators Rodrigues and Perry—

**CS for CS for SB 694**—A bill to be entitled An act relating to waste management; amending s. 403.7033, F.S.; requiring the Department of Environmental Protection to review and update its report on retail bags and submit the updated report to the Legislature by a specified date; amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision authorizing a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; providing applicability; amending s. 403.703, F.S.; defining the term “storm-generated yard trash”; reenacting and amending s. 403.7071, F.S.; providing that private solid waste or debris management service providers are not required to collect storm-generated yard trash unless required to do so by contract or franchise agreement with a local government; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Taddeo—

**CS for CS for SB 726**—A bill to be entitled An act relating to individual education plan requirements for students with disabilities; amending s. 1003.5716, F.S.; revising the timeline for the development and implementation of an individual education plan (IEP) for transition services for a student with disabilities to a postsecondary education and career opportunities; revising the requirements for an IEP for the transitions to a postsecondary education and career opportunities; requiring certain information to be provided at IEP meetings; revising when a certain statement of intent must be included in the IEP; providing requirements for such statement; requiring a specified party to provide a signed statement relating to the deferment of a standard high school diploma; requiring the Department of Education, in conjunction with the Project 10: Transition Education Network, to conduct a review of specified services and programs; requiring the department to establish and publish on its website uniform best practices for such services and programs by a specified date; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senator Brandes—

**CS for CS for SB 748**—A bill to be entitled An act relating to courts; amending s. 25.221, F.S.; deleting the requirement that the Clerk of the Supreme Court physically keep books, records, and other materials in the clerk’s office; amending s. 25.301, F.S.; deleting the requirement that Supreme Court decisions and orders remain in the clerk’s office; amending s. 28.2457, F.S.; requiring the clerks of the circuit court to collaborate with specified entities to prepare a plan to procure or develop a statewide electronic solution to accurately identify all assessments mandated by statute; requiring the plan to address certain considerations relating to the implementation of the electronic solution; requiring the clerks to submit the plan to the Legislature by a specified date; deleting a provision requiring the clerks to annually submit a uniform form for identification and imposition of mandated assessments to the Supreme Court; amending s. 34.01, F.S.; providing for the periodic inflationary adjustment of the monetary jurisdictional limit applicable to all actions at law in county courts filed on or after a specified date, beginning in a specified year; requiring the Office of Economic and Demographic Research to periodically calculate and certify such jurisdictional limit to the Chief Justice of the Supreme Court by a specified date; requiring specified entities to publish the adjusted jurisdictional limit on their websites; deleting obsolete language; amending s. 35.15, F.S.; deleting the requirement that decisions

and orders of district courts of appeal remain in the office of the clerk of any such court; amending s. 35.23, F.S.; requiring the clerk of a district court of appeal to have an office at the headquarters of the court; deleting a requirement that the clerk keep records at the headquarters office; amending s. 35.24, F.S.; deleting the requirement that the clerk of a district court of appeal physically keep books, records, and other materials in the clerk's office; amending s. 40.23, F.S.; authorizing any person who has been summoned for jury service to postpone such service for an additional timeframe in the event of a declared public health emergency or a state of emergency; specifying requirements for any such request; amending s. 812.014, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt of petit theft; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; amending s. 921.241, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt for a felony; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; removing the requirement that a judge obtain a defendant's social security number at the time of fingerprinting; amending s. 921.242, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt for an offense under ch. 796, F.S.; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; providing an effective date.

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By the Committees on Appropriations; Finance and Tax; and Community Affairs; and Senators Gruters and Perry—

**CS for CS for CS for SB 750**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms “infrastructure” and “public facilities”; requiring local governments and special districts to credit against the collection of impact fees any contribution related to public facilities or infrastructure; providing conditions under which credits may not be applied; providing limitations on impact fee increases; providing for retroactive operation; requiring specified entities to submit an affidavit attesting that impact fees were appropriately collected and expended; providing for retroactive applicability; requiring school districts to report specified information regarding impact fees; providing a directive to the Division of Law Revision; providing an effective date.

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By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Baxley—

**CS for CS for SB 768**—A bill to be entitled An act relating to the administration of vaccines; amending s. 465.189, F.S.; revising the specified immunizations or vaccines that certified pharmacists and registered interns may administer to adults; authorizing certain pharmacists to administer influenza vaccines to individuals 7 years of age or older under certain circumstances; providing an effective date.

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By the Committees on Appropriations; and Judiciary; and Senators Boyd, Bracy, Wright, Torres, and Hooper—

**CS for CS for SB 838**—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.222, F.S.; requiring certain service charges to be distributed in a specified manner; amending s. 28.24, F.S.; defining the term “court record”; specifying the amount of charges for certain services rendered by, and instruments filed with, the clerk of the circuit court which are not court records; amending s. 28.241, F.S.; revising the distribution of revenue from filing fees from the institution of certain appellate proceedings; amending s. 28.246, F.S.; clarifying the responsibility of an individual released from incarceration regarding enrolling in a payment plan for any outstanding court obligations; modifying the manner of calculating a monthly payment amount under a payment plan; requiring the clerk to establish all terms of a payment plan; amending s. 28.35, F.S.; conforming cross-references and provisions to changes made by the act; amending s. 28.36, F.S.; conforming a cross-reference and a provision to changes made by the act; requiring

the corporation to establish and manage a contingency reserve within the Clerks of the Court Trust Fund for specified purposes; prescribing reporting requirements; specifying circumstances under which moneys held in reserve may be used; prescribing procedures for the release of such funds; amending s. 28.37, F.S.; modifying a provision regarding state court system funding; defining terms; conforming a cross-reference; revising provisions governing the transfer of certain funds from the Clerks of the Court Trust Fund to the General Revenue Fund by the Department of Revenue; amending s. 28.42, F.S.; requiring the clerks to develop a uniform payment plan form by a specified date; prescribing requirements for the form; requiring the clerks to use such form by a specified date; amending s. 40.29, F.S.; requiring the clerks of the court to submit requests for reimbursement for jury-related costs to the Florida Clerks of Court Operations Corporation within specified timeframes; requiring the corporation to review such requests for reimbursement; requiring the corporation to submit certain information to the Justice Administrative Commission; requiring the commission to review the information and submit a request for payment to the Chief Financial Officer under certain circumstances; removing a provision authorizing the commission to apportion funds among the counties for certain purposes; amending ss. 318.15, 318.20, and 322.245, F.S.; requiring orders and notifications for certain traffic citations and suspensions to include information regarding payment plans; amending s. 775.083, F.S.; designating the clerk as the entity responsible for collecting payment of certain court obligations; requiring a person ordered to pay such obligations to contact the clerk in order to pay or establish a payment plan, unless otherwise provided; amending ss. 27.52, 28.22205, 28.246, 45.035, 55.141, 57.082, 197.502, 197.532, 197.542, 197.582, 569.23, and 712.06, F.S.; conforming cross-references; providing effective dates.

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By the Committees on Rules; Community Affairs; and Governmental Oversight and Accountability; and Senator Hooper—

**CS for CS for CS for SB 844**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; deleting obsolete language; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder from removing a grantor name, grantee name, or party name from the register of the Official Records and the index on the publicly available website unless the information is subject to a specified public records exemption; requiring that certain information be included in the Official Records; prescribing requirements for a person claiming a public records exemption to request removal of information from a publicly available website, subject to penalty of perjury; prescribing the release of restricted information to the individual whose information was removed, subject to penalty of perjury; authorizing specified parties to access information recorded in the Official Records of a county which is otherwise exempt pursuant to a specified public records exemption, for a specific purpose, if specified conditions are met; requiring a sworn affidavit, subject to penalty of perjury; providing criminal penalties for the unlawful use of any official record; amending s. 119.071, F.S.; requiring that a request for maintenance of an exemption be notarized and confirm the individual's status; prescribing procedures for the removal of exempt information for a county property appraiser or county tax collector; requiring the release of information restricted from public display to the individual whose information was removed; authorizing the disclosure of exempt information under specified circumstances to specified entities; providing that the exempt status of a home address contained in the Official Records is maintained only during a certain period; requiring the protected party to submit a written request to release removed information upon the conveyance of his or her dwelling location; prescribing procedures to release certain information for a decedent under specified conditions; specifying that such release is not subject to a fee; amending s. 695.22, F.S.; deleting obsolete language; requiring the daily schedule of deeds and conveyances to include notification of any information therein which is subject to a request for removal; providing an effective date.

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By the Committees on Appropriations; and Environment and Natural Resources; and Senator Brodeur—

**CS for CS for SB 976**—A bill to be entitled An act relating to the protection of ecological systems; creating s. 259.1055, F.S.; providing a short title; providing legislative findings and a purpose for the Florida Wildlife Corridor Act; defining terms; requiring the Department of

Environmental Protection to take certain actions to support the Florida wildlife corridor; providing construction; requiring the St. Johns River Water Management District, in consultation with the Department of Environmental Protection, Seminole County, the Fish and Wildlife Conservation Commission, and the Department of Transportation, to issue a report that includes information and updates regarding the implementation of recommendations from the Little Wekiva Watershed Management Plan Final Report dated November 2005 by a specified date; requiring the Department of Environmental Protection and the water management district to review certain permits along the Little Wekiva River; requiring certain enforcement actions to be taken against noncompliant permittees; providing an effective date.

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By the Committee on Appropriations; and Senator Stewart—

**CS for SB 1002**—A bill to be entitled An act relating to DNA evidence collected in sexual offense investigations; providing a short title; amending s. 943.326, F.S.; requiring the Department of Law Enforcement, by a specified date and subject to legislative appropriation, to create and maintain a statewide database for tracking sexual offense evidence kits; providing database requirements; requiring the department to adopt rules; providing database participation requirements for specified entities mandated to participate in the database if the entity has certain interaction with the kits; requiring the department to ensure that alleged sexual offense victims and certain other persons receive specified notice and instructions and be informed that they are entitled to access information regarding such kits and evidence; providing requirements for such notification; providing for implementation; requiring the department to apply for specified grant funds; providing an effective date.

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By the Committees on Appropriations; and Banking and Insurance; and Senators Brodeur and Rouson—

**CS for CS for SB 1024**—A bill to be entitled An act relating to increasing access to mental health care; creating s. 624.36, F.S.; requiring the Department of Financial Services to submit a specified report to the Governor and Legislature by a specified date; specifying the minimum information the report must contain; requiring the department to make certain information available on its website; creating ss. 627.4215 and 641.31085, F.S.; requiring insurers and health maintenance organizations, respectively, to disclose specified information on their websites; requiring insurers and health maintenance organizations, respectively, to annually provide certain direct notices to insureds or subscribers; providing an effective date.

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By the Committees on Appropriations; and Education; and Senators Hutson and Diaz—

**CS for CS for SB 1028**—A bill to be entitled An act relating to charter schools; amending s. 1002.32, F.S.; providing that the limitation on lab schools does not apply to a school serving a military installation; removing a limitation on lab schools receiving a share of the sparsity supplement; amending s. 1002.33, F.S.; authorizing state universities and Florida College System institutions to solicit applications and sponsor charter schools under certain circumstances; prohibiting certain charter schools from being sponsored by a Florida College System institution until such charter schools' existing charter expires; authorizing a state university or Florida College System institution to, at its discretion, deny an application for a charter school; revising the contents of an annual report that charter school sponsors must provide to the Department of Education; revising the date by which the department must post a specified annual report; revising provisions relating to Florida College System institutions that are operating charter schools; prohibiting certain interlocal agreements; requiring the board of trustees of a state university or Florida College System institution that is sponsoring a charter school to serve as the local educational agency for such school; prohibiting certain charter school students from being included in specified school district grade calculations; requiring the department to develop a sponsor evaluation framework; providing requirements for the framework; requiring the department to compile results in a specified manner; deleting obsolete language; revising requirements for the charter school application process; requiring certain school districts to reduce administrative fees withheld; requiring such school districts to file monthly reports; authorizing school districts to

resume withholding the full amount of administrative fees under specified circumstance; authorizing certain charter schools to recover attorney fees and costs; requiring the State Board of Education to withhold state funds from a district school board that is in violation of a state board decision on a charter school; authorizing parties to appeal without first mediating in certain circumstances; providing that certain changes to curriculum are deemed approved; providing an exception; revising the circumstances in which a charter may be immediately terminated; providing that certain information must be provided to specified entities upon immediate termination of a charter; authorizing the award of specified fees and costs in certain circumstances; authorizing a sponsor to seek an injunction in certain circumstances; revising provisions related to sponsor assumption of operation; revising the student populations for which a charter school is authorized to limit the enrollment process; providing a calculation for the operational funding for a charter school sponsored by a state university or Florida College System institution; requiring the department to develop a tool for state universities and Florida College System institutions for specified purposes relating to certain funding calculations; providing that such funding must be appropriated to the charter school; providing for capital outlay funding for such schools; authorizing a sponsor to withhold an administrative fee for the provision of certain services to an exceptional student education center that meets specified requirements; conforming provisions to changes made by the act; amending s. 1002.331, F.S.; revising requirements for a charter school to be a high-performing charter school; revising a limitation on the expansion of high-performing charter schools; revising provisions relating to the opening of additional high-performing charter schools; amending s. 1002.333, F.S.; revising the definition of the term "persistently low-performing school"; providing that certain nonprofit entities may be designated as a local education agency; providing that certain entities report students to the department in a specified manner; specifying reporting provisions that apply only to certain schools of hope; providing that schools of hope may comply with certain financial reporting in a specified manner; revising the manner in which underused, vacant, or surplus facilities owned or operated by school districts are identified; authorizing a nonprofit entity designated as a local education agency to use any capital assets identified in a certain annual financial audit for another school of hope operated by the local education agency within the same district; increasing the number of years for which certain funds may be carried forward; amending s. 1002.45, F.S.; authorizing a virtual charter school to provide part-time virtual instruction; amending s. 1003.493, F.S.; authorizing a charter school to offer a career and professional academy; amending s. 1008.3415, F.S.; requiring the Commissioner of Education, upon request by a charter school that meets specified criteria, to provide a letter to the charter school and the charter school's sponsor authorizing the charter school to replicate its educational program; amending s. 1012.32, F.S.; providing an alternate screening method for specified persons employed by certain schools of hope or serving on certain school of hope governing boards; amending s. 1013.62, F.S.; expanding eligibility to receive capital outlay funds to schools of hope operated by a hope operator; providing for severability; providing an effective date.

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By the Committees on Rules; Community Affairs; and Governmental Oversight and Accountability; and Senator Brodeur—

**CS for CS for CS for SB 1076**—A bill to be entitled An act relating to public works projects; amending s. 255.0991, F.S.; revising a prohibition relating to such solicitation for construction services paid for with state-appropriated funds; amending s. 255.0992, F.S.; revising the definition of the term "public works project"; prohibiting the state or any political subdivision that contracts for a public works project from taking specified action against certain entities that are engaged in a public works project or have submitted a bid for such a project; providing applicability; providing an effective date.

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By the Committees on Appropriations; and Environment and Natural Resources; and Senator Hutson—

**CS for CS for SB 1086**—A bill to be entitled An act relating to operation and safety of motor vehicles and vessels; amending ss. 316.1932 and 316.1939, F.S.; revising conditions under which a person's driving privilege is suspended and under which the person commits a misdemeanor relating to tests for alcohol, chemical substances, or



controlled substances; specifying that such misdemeanor is a misdemeanor of the first degree; amending s. 327.02, F.S.; defining the term “human-powered vessel”; revising the definition of the term “navigation rules”; amending s. 327.04, F.S.; providing additional rulemaking authority to the Fish and Wildlife Conservation Commission; creating s. 327.462, F.S.; defining terms; authorizing heads of certain entities to establish temporary protection zones in certain water bodies for certain purposes; providing protection zone requirements; prohibiting the restriction of vessel movement within the Florida Intracoastal Waterway except under certain circumstances; requiring the heads of certain entities to report the establishment of such protection zones to the commission and to the appropriate United States Coast Guard Sector Command; providing requirements for the report; providing applicability; providing criminal penalties; amending s. 327.352, F.S.; revising conditions under which a person commits a misdemeanor of the first degree for refusing to submit to certain tests; amending s. 327.35215, F.S.; requiring the clerk of the court to notify the Department of Highway Safety and Motor Vehicles of certain final dispositions by electronic transmission; requiring the department to enter such disposition on a person’s driving record; amending s. 327.359, F.S.; revising conditions under which a person commits a misdemeanor of the first degree for refusing to submit to certain tests; creating s. 327.371, F.S.; providing circumstances under which a person may operate a human-powered vessel within the boundaries of the marked channel of the Florida Intracoastal Waterway; providing a penalty; amending s. 327.391, F.S.; conforming cross-references; amending s. 327.395, F.S.; revising the types of documentation that a person may use to comply with certain boating safety requirements; removing the authority of the commission to appoint certain entities to administer a boating safety education course or temporary certificate examination and issue certain credentials; exempting certain persons from the requirement to possess certain documents aboard a vessel; removing the specified service fee amount that certain entities that issue boating safety identification cards and temporary certificates may charge and keep; amending s. 327.4107, F.S.; revising the conditions under which officers may determine a vessel is at risk of becoming derelict; authorizing certain officers to provide notice that a vessel is at risk of becoming derelict via body camera recordings; authorizing the commission or certain officers to relocate at-risk vessels to a certain distance from mangroves or vegetation; providing that the commission or officers are not liable for damages to such vessels; providing an exception; authorizing the commission to establish a derelict vessel prevention program consisting of certain components; authorizing the commission to adopt rules; providing that such program is subject to appropriation by the Legislature; providing for funding; amending s. 327.4108, F.S.; designating Monroe County as an anchoring limitation area subject to certain requirements; requiring the commission to adopt rules; providing construction; requiring the commission to designate a specified area as a priority for the removal of derelict vessels until certain conditions are met; deleting obsolete language; amending s. 327.4109, F.S.; prohibiting the anchoring or mooring of a vessel or floating structure within a certain distance of certain facilities; providing exceptions; amending s. 327.45, F.S.; authorizing the commission to establish protection zones where certain activities are prohibited in or near springs; amending s. 327.46, F.S.; authorizing a county or municipality to establish a boating-restricted area within and around a public mooring field and within certain portions of the Florida Intracoastal Waterway; creating s. 327.463, F.S.; specifying conditions under which a vessel is and is not operating at slow speed, minimum wake; prohibiting a person from operating a vessel faster than slow speed, minimum wake within a certain distance from other specified vessels; providing requirements for construction vessel or barge flags; exempting a person from being cited for a violation under certain circumstances; providing civil penalties; providing applicability; amending s. 327.50, F.S.; authorizing the commission to exempt vessel owners and operators from certain safety equipment requirements; amending s. 327.53, F.S.; requiring the owner or operator of a live-aboard vessel or houseboat equipped with a marine sanitation device to maintain a record of the date and location of each pumpout of the device for a certain period; providing an exception; conforming a cross-reference; making technical changes; amending s. 327.54, F.S.; prohibiting a livery from leasing, hiring, or renting a vessel to a person required to complete a commission-approved boating safety education course unless such person presents certain documentation indicating compliance; amending s. 327.60, F.S.; authorizing a local government to enact and enforce regulations allowing the local law enforcement agency to remove an abandoned or lost vessel affixed to a public mooring; amending s. 327.73, F.S.; providing additional violations that qualify as

noncriminal infractions; providing civil penalties; prohibiting conviction of a person cited for a violation relating to possessing proof of boating safety education under certain circumstances; increasing certain civil penalties; providing that certain vessels shall be declared a public nuisance subject to certain statutory provisions; authorizing the commission or certain officers to relocate or remove public nuisance vessels from the waters of this state; providing that the commission or officers are not liable for damages to such vessels; providing an exception; amending s. 328.09, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a certificate of title to an applicant for a vessel that has been deemed derelict pursuant to certain provisions; authorizing the department, at a later date, to reject an application for a certificate of title for such a vessel; amending s. 376.15, F.S.; revising unlawful acts relating to derelict vessels; defining the term “leave”; prohibiting an owner or operator whose vessel becomes derelict due to specified accidents or events from being charged with a violation under certain circumstances; providing applicability; conforming provisions to changes made by the act; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel storage, destruction, and disposal activities; authorizing the commission to provide local government grants for the storage, destruction, and disposal of derelict vessels; providing for funding; amending s. 705.103, F.S.; providing notice procedures for when a law enforcement officer ascertains that a derelict or public nuisance vessel is present on the waters of this state; requiring a mailed notice to the owner or party responsible for the vessel to inform him or her of the right to a hearing; providing hearing requirements; authorizing a law enforcement agency to take certain actions if a hearing is not requested or a vessel is determined to be derelict or otherwise in violation of law; revising provisions relating to liability for vessel removal costs and notification of the amount owed; providing criminal penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; requiring persons whose vessel registration and motor vehicle privileges have been revoked for failure to pay certain costs to be reported to the department; prohibiting issuance of a certificate of registration to such persons until such costs are paid; amending s. 823.11, F.S.; revising application of definitions; revising the definition of the term “derelict vessel”; specifying requirements for a vessel to be considered wrecked, junked, or substantially dismantled; providing construction; revising unlawful acts relating to derelict vessels; defining the term “leave”; prohibiting an owner or operator whose vessel becomes derelict due to specified accidents or events from being charged with a violation under certain circumstances; providing applicability; providing that relocation or removal costs incurred by a governmental subdivision are recoverable against the vessel owner or the party determined to be legally responsible for the vessel being derelict; providing criminal penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel relocation or removal activities; providing effective dates.

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By the Committees on Appropriations; and Judiciary; and Senator Diaz—

**CS for CS for SB 1108**—A bill to be entitled An act relating to education; amending s. 1001.23, F.S.; authorizing the Department of Education to hold patents, copyrights, trademarks, and service marks; authorizing the department to take specified actions to enforce its rights under certain circumstances; requiring the department to notify the Department of State in writing when property rights by patent, copyright, trademark, or service marks are secured by the department; requiring, except for educational materials and products, any proceeds received by the department from the exercise of its rights to be deposited in the department’s Operating Trust Fund; creating s. 1002.334, F.S.; establishing the Innovative Blended Learning and Real-Time Student Assessment Pilot Program within the department; providing the purpose of the program; defining the term “innovative blended learning”; specifying program eligibility; requiring program applicants to submit applications to the department in a format prescribed by the department; requiring program applications to include specified information; requiring applications to be considered only for synchronous innovative blended learning programs; requiring the Commissioner of Education to select applicants to participate in the program; providing a start date for the program; providing for funding; authorizing the



commissioner to remove an approved applicant from the program under certain circumstances; providing for future expiration; amending s. 1003.4282, F.S.; deleting obsolete language; requiring certain students to take a specified assessment relating to civic literacy; providing that such assessment meets certain postsecondary requirements under specified circumstances; conforming a cross-reference; amending s. 1007.25, F.S.; requiring certain postsecondary students to complete a civic literacy course and pass a specified assessment to demonstrate competency in civic literacy; authorizing students to meet the assessment requirements in high school; providing for rulemaking; authorizing the development of new civic literacy courses; providing requirements for such courses; amending s. 1008.212, F.S.; conforming cross-references; amending s. 1008.22, F.S.; revising the purpose of the assessment program; deleting obsolete language; requiring that certain assessments be given in a paper-based format; requiring school districts to provide the SAT or ACT to grade 11 students beginning in a specified school year; requiring school districts to choose which assessment to administer; deleting specified reporting requirements; deleting a requirement that the Commissioner of Education maintain a specified item bank; deleting specified requirements for the date of the administration of specified assessments; revising a deadline for the publication of certain assessments; conforming provisions to changes made by the act; amending s. 1008.24, F.S.; revising the tests that are included under test administration and security rules; amending ss. 1008.34 and 1008.3415, F.S.; conforming cross-references; amending s. 1009.286, F.S.; providing an additional exception to credit hours used when calculating baccalaureate degrees; providing an effective date.

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By the Committee on Appropriations; and Senator Harrell—

**CS for SB 1126**—A bill to be entitled An act relating to the Department of Transportation; repealing s. 163.3168(4), F.S., relating to applications for funding for technical assistance relating to areas in and around a proposed multiuse corridor interchange; amending s. 201.15, F.S.; clarifying that the Department of Revenue is responsible for a certain transfer from the State Treasury to the General Revenue Fund of a portion of documentary stamp tax distributions credited to the State Transportation Trust Fund; amending s. 206.46, F.S.; revising a limitation on an annual transfer from the State Transportation Trust Fund to the Right-of-Way Acquisition and Bridge Construction Trust Fund; amending ss. 206.606, 206.608, and 212.0501, F.S.; removing a requirement for the deduction of certain service charges before the distribution of certain moneys; amending s. 316.126, F.S.; requiring drivers to change lanes when approaching a road and bridge maintenance or construction vehicle displaying warning lights on the roadside without advance signs and channelizing devices; amending s. 316.545, F.S.; deleting a requirement that the department provide space and video conference capability at each of the department's district offices as an alternative to physical appearance by a person requesting a hearing before the Commercial Motor Vehicle Review Board within the department; requiring the department to allow a person requesting a hearing to appear remotely via communications media technology authorized by a specified rule; amending s. 319.32, F.S.; removing a requirement for the deduction of certain service charges before depositing fees for a certificate of title into the State Transportation Trust Fund; creating s. 333.15, F.S.; requiring the department to adopt rules to implement ch. 333, relating to airport zoning; amending s. 334.044, F.S.; revising the powers and duties of the Department of Transportation relating to the workforce development program; amending s. 335.199, F.S.; requiring the department, when proposing any project on the State Highway System which will close or modify an existing access to an abutting property owner, to provide notice to affected property owners, municipalities, and counties at least 180 days before the design phase of the project is completed; requiring the department to hold at least one public meeting before completing the design phase of the project; making a technical change; repealing s. 338.2278, F.S., relating to the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.236, F.S.; deleting a requirement for the department to give priority consideration to placement of staging areas in certain counties; amending s. 339.0801, F.S.; requiring that \$35 million transferred to Florida's Turnpike Enterprise be used for a specified purpose beginning in a specified fiscal year and annually for up to 30 years thereafter; conforming provisions to changes made by the act; amending s. 339.0801, F.S.; deleting a requirement for a specified amount of funds to be transferred to Florida's Turnpike Enterprise for a specified purpose; creating s. 339.0803, F.S.; requiring that certain

increased revenues be used to fund specified projects beginning in a specified fiscal year and annually thereafter; authorizing such revenues to be used for certain projects; requiring the department to prioritize the use of certain facilities when upgrading arterial highways; providing construction; providing that such funding is in addition to other statutory funding allocations; amending s. 339.135, F.S.; revising the date by which a metropolitan planning organization must annually submit project priorities to the appropriate department district for purposes of developing department district work programs; removing the expiration of provisions relating to approval of department work program amendments when a meeting of the Legislative Budget Commission cannot be held within a specified timeframe; repealing s. 339.1373, F.S., relating to funding of the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.175, F.S.; revising the date by which a metropolitan planning organization must annually submit a list of project priorities to the appropriate department district for purposes of developing department district work programs and developing metropolitan planning organization transportation improvement programs; creating s. 339.66, F.S.; providing legislative findings; requiring the department, in coordination with the Florida Turnpike Enterprise, to evaluate certain roadways for development of specific controlled access facilities and to include such projects in the work program; authorizing the department to upgrade roadways with targeted improvements; prohibiting the department from reducing nontolled general use lanes of an existing facility; requiring the department to maintain existing access points; providing for access points for certain property owners; specifying the location of tolling points and requiring a nontolled alternative for local traffic; providing that any tolled facilities are approved turnpike projects and part of the turnpike system; designating a controlled-access portion of a specified roadway a Strategic Intermodal System facility; providing for applicability of certain requirements; requiring the department and Turnpike Enterprise to take into consideration guidance and recommendations of certain studies and reports; requiring certain decisions to be determined in accordance with applicable department rules, policies, and procedures; requiring, to the greatest extent practicable, that roadway alignments, project alignment, and interchange locations be designed as specified; providing for funding sources; providing that project construction is not eligible for funding until completion of 30 percent of the project design phase, with exceptions; authorizing the Division of Bond Finance to issue specified bonds on behalf of the department to finance certain projects; creating s. 339.67, F.S.; requiring the department to develop and include construction of controlled access facilities in the work program of a certain facility; requiring the facility to be developed using existing roadway or portions thereof; requiring the facilities to be developed no later than a specified date to the maximum extent feasible; creating s. 339.68, F.S.; requiring the department to identify and include in the work program projects to increase capacity by widening existing two-lane arterial rural roads to four lanes; providing requirements for roads to be included in work program projects; requiring the department to annually fund at least a specified amount for such projects; reenacting s. 318.18(2)(d), F.S., relating to the amount of certain penalties, to incorporate the amendment made to s. 316.126, F.S., in a reference thereto; providing legislative findings; requiring the department to commence the project development and environmental phase of an extension of the Florida Turnpike; requiring the department to prepare a specified report and to submit the report to the Governor and Legislature by a specified date; providing effective dates.

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By the Committees on Appropriations; and Health Policy; and Senator Bean—

**CS for CS for SB 1132**—A bill to be entitled An act relating to personal care attendants; amending s. 400.141, F.S.; authorizing nursing home facilities to employ personal care attendants if they are participating in a certain training program developed by the Agency for Health Care Administration in consultation with the Board of Nursing; providing minimum requirements for such program; providing limitations on such personal care attendants' practice; requiring the agency to adopt rules; requiring the agency to authorize the continuation of certain personal care attendant programs under certain circumstances; amending s. 400.211, F.S.; authorizing certain persons to be employed by a nursing home facility as personal care attendants for a specified period if a certain training requirement is met; defining the term "personal care attendants"; providing an effective date.

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By the Committees on Appropriations; and Community Affairs; and Senators Brodeur and Perry—

**CS for CS for SB 1146**—A bill to be entitled An act relating to the Florida Building Code; amending s. 381.0065, F.S.; authorizing fee owners or fee owners' contractors to select private providers to provide inspection services for onsite sewage treatment and disposal systems if certain requirements are met; providing legislative intent; requiring the Department of Health to reduce certain permit fees; prohibiting the department from charging inspection fees if the fee owner or contractor hires a private provider to perform an inspection; providing requirements for private providers or duly authorized representatives of private providers performing such inspections; requiring fee owners or contractors to provide specified notice to the department when using a private provider for such inspections; providing requirements for the contents of such notice; prohibiting the department from charging a fee for changing the duly authorized representative named in a permit application; authorizing the department to audit the performance of private providers; providing requirements relating to work on a building, a structure, or an onsite sewage treatment and disposal system relating to such audits; amending s. 514.0115, F.S.; prohibiting the Department of Health from requiring that pools serving assisted living facilities be compliant with rules relating to swimming pool lifeguards; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term "local government"; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe; prohibiting a municipality, county, or special district from using preliminary maps issued by the Federal Emergency Management Agency for certain purposes relating to land use changes; authorizing the commission to issue errata to the code; defining the term "errata to the code"; making technical changes; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the application for or issuance of a building permit; amending s. 553.791, F.S.; revising and defining terms; providing requirements for qualified private providers; requiring local jurisdictions to reduce permit fees under certain circumstances; deleting legislative intent; specifying that contractors using private providers to provide building code inspections services must notify local building officials in writing; revising notice requirements; deleting a provision requiring fee owners or fee owners' contractors to post certain information at a project site before commencing construction; authorizing certain affidavits to be signed with electronic signatures and be submitted to local building officials electronically; authorizing certain inspections to be performed in-person or virtually; authorizing certain reports to be signed with electronic signatures; authorizing certain notices to be electronically posted; authorizing private providers to perform certain replacements and repairs without first notifying local building officials under certain circumstances; authorizing certain forms to be signed with electronic signatures; authorizing certain inspection records to be electronically posted and electronically submitted to local building officials; authorizing certificates of compliance to be electronically transmitted to local building officials; specifying that a certain registry must be distinct from the registry of qualified private providers; conforming provisions to changes made by the act; authorizing a county, a municipality, a school district, or an independent special district to use a private provider to provide building code inspection services for certain purposes; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; amending ss. 125.01 and 125.56, F.S.; conforming cross-references; making technical changes; providing an effective date.

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

**CS for CS for SB 1166**—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; creating the Accountability and Program Support Program within the Department of Juvenile Justice and revising the name of an existing program; amending s. 985.101, F.S.; authorizing a court to order that a child be taken into custody for failure to appear; requiring a court to consider specified information before it issues such an order; amending s. 985.435, F.S.; requiring each judicial circuit to develop, in consultation with specified persons and entities, a written plan specifying the alternative con-

sequence component which must be based upon certain principles; providing that the alternative consequence component is designed to provide swift and appropriate consequences or incentives to a child who is alleged to be noncompliant with or in violation of probation; repealing s. 985.686, F.S., relating to the shared county and state financial support responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and intent; requiring the Department of Juvenile Justice to calculate annually by a certain date and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share of detention costs; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual county budget sufficient funds to pay its annual percentage share of detention costs; amending s. 1003.52, F.S.; authorizing the Department of Juvenile Justice, in consultation with the Department of Education, to evaluate the viability of an alternative model for providing and funding education services for youth in detention and residential facilities; providing requirements; providing for expiration; reenacting ss. 960.001(1)(b) and 985.439(2), F.S., relating to guidelines for fair treatment of victims and witnesses in the criminal justice and juvenile justice systems and violation of probation or postcommitment probation, respectively, to incorporate the amendment made to s. 985.101, F.S., in references thereto; reenacting s. 985.565(4)(b), F.S., relating to sentencing alternatives, to incorporate the amendment made to s. 985.435, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senator Hooper—

**CS for CS for SB 1194**—A bill to be entitled An act relating to transportation; creating s. 177.107, F.S.; authorizing governing bodies of municipalities and counties to abandon and convey their interests in certain roads and rights-of-way dedicated in a recorded residential subdivision plat to community development districts under specified conditions; specifying duties for community development districts relating to such roads and rights-of-way; providing for traffic control jurisdiction of such roads; specifying that the community development district has all rights, title, and interest in such roads and rights-of-way upon abandonment and conveyance; requiring community development districts to thereafter hold such roads and rights-of-way in trust; providing construction; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions authorizing vehicles and equipment to show or display flashing lights; amending s. 319.30, F.S.; revising conditions under which insurance companies are authorized to receive salvage certificates of title or certificates of destruction for motor vehicles and mobile homes from the Department of Highway Safety and Motor Vehicles; amending s. 320.06, F.S.; clarifying that certain rental vehicles are authorized to elect a permanent registration period; amending s. 320.27, F.S.; requiring motor vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; creating s. 337.0262, F.S.; prohibiting the Department of Transportation and contractors and subcontractors of the department from purchasing specified substances from a borrow pit unless specified conditions are satisfied; requiring certain contracts, subcontracts, and purchase orders to require compliance with the prohibition; requiring the department to cease acceptance of substances from a borrow pit under certain conditions; authorizing the department to resume acceptance of such substances under certain conditions; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the department as qualified; revising requirements for applying for and issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements regarding arbitration requests, hearings, procedures, and awards; re-

vising membership and meeting requirements; revising compensation of board members; amending s. 338.166, F.S.; requiring that specified toll revenue be used to support certain public transportation projects; amending s. 339.175, F.S.; deleting a provision prohibiting certain metropolitan planning organizations from assessing any fees for municipalities, counties, or other governmental entities that are members of the organization; repealing part III of ch. 343, F.S., relating to the creation and operation of the Northwest Florida Transportation Corridor Authority; amending s. 348.754, F.S.; prohibiting the Central Florida Expressway Authority from constructing any extensions, additions, or improvements to the Central Florida Expressway System in Lake County without prior consultation with, rather than consent of, the Secretary of Transportation; amending s. 349.04, F.S.; revising a limitation on the terms of leases that the Jacksonville Transportation Authority may enter into and make; amending s. 378.403, F.S.; defining the term "borrow pit"; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; amending s. 479.07, F.S.; requiring the department to create and implement a publicly accessible electronic database for sign permit information; specifying requirements for the database; prohibiting the department from furnishing permanent metal permit tags or replacement tags and from enforcing specified provisions once the department creates and implements the database; specifying that permittees are not required to return permit tags to the department once the department creates and implements the database; dissolving the Northwest Florida Transportation Corridor Authority and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority's assets; providing an effective date.

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By the Committees on Rules; Appropriations; and Transportation; and Senator Hooper—

**CS for CS for CS for SB 1194**—A bill to be entitled An act relating to transportation; creating s. 177.107, F.S.; authorizing governing bodies of municipalities and counties to abandon and convey their interests in certain roads and rights-of-way dedicated in a recorded residential subdivision plat to community development districts under specified conditions; specifying duties for community development districts relating to such roads and rights-of-way; providing for traffic control jurisdiction of such roads; specifying that the community development district has all rights, title, and interest in such roads and rights-of-way upon abandonment and conveyance; requiring community development districts to thereafter hold such roads and rights-of-way in trust; providing construction; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions authorizing vehicles and equipment to show or display flashing lights; amending s. 318.18, F.S.; providing fines for certain violations relating to motor vehicle noise abatement equipment modifications; amending s. 319.30, F.S.; revising conditions under which insurance companies are authorized to receive salvage certificates of title or certificates of destruction for motor vehicles and mobile homes from the Department of Highway Safety and Motor Vehicles; amending s. 320.06, F.S.; clarifying that certain rental vehicles are authorized to elect a permanent registration period; amending s. 320.27, F.S.; requiring motor vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; creating s. 337.0262, F.S.; prohibiting the Department of Transportation and contractors and subcontractors of the department from purchasing specified substances from a borrow pit unless specified conditions are satisfied; requiring certain contracts, subcontracts, and purchase orders to require compliance with the prohibition; requiring the department to cease acceptance of substances from a borrow pit under certain conditions; authorizing the department to resume acceptance of such substances under certain conditions; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the department as qualified; revising requirements for applying for and

issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements regarding arbitration requests, hearings, procedures, and awards; revising membership and meeting requirements; revising compensation of board members; amending s. 338.166, F.S.; requiring that specified toll revenue be used to support certain public transportation projects; amending s. 339.175, F.S.; deleting a provision prohibiting certain metropolitan planning organizations from assessing any fees for municipalities, counties, or other governmental entities that are members of the organization; repealing part III of ch. 343, F.S., relating to the creation and operation of the Northwest Florida Transportation Corridor Authority; amending s. 348.754, F.S.; prohibiting the Central Florida Expressway Authority from constructing any extensions, additions, or improvements to the Central Florida Expressway System in Lake County without prior consultation with, rather than consent of, the Secretary of Transportation; amending s. 349.04, F.S.; revising a limitation on the terms of leases that the Jacksonville Transportation Authority may enter into and make; amending s. 378.403, F.S.; defining the term "borrow pit"; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; amending s. 479.07, F.S.; requiring the department to create and implement a publicly accessible electronic database for sign permit information; specifying requirements for the database; prohibiting the department from furnishing permanent metal permit tags or replacement tags and from enforcing specified provisions once the department creates and implements the database; specifying that permittees are not required to return permit tags to the department once the department creates and implements the database; dissolving the Northwest Florida Transportation Corridor Authority and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority's assets; providing an effective date.

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By the Committees on Appropriations; and Health Policy; and Senator Book—

**CS for CS for SB 1242**—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; defining terms; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver PACE services in the state; requiring applications to be reviewed and considered on a continuous basis; requiring notice of applications to be published in the Florida Administrative Register; providing specified application requirements for such prospective PACE organizations; requiring existing PACE organizations to meet specified requirements under certain circumstances; requiring prospective PACE organizations to submit a complete application to the agency and the Centers for Medicare and Medicaid Services within a specified period; requiring that PACE organizations meet certain federal and state quality and performance standards; requiring the agency to oversee and monitor the PACE program and organizations; providing that a PACE organization is exempt from certain requirements; providing an effective date.

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By the Committees on Appropriations; Governmental Oversight and Accountability; and Community Affairs; and Senator Perry—

**CS for CS for CS for SB 1382**—A bill to be entitled An act relating to building inspections; amending s. 125.56, F.S.; requiring that certain counties allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; amending s. 553.79, F.S.; requiring that local enforcement agencies allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; authorizing enforcement agencies to perform virtual inspections; providing an exception; providing a definition; requiring a refund of certain fees in certain circumstances; requiring that certain surcharges be recalculated under certain conditions; amending ss. 440.103 and 553.80, F.S.; conforming cross-

references; providing a declaration of important state interest; providing an effective date.

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By the Committee on Appropriations; and Senator Hooper—

**CS for SB 1404**—A bill to be entitled An act relating to cultural and historical programs; creating s. 15.0455, F.S.; designating the Museum of Florida History as the official state history museum; amending s. 15.18, F.S.; providing that the Secretary of State shall be known as “Florida’s Chief Arts and Culture Officer”; conforming a provision to changes made by the act; amending s. 20.10, F.S.; renaming the Division of Cultural Affairs as the Division of Arts and Culture; amending s. 265.281, F.S.; conforming provisions to changes made by the act; reordering and amending s. 265.283, F.S.; conforming provisions to changes made by the act; defining the term “folklife”; amending s. 265.286, F.S.; conforming a cross-reference; amending ss. 265.2865 and 265.701, F.S.; conforming provisions to changes made by the act; repealing s. 265.7025, F.S., relating to definitions relating to historic programs; amending s. 265.703, F.S.; conforming provisions to changes made by the act; repealing ss. 265.704, 265.705, 265.706, and 265.709, F.S., relating to historical museums and powers and duties of the Division of Cultural Affairs, state policy relative to historical properties, objects of historical or archaeological value, and publications, respectively; reordering and amending s. 267.021, F.S.; deleting the definition of the term “folklife”; defining the term “historical museum”; amending s. 267.071, F.S.; revising the duties of the Division of Historical Resources; transferring, renumbering, and amending s. 265.707, F.S.; transferring certain responsibilities from the Division of Cultural Affairs to the Division of Historical Resources; revising provisions relating to the Museum of Florida History museum store, the establishment and operation of a certain nonprofit organization or association, and the use of certain funds; transferring, renumbering, and amending s. 265.565, F.S.; defining the term “abandoned property”; removing the requirement that a museum inform a lender of certain provisions in certain circumstances; revising publication requirements for a termination of loan notice; providing for the disposition of abandoned property; amending s. 267.115, F.S.; revising the duties of the Division of Historical Resources relating to objects of historical or archaeological value; transferring and renumbering ss. 267.16 and 267.161, F.S., relating to Florida Folklife Programs and the Florida Folklife Council, respectively; amending ss. 258.081, 468.401, and 553.902, F.S.; conforming provisions and cross-references to changes made by the act; amending chapter 2020-88, Laws of Florida; conforming a provision to changes made by the act; providing an effective date.

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By the Committee on Appropriations; and Senator Gruters—

**CS for SB 1436**—A bill to be entitled An act relating to the Florida Postsecondary Academic Library Network; amending ss. 257.02 and 295.22, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; revising provisions relating to the awareness of certain postsecondary education programs and initiatives; amending s. 1006.73, F.S.; deleting provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; providing that the Board of Governors and the Department of Education will oversee a host entity chosen to deliver certain services; providing the services to be provided by the host entity; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to annually submit a certain report by a specified date; providing requirements for such report; requiring the chancellors of the State University System and the Florida College System to provide a certain report; providing that specified entities have responsibility for the governance and administration of the provided services; requiring specified entities to issue a recommendation and report on expanding organizations who may access the provided services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending s. 1007.01, F.S.; conforming a cross-reference; amending s. 1007.27, F.S.; conforming a provision to changes made by the act; amending ss. 1009.23 and 1009.24, F.S.; conforming cross-references;

revising a requirement to include a certain graphic on specified websites; providing an effective date.

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By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Jones—

**CS for CS for SB 1448**—A bill to be entitled An act relating to information technology procurement; amending s. 282.0051, F.S.; requiring the Department of Management Services, through the Florida Digital Service, to establish certain project management and oversight standards for state agency compliance; requiring the department to perform project oversight on information technology projects that have total project costs of a certain amount or more; requiring that the information technology policy for certain state contracts established by the Florida Digital Service include certain requirements for certain contracts and information technology projects; providing requirements for information technology projects that have a total project cost more than a certain amount; amending s. 287.0591, F.S.; removing obsolete language; authorizing the department to execute certain contracts if the Secretary of Management Services and the state chief information officer certify certain information in writing; requiring an agency to issue a request for quote to certain vendors approved to provide certain commodities or services, in certain circumstances; requiring the department to prequalify firms and individuals to provide certain services on a state term contract by a certain date; requiring the department to consider certain information in order to prequalify a firm or an individual; providing for the disqualification of a firm or an individual from state term contract eligibility; authorizing a prequalified firm or individual to respond to certain requests for quotes; providing an effective date.

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By the Committees on Appropriations; and Health Policy; and Senator Rodriguez—

**CS for CS for SB 1568**—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department’s targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0061, F.S., as amended by s. 41 of chapter 2020-150, Laws of Florida; revising provisions related to administrative fines for violations relating to onsite sewage treatment and disposal systems and septic tank contracting; creating s. 381.00635, F.S.; transferring provisions from s. 381.0067, F.S., relating to corrective orders for private and certain public water systems; amending s. 381.0067, F.S.; conforming provisions to changes made by the act; amending s. 381.0101, F.S.; revising certification requirements for persons performing evaluations of onsite sewage treatment and disposal systems; making technical changes; creating s. 395.3042, F.S.; requiring the department to send a list of certain providers of adult cardiovascular services to the medical directors of licensed emergency medical services providers by a specified date each year; requiring the department to develop a sample heart attack-triage assessment tool; requiring the department to post the sample assessment tool on its website and provide a copy of it to all licensed emergency medical services providers; requiring such providers to use an assessment tool substantially similar to the one developed by the department; requiring the medical director of each licensed emergency medical services provider to develop and implement certain protocols for heart attack patients; providing requirements for such protocols; requiring licensed emergency medical services providers to comply with certain provisions; amending s. 401.465, F.S.; defining the term “telecommunicator cardiopulmonary resuscitation training”; requiring certain 911 public safety telecommunicators to receive biannual telecommunicator cardiopulmonary resuscitation training; amending s. 408.033, F.S.; authorizing local health councils to collect utilization data from licensed hospitals within their respective local health council districts for a specified purpose; amending s. 456.47, F.S.; authorizing telehealth providers to prescribe specified controlled substances through telehealth under

certain circumstances; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.008, F.S.; deleting a requirement that certain nursing program graduates complete a specified preparatory course; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 465.1893, F.S.; providing additional long-acting medications that pharmacists may administer under certain circumstances; revising requirements for a continuing education course such pharmacists must complete; amending s. 466.028, F.S.; revising grounds for disciplinary action by the Board of Dentistry; amending s. 466.0285, F.S.; exempting certain specialty hospitals from prohibitions relating to the employment of dentists and dental hygienists and the control of dental equipment and materials by nondentists; exempting such hospitals from a prohibition on nondentists entering into certain agreements with dentists or dental hygienists; making technical changes; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provisions related to approved midwifery programs; amending s. 467.011, F.S.; revising provisions relating to licensure of midwives; amending s. 467.0125, F.S.; revising provisions relating to licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending s. 483.801, F.S.; exempting certain persons from clinical laboratory personnel regulations; amending s. 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms “doctoral degree from an American Psychological Association accredited program” and “doctoral degree in psychology”; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensing and provisional licensing, respectively; amending s. 491.005, F.S.; revising licensing requirements for clinical social workers, marriage and family therapists, and mental health counselors; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Rodriguez—

**CS for CS for SB 1570**—A bill to be entitled An act relating to quasi-public entities; creating s. 20.059, F.S.; defining terms; requiring the Governor to specify affiliated departments for certain quasi-public entities by a certain date; providing requirements for the affiliated departments; providing requirements for a law creating a quasi-public entity; requiring a quasi-public entity to submit an annual report that includes certain information to the Governor, the Legislature, and its affiliated department by a certain date; requiring a quasi-public entity to maintain a website that includes certain information; prohibiting a quasi-public entity from using public funds to retain a lobbyist; authorizing certain employees of a quasi-public entity to register as a lobbyist and represent the quasi-public entity; prohibiting a quasi-public entity from creating an entity separate from itself, unless specifically authorized by law; requiring that meetings of the quasi-public entity's governing body be video recorded; prohibiting an executive director or similar officer of a quasi-public entity from certain involvement with the entity's governing body; requiring the Auditor General to compile a list of quasi-public entities and submit the list to the Governor, the Legislature, and the Legislative Auditing Committee by a specified date; requiring the Legislative Auditing Committee to establish a process for random selection of quasi-public entities to undergo operational audits; providing exceptions to the audit process for certain entities; amending s. 215.985, F.S.; defining the term “quasi-public entity”; requiring the Department of Management Services to provide certain information relating to quasi-public entity employees or officers on a website; requiring such information to be searchable in a certain manner; requiring a quasi-public entity to post and update certain information on the secure contract tracking system established and maintained by the Chief Financial Officer; requiring a quasi-public entity to redact certain information; providing that the Chief Financial Officer, the Department of Financial Services, and officers, employees, and contractors thereof are not responsible for redacting, and are not liable for the failure to redact, certain information posted on the secure contract tracking system by a quasi-public entity; providing that the posting of certain information does not supersede the duty of a quasi-public entity to respond to certain requests or subpoenas; providing that certain actions by the Chief Financial Officer do not supersede the duty

of a quasi-public entity to provide certain records upon request; revising and providing definitions; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Brandes—

**CS for CS for SB 1574**—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 627.021, F.S.; revising applicability; amending s. 627.351, F.S.; revising the method for determining the amounts of potential surcharges to be levied against policyholders under certain circumstances; defining the term “primary residence”; revising conditions for eligibility for coverage with the corporation to require a certain minimum premium; specifying a limit for agent commission rates; revising the application of annual rate increase limits to certain policies issued by the corporation; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation's depopulation, take-out, or keep-out programs; providing thresholds for eligibility for coverage by the corporation for risks offered coverage from qualified surplus lines insurers; authorizing information from underwriting files and confidential claims files to be released by the corporation to specified entities considering writing or underwriting risks insured by the corporation under certain circumstances; specifying that only the corporation's transfer of a policy file to an insurer, as opposed to the transfer of any file, changes the file's public record status; making technical changes; amending s. 627.3517, F.S.; making technical changes; amending s. 627.3518, F.S., and re-enacting paragraphs (6)(a) and (7)(a), relating to the Citizens Property Insurance Corporation policyholder eligibility clearinghouse program, to incorporate the amendments made to s. 627.351, F.S., in references thereto; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Gruters—

**CS for CS for SB 1598**—A bill to be entitled An act relating to consumer protection; amending 501.0051, F.S.; deleting authorization for consumer reporting agencies to charge a fee for reissuing or providing a new unique personal identifier to a consumer; amending s. 624.307, F.S.; revising a requirement for persons licensed or authorized by the Department of Financial Services or the Office of Insurance Regulation to respond to the department's Division of Consumer Services regarding consumer complaints; amending s. 624.501, F.S.; deleting a fee for adjusting firm licenses; amending s. 626.112, F.S.; deleting an obsolete provision; prohibiting unlicensed activity by an adjusting firm; providing an exemption; providing an exemption from licensure for branch firms that meet certain criteria; providing an administrative penalty for failing to apply for certain licensure; providing a criminal penalty for aiding or abetting unlicensed activity; amending s. 626.602, F.S.; authorizing the department to disapprove the use of insurance agency names containing the word “Medicare” or “Medicaid”; providing an exception for certain insurance agencies for a certain period; providing for expiration of certain licenses on a certain date; amending s. 626.621, F.S.; adding grounds on which the department may take certain actions against a license, appointment, or application of certain insurance representatives; amending ss. 626.782 and 626.783, F.S.; revising the definitions of the terms “industrial class insurer” and “ordinary-combination class insurer,” respectively, to conform to changes made by the act; repealing s. 626.796, F.S., relating to the representation of multiple insurers in the same industrial debit territory; amending s. 626.854, F.S.; revising the timeframes in which an insured or a claimant may cancel a public adjuster's contract to adjust a claim without penalty or obligation; requiring that a public adjuster's contract include a specified disclosure; specifying requirements for written estimates of loss provided by public adjusters to claimants or insureds; revising a prohibition against certain contractors or subcontractors providing insureds with specified services; providing an exception; revising services a person is prohibited from performing unless the person meets specified requirements; authorizing the department to take administrative actions and impose fines against persons performing specified activities without licensure; prohibiting specified persons from

charging insureds or third-party claimants or receiving payments under certain circumstances; amending s. 626.916, F.S.; revising disclosure requirements for certain classes of insurance before being eligible for export under the Surplus Lines Law; amending s. 626.9541, F.S.; adding certain acts or practices to the definition of sliding; amending s. 626.9741, F.S.; requiring an insurer to include certain additional information when providing an applicant or insured with certain credit report or score information; amending ss. 626.9953, 626.9957, and 627.062, F.S.; conforming cross-references; amending s. 627.502, F.S.; prohibiting life insurers from writing new policies of industrial life insurance beginning on a certain date; making technical changes; amending s. 627.70131, F.S.; providing that a communication made to or by an insurer's representative, rather than to or by an insurer's agent, constitutes communication to or by the insurer; defining the term "representative", rather than "agent"; revising the timeframe for insurers to begin certain investigations; requiring an insurer-assigned licensed adjuster to provide the policyholder with certain information in certain investigations; requiring insurers to maintain certain records and provide certain lists upon request; requiring insurers to include specified notices when providing preliminary or partial damage estimates or claim payments; providing applicability; conforming provisions to changes made by the act; amending s. 627.7142, F.S.; revising information contained in the Homeowner Claims Bill of Rights; conforming provisions to changes made by the act; amending s. 631.57, F.S.; deleting a deductible on the obligation of the Florida Insurance Guaranty Association, Incorporated, as to certain covered claims; amending s. 631.904, F.S.; revising the definition of the term "covered claim"; deleting a requirement that a policy be in force on the date of the final order of liquidation; providing effective dates.

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By the Committees on Appropriations; and Health Policy; and Senators Burgess and Book—

**CS for CS for SB 1786**—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.301, F.S.; revising legislative intent; amending s. 766.303, F.S.; requiring the Florida Birth-Related Neurological Injury Compensation Association to administer the Florida Birth-Related Neurological Injury Compensation Plan in a specified manner; amending s. 766.305, F.S.; requiring that, if a physician is involved in more than one filed claim, the Division of Medical Quality Assurance of the Department of Health review all such claims together when making certain determinations; amending s. 766.31, F.S.; revising requirements for the award for compensation for claims under the plan; increasing the maximum amount that may be awarded to the parents or legal guardians of an infant found to have sustained a birth-related neurological injury, as of a specified date; requiring that the maximum award amount be increased by a certain percentage annually; requiring the plan to provide retroactive payments to certain parents or legal guardians which are sufficient to bring the total award to a specified amount; authorizing such payments to be made in a lump sum or periodically; increasing the amount of the death benefit that must be awarded; requiring the plan to act on a request for payment of expenses within a specified timeframe; requiring parents or legal guardians, or their designee, to submit any additional information or documentation requested by the plan within a specified timeframe; requiring the plan to pay or deny a request within a specified timeframe; providing that failure to pay or deny the claim within a specified timeframe results in an uncontestable obligation to pay the claim; amending s. 766.313, F.S.; revising the timeframe within which birth-related neurological injury compensation claims must be filed; creating s. 766.3135, F.S.; providing that the Florida Birth-Related Neurological Injury Compensation Association is responsible for reimbursing parents and legal guardians for actual expenses for medically necessary and reasonable services for an injured child; prohibiting the association from holding itself out as the payor of last resort for services under the plan; requiring the association to reimburse parents and legal guardians for services, drugs, equipment, or treatment at a reasonable rate if they submit a certain letter of medical necessity; authorizing the association to establish an independent review process for such reimbursement; requiring parents and legal guardians to submit a certain report to the association for reimbursement of experimental treatments, therapies, or programs; authorizing the association to use its review process to make certain determinations regarding such reimbursement; requiring the association to reimburse parents and legal guardians for experimental treatments, therapies, and programs under certain circumstances; specifying expenses for

which parents and legal guardians are eligible to receive reimbursement; providing duties for the association; amending s. 766.314, F.S.; beginning on a specified date, requiring the annual assessments imposed on physicians and certain entities participating in the plan to be increased by a certain percentage annually; creating s. 766.3145, F.S.; requiring association employees to annually sign and submit a conflict-of-interest statement as a condition of employment; requiring prospective employees to sign and submit such statement as a condition of employment; providing that the executive director, the ombudsman, senior managers, and the board of directors are subject to specified provisions; prohibiting board members from voting on measures under certain circumstances; providing procedures and requirements for board members who have a conflict of interest; requiring the executive director, senior managers, and board members to file certain disclosures; requiring the executive director or his or her designee to notify specified individuals of the reporting requirements; requiring the executive director or his or her designee to submit, at least quarterly, a list of specified individuals to the Commission on Ethics; prohibiting employees and board members from accepting gifts or expenditures from certain individuals; providing penalties; prohibiting certain senior managers and executive directors from representing persons or entities before the association for a specified timeframe; amending s. 766.315, F.S.; revising membership of the plan's board of directors; prohibiting certain appointed directors from voting on board matters relating to a claim if they were named in the petition for the claim; requiring the board of directors to employ an ombudsman for a specified purpose; providing duties of the ombudsman; requiring the association to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for the report; requiring that the first report include a certain actuarial report; providing requirements for the actuarial report; requiring the Auditor General to conduct a performance audit of the association and plan; providing requirements for the audit; requiring the Auditor General to release the audit by a specified date; providing for future repeal; providing applicability; providing an effective date.

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By the Committee on Appropriations; and Senators Perry and Diaz—

**CS for SB 1864**—A bill to be entitled An act relating to educator conduct; amending s. 1001.10, F.S.; requiring the Department of Education to maintain a disqualification list of certain persons; providing for the removal of a person from the list under certain circumstances; requiring the State Board of Education to adopt rules; requiring the department to provide access to specified information to certain staff for specified purposes; amending s. 1001.42, F.S.; providing that certain provisions relating to conduct and prohibition from employment apply to educational support employees; prohibiting certain employees and personnel from employment under certain circumstances; requiring district school boards to report specified persons to the department for inclusion on the list; providing that a school board official forfeits his or her salary for 1 year under additional circumstances; amending s. 1001.51, F.S.; providing that a district school superintendent forfeits his or her salary for 1 year under additional circumstances; amending s. 1002.33, F.S.; prohibiting certain individuals from employment at a charter school; providing requirements for charter schools relating to employing certain individuals; requiring the governing board of a charter school to establish the duty of instructional personnel and school administrators to report specified alleged misconduct by certain individuals; prohibiting an individual on the list from employment in specified positions; requiring a charter school to report specified individuals to the department for inclusion on a certain list; amending s. 1002.421, F.S.; requiring certain private schools to include educational support employees in specified policies; requiring certain private schools to deny employment to certain persons; prohibiting the employment of certain employees and personnel under circumstances; requiring private schools to report specified persons to the department for inclusion on a certain list; authorizing the Commissioner of Education to permanently revoke an owner's or operator's authority to establish or operate a private school in the state under certain circumstances; amending s. 1006.061, F.S.; revising the contents of a sign certain educational entities are required to post to include information relating to reporting of certain criminal acts; amending s. 1012.27, F.S.; revising the requirements for certain employment history checks to include a specified affidavit; amending s. 1012.31, requiring certain persons to execute and maintain an affidavit of separation form for specified purposes; providing requirements for such affidavit; amending s.



1012.315, F.S.; providing that certain persons are ineligible for an educator certification or specified employment; amending s. 1012.795, F.S.; revising acts that warrant a disciplinary action by the Education Practices Commission; amending s. 1012.796, F.S.; prohibiting the department from issuing a certificate to certain persons; requiring the commissioner to make a determination of probable cause within a specified timeframe for complaints relating to sexual misconduct with a student; providing for such timeframe to be held in abeyance under certain circumstances; providing construction; requiring certain individuals to be placed on a disqualification list; requiring the commissioner to remove certain suspended personnel or administrators from certain positions under specified circumstances; requiring a district school superintendent to immediately suspend certain individuals and take specified action as a result of alleged misconduct; prohibiting certain individuals from serving or applying to serve in specified positions at public schools and specified private schools; providing a timeframe for specified investigations; providing timeframe for administrative suspension; providing criminal penalties; amending s. 1012.797, F.S.; revising provisions relating to notification by law enforcement of certain charges against employees; expanding the entities who receive such notifications; requiring a school principal or designee to notify certain parents of such notifications within a specified timeframe; providing minimum requirements for parental notifications; providing an effective date.

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By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Boyd—

**CS for CS for SB 1900**—A bill to be entitled An act relating to cybersecurity; amending s. 20.055, F.S.; requiring certain audit plans of an inspector general to include certain information; amending s. 282.0041, F.S.; revising and providing definitions; amending ss. 282.0051, 282.201, and 282.206, F.S.; revising provisions to replace references to information technology security with references to cybersecurity; amending s. 282.318, F.S.; revising provisions to replace references to information technology security and computer security with references to cybersecurity; revising a short title; providing that the Department of Management Services, acting through the Florida Digital Service, is the lead entity for the purpose of certain responsibilities; providing and revising requirements for the department, acting through the Florida Digital Service; providing that the state chief information security officer is responsible for state technology systems and shall be notified of certain incidents and threats; revising requirements for state agency heads; requiring the department, through the Florida Digital Service, to track the implementation by state agencies of certain plans; creating s. 282.319, F.S.; creating the Florida Cybersecurity Advisory Council within the Department of Management Services; providing the purpose of the council; requiring the council to provide certain assistance to the Florida Digital Service; providing for the membership of the council; providing for terms of council members; providing that the Secretary of Management Services, or his or her designee, shall serve as the ex officio, nonvoting executive director of the council; providing that members shall serve without compensation but are entitled to reimbursement for per diem and travel expenses; requiring council members to maintain the confidential or exempt status of information received; prohibiting council members from using information not otherwise public for their own personal gain; requiring council members to sign an agreement acknowledging certain provisions; requiring the council to meet at least quarterly for certain purposes; requiring the council to work with certain entities to identify certain local infrastructure sectors and critical cyber infrastructure; requiring the council to submit an annual report to the Legislature; providing an effective date.

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By the Committees on Appropriations; and Commerce and Tourism; and Senators Brodeur, Taddeo, Stewart, Garcia, and Gruters—

**CS for CS for SB 1906**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.036, F.S.; defining and revising terms for purposes of the Reemployment Assistance Program Law; amending s. 443.091, F.S.; revising requirements for reemployment assistance benefits eligibility; creating s. 443.092, F.S.; prohibiting the Department of Economic Opportunity from denying a person reemployment assistance solely on the basis of pregnancy; amending s. 443.111, F.S.; requiring an alternative base period to be used under

certain circumstances when calculating wages in determining qualification for reemployment assistance benefits; requiring the department to contact an individual's employer if certain wage information is unavailable through specified means; specifying that wages that fall within an alternative base period are not available for reuse in subsequent benefit years; requiring the department to adopt rules; increasing the weekly benefit amounts an individual may receive; providing that weekly benefit amounts be determined based on the greater of the base period or alternative base period; replacing the term "Florida average unemployment rate" with "most recent monthly unemployment rate"; defining the term "most recent unemployment rate"; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; increasing the duration of benefits; amending ss. 215.425, 443.1216, and 443.131, F.S.; conforming cross-references; re-enacting ss. 443.041(2)(b) and 443.1116(6), (7), and (8)(a), F.S., relating to fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

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By the Committee on Rules; and Senators Book and Taddeo—

**CS for SB 1934**—A bill to be entitled An act relating to health care practitioner discipline; amending s. 456.072, F.S.; subjecting health care practitioners to disciplinary action for specified offenses; amending s. 456.074, F.S.; revising provisions relating to immediate suspension of licensure to apply to all health care practitioners; requiring the Department of Health to issue emergency orders to suspend health care practitioners' licenses if they enter a criminal plea to, or are convicted or found guilty of, a felony relating to homicide or are arrested for committing or attempting, soliciting, or conspiring to commit acts that would constitute violations of specified criminal offenses; providing an effective date.

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By the Committee on Appropriations; and Senator Albritton—

**CS for SB 1944**—A bill to be entitled An act relating to utility and communications poles; amending s. 120.80, F.S.; exempting certain rules adopted by the Public Service Commission from legislative ratification requirements; amending s. 366.02, F.S.; defining terms; amending s. 366.04, F.S.; requiring the commission to regulate and enforce rates, charges, terms, and conditions for pole attachments under certain circumstances; providing requirements for such rules; providing construction; providing situations under which a pole owner may deny access to the owner's pole on a nondiscriminatory basis; requiring the commission to hear and resolve complaints concerning rates, charges, terms, conditions, voluntary agreements, and denial of access relative to pole attachments; requiring the commission to establish cost-based rates and charges for pole attachments and apply certain decisions and orders of the Federal Communications Commission; requiring the commission to authorize certain parties to participate as an intervenor in a specified number of administrative proceedings; requiring the commission to adopt rules by a specified date and provide certification to the Federal Communications Commission upon such adoption; requiring the commission to regulate the safety, vegetation management, repair, replacement, maintenance, relocation, emergency response, and storm restoration requirements for poles of communications services providers; providing an exception; requiring the commission to adopt rules, including monetary penalties, by a specified date; authorizing the commission to access the books and records of communications services providers for specified purposes; providing that such information that contains proprietary confidential business information retains its confidential or exempt status when held by the commission; creating s. 366.97, F.S.; requiring the commission by rule to create a process requiring advance hardening project notice; requiring attaching entities to remove pole attachments from redundant poles within a specified timeframe after receipt of electronic or written notice from the pole owner; requiring the commission to provide the form and requirements for such notice by rule; authorizing a pole owner or its agent to transfer or relocate pole attachments of an attaching entity at the entity's expense under certain circumstances; providing an exception; requiring attaching entities to submit payment within a specified timeframe; authorizing pole owners to seek enforcement of such payment; requiring that the pole owner and its directors, officers, agents, and employees be held harmless under certain circumstances for such actions; authorizing a pole owner to remove and sell or dispose of certain abandoned pole

attachments; authorizing the commission to require attaching entities to post certain security instruments by rule; authorizing the commission to issue orders for the removal or transfer of pole attachments by noncompliant attaching entities upon petition by a pole owner; providing construction; requiring the commission to adopt rules by a specified date; providing a directive to the Division of Law Revision; providing an effective date.

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By the Committees on Rules; Community Affairs; and Environment and Natural Resources; and Senators Polsky and Bean—

**CS for CS for CS for SB 1946**—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; providing that certain areas are grandfathered-in anchoring limitation areas; authorizing counties to establish anchoring limitation areas that meet certain requirements; defining the term “navigable-in-fact waterways”; specifying size requirements for the anchoring limitation areas; requiring the anchoring limitation areas to be marked with signs and buoys that meet certain requirements; prohibiting vessels from anchoring in such areas for longer than a specified time; requiring counties to provide notice to the Fish and Wildlife Conservation Commission within a specified timeframe before establishing an anchoring limitation area; requiring the commission to publish notice of the proposed ordinance on its website and distribute an e-mail notice; prohibiting Monroe County from establishing an anchoring limitation area until the county meets certain requirements; requiring the commission to designate a specified area as a priority for the investigation and removal of derelict vessels until certain conditions are met; requiring owners or operators in certain anchoring limitation areas to be allowed to provide specified proof of compliance with certain provisions; authorizing law enforcement officers or agencies to issue citations for violations under certain circumstances; providing that vessels with a specified number of repeat offenses within a specified timeframe shall be declared public nuisances and subject to certain provisions; removing applicability provisions relating to the commission’s recommendations; reenacting s. 327.73(1)(z), F.S., relating to noncriminal infractions, to incorporate the amendment made to s. 327.4108, F.S., in a reference thereto; providing an effective date.

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By the Committees on Appropriations; and Commerce and Tourism; and Senators Bean, Bradley, Pizzo, and Bracy—

**CS for CS for SB 1948**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term “administrative costs” relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Fund; amending s. 290.046, F.S.; revising the application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the definition of the term “specified agency” to include certain regional workforce boards for the purposes of labor laws; amending s. 443.036, F.S.; revising the definition of the term “temporary layoff”; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term “address”; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to implement an integrated, modular system hosted in a cloud service, rather than an integrated Internet-based system, for the reemployment assistance program; revising the functions and objectives of the Reemployment

Assistance Claims and Benefits Information System; requiring the department to perform an annual review of the system; requiring the department to seek input from certain state entities when performing such review; requiring the department to submit an annual report to the Governor and the Legislature beginning on a specified date; providing requirements for such report; deleting obsolete language; requiring the department to take actions to modernize the system in the 2021-2022 fiscal year as directed in the General Appropriations Act; creating s. 443.1118, F.S.; defining terms; providing requirements for employer-assisted claims relating to mass separations; specifying the effective date of such claims; providing that benefits paid to a claimant pursuant to an employer-assisted claim count toward maximum benefits for which the claimant is eligible; requiring a claimant covered by an employer-assisted claim to file continued biweekly claims; providing construction; and authorizing the department to adopt specified rules; amending s. 443.151, F.S.; revising the timeline for employers’ responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced timeframe; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committees on Appropriations; and Regulated Industries; and Senators Diaz and Garcia—

**CS for CS for SB 1966**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division’s electronic data submission system; providing that specified records relating to cigarettes received, sold, or delivered within the state may be kept in an electronic or paper format; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 210.60, F.S.; providing that specified records relating to tobacco products may be kept in an electronic or paper format; amending s. 489.109, F.S.; removing provisions relating to an additional fee for application and renewal, transfer of funds, recommendations by the Construction Industry Licensing Board for use of such funds, distribution of such funds by the department, and required reports of the department; amending s. 489.118, F.S.; removing an obsolete date; amending s. 489.509, F.S.; deleting requirements relating to certain fees collected by the department for electrical and alarm system contracting; amending s. 499.01, F.S.; exempting certain persons from specified permit requirements under certain circumstances; requiring an exempt cosmetics manufacturer to provide, upon request, to the department specified documentation verifying his or her annual gross sales; authorizing an exempt cosmetics manufacturer to only manufacture and sell specified products; requiring specified labeling for each unit of cosmetics manufactured by an exempt cosmetics manufacturer; authorizing the department to investigate complaints and to enter and inspect the premises of an exempt cosmetics manufacturer; providing disciplinary actions; providing construction; amending s. 499.012, F.S.; authorizing specified establishments to submit a request for a temporary permit; requiring such establishments to submit the request to the department on specified forms; providing that upon authorization by the department for a temporary permit for a certain location, the existing permit for such location is immediately null and void; prohibiting a temporary permit from being extended; providing for expiration of a temporary permit; prohibiting an establishment from operating under an expired



temporary permit; amending s. 499.066, F.S.; requiring the department to adopt rules to permit the issuance of remedial, nondisciplinary citations; providing requirements for such citations; providing for contest of and the rescinding of a citation; authorizing the department to recover specified costs relating to a citation; providing a timeframe for when a citation may be issued; providing requirements for the service of a citation; authorizing the department to adopt and amend rules, designate violations and monetary assessments, and order remedial measures that must be taken for such violations; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 553.841, F.S.; conforming a provision to changes made by the act; amending s. 561.01, F.S.; deleting the definition of the term "permit carrier"; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.19, F.S.; revising provisions relating to the availability of beverage licenses to include by reason of the cancellation of a quota beverage license; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 562.455, F.S.; removing grains of paradise as a form of adulteration of liquor used or intended for drink; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring boards to adopt annual budgets within a specified timeframe; specifying that the failure to adopt a timely budget a second time is a minor violation and that the previous year's budget continues in effect until a new budget is adopted; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location requirements for the principal office of the condominium ombudsman; amending s. 719.106, F.S.; requiring boards of administration to adopt annual budgets within a specified timeframe; specifying that the failure to adopt a timely budget a second time is a minor violation and that the previous year's budget continues in effect until a new budget is adopted; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committees on Appropriations; and Education; and Senator Diaz—

**CS for SB 2010**—A bill to be entitled An act relating to foreign influence; creating s. 286.101, F.S.; providing definitions; requiring any state agency or political subdivision to disclose certain gifts or grants received from any foreign source to the Department of Financial Services within a specified timeframe; providing an exception; requiring any entity that applies for a certain grant or proposes a certain contract to disclose to a state agency or political subdivision any current or prior interest of, contract with, or grant or gift received from a foreign country of concern under certain circumstances; specifying information to be included in the disclosure; requiring such entity to provide a copy of such disclosure to the department within a specified timeframe before applying for any grant or proposing any contract; requiring such entity to revise its disclosure within a specified timeframe under certain circumstances; providing exceptions to disclosure requirements; requiring the Department of Management Services to periodically screen certain vendors; requiring certain notification on the online procurement system; requiring the Department of Financial Services to establish and maintain an Internet website to publish the disclosures; authorizing the department to establish an online system for making such disclosures; authorizing the Department of Management Services to coordinate with the Department of Financial Services to establish such online system; requiring the Department of Financial Services to investigate allegations of certain violations under certain circumstances; authorizing the department or specified persons to request certain records; providing for the assessment of fines and penalties under certain circumstances; requiring the department to include and maintain a list of ineligible entities on a certain Internet website;

providing that certain information relating to a gift or grant from a foreign source is not confidential or exempt from public records requirements; authorizing rulemaking; creating s. 288.860, F.S.; providing definitions; prohibiting certain agencies and entities from participating in agreements with or accepting grants received from foreign countries of concern under certain circumstances; prohibiting such agencies and entities from accepting anything of value as a condition for participation in certain programs or endeavors that promote the language or culture of foreign countries of concern; creating s. 1010.25, F.S.; providing definitions; requiring institutions of higher education to semiannually report to certain entities regarding certain gifts they received directly or indirectly from a foreign source; authorizing the report to be consolidated with affiliate organizations; requiring such institutions to provide certain information regarding such gifts; requiring random annual inspections or audits of gifts or gift agreements by certain inspectors general; providing requirements for such inspections or audits; requiring the Board of Governors or State Board of Education, as applicable, to sanction institutions that fail to report certain gifts within a specified timeframe; providing for a civil penalty for willful violations; requiring that the proceeds from such penalty be deposited in a specified fund; authorizing the Attorney General or the Chief Financial Officer to bring a civil action under certain circumstances; providing for attorney fees and costs; authorizing a whistle-blower to report an undisclosed foreign gift to the Attorney General or the Chief Financial Officer; providing that such whistle-blower retains certain protections and is entitled to a reward; authorizing the Chief Financial Officer to incur expenditures to provide such reward from the penalty recovery; authorizing payment of such reward through an intermediary attorney or trustee designated by the whistle-blower; providing that certain information relating to a gift from a foreign source is not confidential or exempt from public records requirements; providing exceptions; authorizing the Board of Governors and State Board of Education to adopt regulations and rules, respectively; creating s. 1010.35, F.S.; requiring certain state universities and other entities to screen certain foreign applicants seeking employment in specified research positions; requiring such applicants to provide additional specified information as part of the application process; requiring screening to be completed before an interview or offer of employment; requiring the president or chief administrative officer of the state university or entity to designate a research integrity office to verify certain information contained in such applications, search certain public databases, and submit certain information to specified federal agencies; specifying the conditions under which a state university may approve a hire based on a risk-based determination; prohibiting the employment of an applicant who fails to make certain disclosures; providing an exception; requiring certain records to be maintained by the research integrity office; requiring such office to report the identity of any applicant who was rejected for employment to certain law enforcement agencies; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; creating s. 1010.36, F.S.; requiring certain state universities and other entities to establish an international travel approval and monitoring program; providing requirements for such program; providing requirements for preapproval and screening for employment-related foreign travel and employment-related foreign activities engaged in by faculty, researchers, and research department staff; requiring state universities and entities to maintain certain records relating to foreign travel and activities for at least 3 years; requiring a state university or entity to provide a certain annual report to the Board of Governors or the governing board of the applicable entity; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; providing an effective date.

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By the Committees on Appropriations; and Environment and Natural Resources—

**CS for SB 7060**—A bill to be entitled An act relating to ratification of Department of Environmental Protection rules; ratifying specified rules relating to biosolids management for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding any specified thresholds for likely adverse impact or increase in regulatory costs; exempting the rules from certain review and approval by the Environmental Regulation Commission; providing applicability; providing construc-

tion; providing a declaration of important state interest; providing an effective date.

By the Committees on Appropriations; and Environment and Natural Resources—

**CS for SB 7062**—A bill to be entitled An act relating to the Central Florida Water Initiative; ratifying specified rules relating to the Central Florida Water Initiative, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing a declaration of important state interest; amending s. 373.0465, F.S.; requiring the department, in consultation with specified water management districts, to adopt rules that include an annual drought allocation for supplemental irrigation for agricultural uses and a process for examining an agricultural user's supplemental irrigation needs as weighed against certain factors; providing for the applicability of specified rules to areas with certain existing recovery strategies; creating s. 373.0466, F.S.; establishing, subject to appropriation, a Central Florida Water Initiative grant program within the department; requiring the department, in cooperation with the relevant water management districts, to distribute appropriated funds for certain projects that benefit the Central Florida Water Initiative Area; providing requirements for the distribution; amending s. 403.8532, F.S.; requiring the department to give funding priority to certain projects relating to the Central Florida Water Initiative; providing an effective date.

By the Committees on Appropriations; and Regulated Industries—

**CS for SB 7076**—A bill to be entitled An act relating to gaming enforcement; amending s. 16.56, F.S.; expanding the authority of the Office of Statewide Prosecution within the Department of Legal Affairs to investigate and prosecute the offenses of certain crimes; creating s. 16.71, F.S.; creating the Florida Gaming Control Commission within the Office of the Attorney General; providing for membership of the commission; authorizing the Governor to remove members of the commission under certain circumstances; providing rights for certain employees of the commission; providing requirements and prohibitions relating to commission members and employees; providing civil penalties; providing requirements and powers for employees serving as law enforcement officers for the commission; providing powers and duties of the commission; providing requirements for hearings relating to the commission; authorizing the commission to submit certain written recommendations to the Governor and the Legislature upon certain findings; requiring the commission to annually develop a budget request; requiring the department to submit the budget request to the Governor for transmittal to the Legislature; authorizing the commission to contract or consult with certain agencies; requiring the commission to provide an annual report to the Governor and the Legislature; specifying content required for the report; creating s. 16.712, F.S.; requiring a person to submit to certain background screening requirements before serving on or being employed with the commission; providing procedures and conditions for the retention of fingerprints; creating s. 16.715, F.S.; providing construction; providing standards of conduct for commissioners and employees of the commission; requiring commissioners and employees of the commission to complete specified annual training; requiring the Commission on Ethics to accept and investigate any alleged violations of the standards of conduct for commissioners and employees; providing requirements for such investigations; authorizing a commissioner or an employee of the commission to request an advisory opinion from the Commission on Ethics; defining the term “ex parte communication”; providing requirements relating to ex parte communications; providing civil penalties; amending s. 285.710, F.S.; revising the definition of the term “state compliance agency”; designating the Florida Gaming Control Commission as the state compliance agency having authority to carry out certain responsibilities; transferring all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues, existing contracts, administrative authority, administrative rules, and unexpended balances of appropriations, allocations, and other funds of the Department of Business and Professional Regulation related to certain responsibilities to the commission by a type two transfer, effective on a specified date; requiring the Department of Legal Affairs to provide

administrative support to the commission until such transfer is complete; amending s. 932.701, F.S.; revising the definition of the term “contraband article”; providing a directive to the Division of Law Revision; providing effective dates.

By the Committees on Appropriations; and Regulated Industries—

**CS for SB 7078**—A bill to be entitled An act relating to public records and public meetings; amending s. 16.71, F.S.; specifying that any exempt or confidential and exempt information obtained by the Florida Gaming Control Commission retains its exempt or confidential and exempt status; providing an exemption from public meetings requirements for portions of meetings of the Florida Gaming Control Commission wherein exempt or confidential and exempt information is discussed; authorizing the commission to close portions of meetings during which certain matters are discussed if certain requirements are met; providing an exemption from public meetings requirements for such portions of meetings; providing an exemption from public records requirements for documents and recordings relating to such exempt portions of meetings; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Appropriations; and Regulated Industries—

**CS for SB 7080**—A bill to be entitled An act relating to requirements for pari-mutuel permitholders to conduct racing or games; amending s. 550.002, F.S.; revising and providing definitions; amending s. 550.0115, F.S.; conforming provisions to changes made by the act; amending s. 550.01215, F.S.; revising the application requirements for an operating license to conduct pari-mutuel wagering for a pari-mutuel facility; prohibiting greyhound permitholders from conducting live racing; authorizing jai alai permitholders, harness horse racing permitholders, and quarter horse racing permitholders to elect not to conduct live racing or games; requiring certain thoroughbred permitholders to conduct live racing; specifying that certain permitholders that do not conduct live racing or games retain their permit and remain pari-mutuel facilities; specifying that, if such permitholder has been issued a slot machine license, the permitholder's facility remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of ch. 551, F.S., is eligible to be a guest track, and, if the permitholder is a harness horse racing permitholder, is eligible to be a host track for intertrack wagering and simulcasting, and remains eligible for a cardroom license; prohibiting a permitholder or licensee from conducting live greyhound racing or dogracing in connection with any wager for money or any other thing of value in the state; providing administrative and civil penalties; prohibiting operating licenses from being issued unless a specified requirement is met; authorizing the Division of Pari-mutuel Wagering to approve a change in racing dates for certain permitholders if the request for a change is received before a specified date and under certain circumstances; deleting a provision authorizing the conversion of certain permits to a jai alai permit under certain circumstances; amending s. 550.0235, F.S.; conforming provisions to changes made by the act; amending s. 550.0351, F.S.; deleting a provision relating to hound dog derbies and mutt derbies; amending s. 550.0425, F.S.; deleting a provision authorizing certain children to be granted access to kennel compound areas under certain circumstances; amending s. 550.054, F.S.; revising requirements to hold a permit for the operation of a pari-mutuel facility, cardroom, or slot machine facility; prohibiting new permits from being issued after a specified date; deleting provisions relating to the conversion of jai alai permits to greyhound racing permits; conforming provisions to changes made by the act; amending s. 550.09511, F.S.; deleting a provision relating to the payment of certain taxes and fees by jai alai permitholders conducting fewer than a specified number of live performances; amending s. 550.09512, F.S.; revising the circumstances for which a harness horse permitholder's permit is voided for failing to pay certain taxes; amending ss. 550.105, 550.1155, and 550.1647, F.S.; conforming provisions to changes made by the act; repealing s. 550.1648, F.S., relating to greyhound adoptions; amending ss. 550.175, 550.1815, and 550.24055, F.S.; conforming provisions to changes made by the act; amending s. 550.2415, F.S.; deleting provisions relating to the testing, euthanasia, and training of racing greyhounds; amending ss. 550.334 and 550.3551, F.S.; conforming provisions to changes made by the act; amending s. 550.3615, F.S.; conforming provisions to changes made by the act;

prohibiting a person convicted of bookmaking from attending or being admitted to a pari-mutuel facility; requiring pari-mutuel facility employees to notify certain persons of unlawful activities; providing civil penalties; requiring a permittee to display certain warnings relating to bookmaking at his or her pari-mutuel facility; revising applicability; amending s. 550.475, F.S.; revising provisions relating to leasing pari-mutuel facilities; amending s. 550.5251, F.S.; specifying that certain thoroughbred permitholders who have not filed an application to conduct specified thoroughbred racing meetings retain their permits and remain pari-mutuel facilities; specifying that, if such permitholder has been issued a slot machine license, the permitholder's facility remains an eligible facility and continues to be eligible for a slot machine license; specifying that such permitholders are exempt from certain provisions of ch. 551, F.S., are eligible to be a guest track, and remain eligible for a cardroom license; amending s. 550.615, F.S.; revising requirements relating to intertrack wagering; specifying that greyhound permitholders are qualified to receive certain broadcasts and accept specified wagers; amending s. 550.6305, F.S.; conforming provisions to changes made by the act; amending s. 550.6308, F.S.; revising requirements for a limited intertrack wagering license; revising requirements for intertrack wagering; deleting requirements for limited intertrack wagering licenses to make specified payments; amending s. 551.104, F.S.; conforming provisions to changes made by the act; amending s. 551.114, F.S.; revising requirements for the location of designated slot machine gaming areas; amending s. 565.02, F.S.; conforming provisions to changes made by the act; amending s. 849.086, F.S.; prohibiting a cardroom license from being issued to certain permitholders; conforming provisions to changes made by the act; reenacting ss. 380.0651(2)(c), 402.82(4)(c), and 480.0475(1), F.S., relating to statewide guidelines, the electronic benefits transfer program, and massage establishments, respectively, to incorporate the amendments made to s. 550.002, F.S., in references thereto; providing a contingent effective date.

By the Committees on Appropriations; and Finance and Tax—

**CS for SB 7082**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2021 version of the Internal Revenue Code and other federal statutes relating to federal income taxes for purposes of the state corporate income tax code; providing for retroactive operation; amending s. 220.13, F.S.; requiring additions to taxable income of certain amounts relating to federal deductions for business interest expense, business meals, and charitable contributions; specifying a limitation on net operating loss subtractions applied during certain taxable years; specifying that Florida bonus depreciation treatment does not apply to certain qualified improvement property; defining the term “qualified improvement property”; specifying required additions and subtractions relating to qualified improvement property; providing that certain federal changes relating to expensing rules for qualified film, television, and live theatrical productions do not apply to the state corporate income tax; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Commerce and Tourism; and Senators Bean, Bradley, Pizzo, and Bracy—

**CS for CS for SB 1948**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term “administrative costs” relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Fund; amending s. 290.046, F.S.; revising the

application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the definition of the term “specified agency” to include certain regional workforce boards for the purposes of labor laws; amending s. 443.036, F.S.; revising the definition of the term “temporary layoff”; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term “address”; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to implement an integrated, modular system hosted in a cloud service, rather than an integrated Internet-based system, for the reemployment assistance program; revising the functions and objectives of the Reemployment Assistance Claims and Benefits Information System; requiring the department to perform an annual review of the system; requiring the department to seek input from certain state entities when performing such review; requiring the department to submit an annual report to the Governor and the Legislature beginning on a specified date; providing requirements for such report; deleting obsolete language; requiring the department to take actions to modernize the system in the 2021-2022 fiscal year as directed in the General Appropriations Act; creating s. 443.1118, F.S.; defining terms; providing requirements for employer-assisted claims relating to mass separations; specifying the effective date of such claims; providing that benefits paid to a claimant pursuant to an employer-assisted claim count toward maximum benefits for which the claimant is eligible; requiring a claimant covered by an employer-assisted claim to file continued biweekly claims; providing construction; requiring and authorizing the department to adopt specified rules; amending s. 443.151, F.S.; revising the timeline for employers' responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced timeframe; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was placed on the Calendar.

By the Committees on Appropriations; and Regulated Industries; and Senators Diaz and Garcia—

**CS for CS for SB 1966**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division's electronic data submission system; providing that specified records relating to cigarettes received, sold, or delivered within the state may be kept in an electronic or paper format; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 210.60, F.S.; providing that specified records relating to tobacco products may be kept in an electronic or paper format; amending s. 489.109, F.S.; removing provisions relating to an additional fee for application and renewal, transfer of funds, recommendations by the Construction Industry Licensing Board for use of such funds, distribution of such funds by the department, and required reports of the department; amending s. 489.118, F.S.; removing an obsolete date; amending s. 489.509, F.S.; deleting requirements relating to certain fees collected by the department for electrical and alarm system contracting; amending s. 499.01,

F.S.; exempting certain persons from specified permit requirements under certain circumstances; requiring an exempt cosmetics manufacturer to provide, upon request, to the department specified documentation verifying his or her annual gross sales; authorizing an exempt cosmetics manufacturer to only manufacture and sell specified products; requiring specified labeling for each unit of cosmetics manufactured by an exempt cosmetics manufacturer; authorizing the department to investigate complaints and to enter and inspect the premises of an exempt cosmetics manufacturer; providing disciplinary actions; providing construction; amending s. 499.012, F.S.; authorizing specified establishments to submit a request for a temporary permit; requiring such establishments to submit the request to the department on specified forms; providing that upon authorization by the department for a temporary permit for a certain location, the existing permit for such location is immediately null and void; prohibiting a temporary permit from being extended; providing for expiration of a temporary permit; prohibiting an establishment from operating under an expired temporary permit; amending s. 499.066, F.S.; requiring the department to adopt rules to permit the issuance of remedial, nondisciplinary citations; providing requirements for such citations; providing for contest of and the rescinding of a citation; authorizing the department to recover specified costs relating to a citation; providing a timeframe for when a citation may be issued; providing requirements for the service of a citation; authorizing the department to adopt and amend rules, designate violations and monetary assessments, and order remedial measures that must be taken for such violations; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 553.841, F.S.; conforming a provision to changes made by the act; amending s. 561.01, F.S.; deleting the definition of the term "permit carrier"; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.19, F.S.; revising provisions relating to the availability of beverage licenses to include by reason of the cancellation of a quota beverage license; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 562.455, F.S.; removing grains of paradise as a form of adulteration of liquor used or intended for drink; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring boards to adopt annual budgets within a specified timeframe; specifying that the failure to adopt a timely budget a second time is a minor violation and that the previous year's budget continues in effect until a new budget is adopted; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location requirements for the principal office of the condominium ombudsman; amending s. 719.106, F.S.; requiring boards of administration to adopt annual budgets within a specified timeframe; specifying that the failure to adopt a timely budget a second time is a minor violation and that the previous year's budget continues in effect until a new budget is adopted; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was placed on the Calendar.

## MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **CS for CS for SB 50, SB 2510, SB 7054, and SB 7056** which he approved on April 19, 2021.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has adopted HM 71 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Willhite, Smith, D., Barnaby, Bartleman, Benjamin, Chambliss, Chaney, Daley, Davis, Eskamani, Fischer, Gregory, Hunschofsky, Jenne, Joseph, Killebrew, Learned, Massullo, McFarland, Slosberg, Stevenson, Tant, Valdés, Woodson—

**HM 71**—A memorial to the Congress of the United States, urging Congress to recognize the epidemic of suicide among veterans and to fully fund suicide prevention efforts by the United States Department of Veterans Affairs.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 131 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Secondary Education & Career Development Subcommittee and Representative(s) Duggan, Fine, Stevenson, Trabulsy—

**CS for CS for HB 131**—A bill to be entitled An act relating to educator conduct; amending s. 1001.10, F.S.; requiring the Department of Education to maintain a disqualification list of certain persons; providing for the removal of a person from the list under certain circumstances; requiring the State Board of Education to adopt rules; requiring the department to provide access to specified information to certain staff for specified purposes; amending s. 1001.42, F.S.; providing that certain provisions relating to conduct and prohibition from employment apply to educational support employees; prohibiting certain employees and personnel from employment under certain circumstances; requiring district school boards to report specified persons to the department for inclusion on the list; providing that a school board official forfeits his or her salary for 1 year under additional circumstances; amending s. 1001.51, F.S.; providing that a district school superintendent forfeits his or her salary for 1 year under additional circumstances; amending s. 1002.33, F.S.; prohibiting certain individuals from employment at a charter school; providing requirements for charter schools relating to employing certain individuals; requiring the governing board of a charter school to establish the duty of instructional personnel and school administrators to report specified alleged misconduct by certain individuals; prohibiting an individual on the list from employment in specified positions; requiring a charter school to report specified individuals to the department for inclusion on a certain list; amending s. 1002.421, F.S.; requiring certain private schools to include educational support employees in specified policies; requiring certain private schools to deny employment to certain persons; prohibiting the employment of certain employees and personnel under circumstances; requiring private schools to report specified persons to the department for inclusion on a certain list; authorizing the Commissioner of Education to permanently revoke an owner's or operator's authority to establish or operate a private school in the state under certain circumstances; amending s. 1006.061, F.S.; revising the contents of a sign certain educational entities are required to post to include information relating to reporting of certain criminal acts; amending s. 1012.27, F.S.; revising the requirements for certain employment history checks to include a specified affidavit; amending s. 1012.31, requiring certain persons to execute and maintain an affidavit of separation form for specified purposes; providing requirements for such affidavit; amending s. 1012.315, F.S.; providing that certain persons are ineligible for an educator certification or specified employment; amending s. 1012.795, F.S.; revising acts that warrant a disciplinary action by the commission;

amending s. 1012.796, F.S.; prohibiting the department from issuing a certificate to certain persons; requiring the commissioner to make a determination of probable cause within a specified timeframe for complaints relating to sexual misconduct with a student; providing for such timeframe to be held in abeyance under certain circumstances; providing construction; requiring certain individuals to be placed on a disqualification list; requiring the commissioner to remove certain suspended personnel or administrators from certain positions under specified circumstances; requiring a district school superintendent to immediately suspend certain individuals and take specified action as a result of alleged misconduct; prohibiting certain individuals from serving or applying to serve in specified positions at public schools and specified private schools; providing a timeframe for specified investigations; providing timeframe for administrative suspension; providing criminal penalties; amending s. 1012.797, F.S.; revising provisions relating to notification by law enforcement of certain charges against employees; expanding the entities who receive such notifications; requiring a school principal or designee to notify certain parents of such notifications within a specified timeframe; providing minimum requirements for parental notifications; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 149 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Early Learning & Elementary Education Subcommittee and Representative(s) DuBose, Plasencia, Brown, Driskell, Grieco, Hunschofsky, Learned, Persons-Mulicka, Plakon, Slosberg, Tant, Toledo, Valdés, Woodson—

**CS for HB 149**—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S.; providing definitions; requiring school districts to prohibit the use of seclusion; providing requirements for the use of restraint; prohibiting specified restraint techniques or devices; revising school district policies and procedures relating to restraint; requiring school districts to adopt positive behavior interventions and supports and certain policies and procedures; requiring school districts to publicly post specified policies and procedures; requiring school districts to provide training on certain interventions and supports to specified personnel; providing requirements for such training; requiring school districts to publish training procedures; requiring a school to develop a crisis intervention plan for certain students; providing requirements for such plans; providing requirements for documenting, reporting, and monitoring the use of restraint; conforming provisions to changes made by the act; requiring the department to make certain information available to the public by a specified date; creating s. 1003.574, F.S.; creating the Video Cameras in Public School Classrooms Pilot Program; providing definitions; requiring a video camera be placed in specified classrooms upon the request of a parent; requiring a video camera to be operational within a specified time period; providing requirements for the discontinuation of such video cameras; providing requirements for such video cameras; requiring a written explanation if the operation of such cameras is interrupted; requiring district school boards to maintain such explanation for a specified time period; requiring a school to provide written notice of the placement of a video camera to certain individuals; providing requirements for retaining and deleting video recordings; providing prohibitions for the use of such video cameras and recordings; providing that a school principal is the custodian of such video cameras and recordings; providing requirements for school principals and video recordings; providing requirements relating to student privacy; providing requirements for the viewing of such video recordings; providing for an appeal process for actions of a school or school district; providing that incidental viewings of video recordings by specified individuals are not a violation of certain provisions; providing construction; requiring the Department of Education to collect specified information; authorizing the State Board of Education to adopt rules; amending s. 1012.582, F.S.; requiring continuing education and inservice training for teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 221 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Sirois, Caruso—

**CS for CS for HB 221**—A bill to be entitled An act relating to recovery of spaceflight assets; creating s. 331.502, F.S.; providing definitions; providing a spaceflight entity retains ownership of a spaceflight asset after launch or upon reentry; requiring a person who finds an item reasonably identifiable as a spaceflight asset to report the description and location to law enforcement; requiring law enforcement to notify the owner of a spaceflight asset; authorizing the owner of a spaceflight asset to enter private property under specified circumstances; prohibiting a person from appropriating a spaceflight asset to his or her own use or refusing to surrender a spaceflight asset to law enforcement or the owner; providing criminal penalties; providing construction; amending s. 331.501, F.S.; updating references to federal provisions; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 231 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Zika, Bartleman, Benjamin, Bush, Chambliss, Daley, Drake, Driskell, Eskamani, Fischer, Gregory, Grieco, Hunschofsky, Killebrew, Learned, McFarland, Melo, Morales, Roach, Slosberg, Tant, Valdés, Woodson—

**HB 231**—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; authorizing the Department of Veterans' Affairs to establish the Florida Veterans' Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; authorizing the department to contract with a certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and to submit such data to the department; requiring the department to submit a report to the Governor and Legislature by a specified date; providing requirements for the report; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 279 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Snyder, Chaney, Giallombardo, Harding, Slosberg, Willhite—

**CS for CS for HB 279**—A bill to be entitled An act relating to enhanced penalties for criminal offenses; amending s. 810.02, F.S.; increasing the offense severity ranking of a burglary offense for the purposes of the Criminal Punishment Code when the offender enters a dwelling, structure, or conveyance on law enforcement or fire department property; amending s. 843.22, F.S.; removing the reclassification of certain felony offenses when the person who commits the offense crosses a county line with specified intent; removing the requirement for reclassification or reranking that an offender's travel be for the

purpose of thwarting law enforcement attempts to track stolen items; amending s. 903.046, F.S.; removing a reference to a crime being reclassified; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 313 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Busatta Cabrera, Casello, Chaney, Fischer, Giallombardo, Gregory, Grieco, Hawkins, Salzman, Slosberg, Snyder, Tant, Trabulsky, Valdés, Willhite, Woodson—

**CS for CS for HB 313**—A bill to be entitled An act relating to firefighter inquiries and investigations; amending s. 112.81, F.S.; revising definitions; amending s. 112.82, F.S.; providing that firefighters have certain rights during an informal inquiry and not just an interrogation; providing that a firefighter may not be subjected to certain disciplinary action during an informal inquiry or interrogation; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 363 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Criminal Justice & Public Safety Subcommittee and Representative(s) Chambliss, Gregory, Alexander, Benjamin, Bush, Duran, Hunschofsky, Joseph, Mooney, Nixon, Robinson, F., Salzman, Slosberg, Thompson, Williams, Zika—

**CS for HB 363**—A bill to be entitled An act relating to privileged communications made to crime stoppers organizations; amending s. 16.557, F.S.; prohibiting a person from knowingly and willfully attempting to obtain, obtaining, or disclosing a privileged communication or protected information; providing a penalty; providing an exemption from criminal liability for employees, board members, or volunteers of a crime stoppers organization in certain circumstances; providing immunity from civil liability for certain actions by specified persons concerning privileged communications; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 371 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Brannan, Benjamin, Gregory—

**CS for HB 371**—A bill to be entitled An act relating to false reports of crimes; amending s. 817.49, F.S.; providing a definition; providing enhanced criminal penalties for the willful making of false reports of crimes in certain circumstances; requiring a court to order restitution; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 379 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Giallombardo—

**CS for HB 379**—A bill to be entitled An act relating to public records; amending s. 288.075, F.S.; providing an exemption from public records requirements for certain information held by an economic development agency; providing that such information may be released in an aggregated and anonymized format; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 425, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Insurance & Banking Subcommittee and Representative(s) Clemons, Duggan, Leek—

**CS for HB 425**—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.119, F.S.; requiring the Department of Financial Services to provide copies of certain wills and trusts, and any codicils or amendments of such wills and trusts, to certain persons upon request; amending s. 717.124, F.S.; requiring specified agreements for certain claims; removing provisions requiring the department to deny certain unclaimed property claims; increasing the threshold required to use a different method of identity verification for electronic claims; conforming provisions to changes made by the act; amending ss. 717.12404, 717.1315, and 717.1322, F.S.; conforming provisions to changes made by the act; amending s. 717.135, F.S.; requiring the department to adopt forms for an Unclaimed Property Recovery Agreement and an Unclaimed Property Purchase Agreement; providing requirements for such agreements; providing that the agreements are the exclusive means for a claimant's representative to file a claim or to recover fees and costs; prohibiting a claimant's representative from using or distributing any other form of agreement; providing administrative and civil penalties; authorizing the department to pay additional accounts under certain circumstances; providing applicability; repealing s. 717.1351, F.S., relating to unclaimed property claims; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 431, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee, Professions & Public Health Subcommittee and Representative(s) Rommel, Rizo—

**CS for CS for HB 431**—A bill to be entitled An act relating to the practice of physician assistants; amending ss. 458.347 and 459.022, F.S.; F.S.; providing legislative intent; revising and providing definitions; providing physician assistant reimbursement and direct billing requirements; authorizing fully licensed physician assistants to procure medicinal drugs and medical devices under certain circumstances; providing an exception; authorizing physician assistants to authenticate certain documents for specified reasons; revising a requirement for physician assistant programs to hold specified accreditation from the Accreditation Review Commission on Education for the Physician Assistant, Inc., or its successor organization, or, if before 2001, its pre-

decessor organization; revising physician assistant licensure requirements; revising the number of physician assistants a physician may supervise at one time; restricting the prescribing of specified controlled substances for children younger than 18 to a 14-day supply under certain circumstances; removing provisions requiring physician assistants to inform patients of certain rights before prescribing or dispensing prescriptions, authorizing the issuance of physician assistant prescriber numbers, requiring the adoption of certain physician assistant program standards, and authorizing community colleges to conduct physician assistant programs; amending ss. 744.3675 and 893.05, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 435 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Sirois, Barnaby, Bush, Caruso, Chambliss, Daley, Eskamani, Fischer, Hunschofsky, Killebrew, Learned, Melo, Morales, Salzman, Slosberg, Tant, Valdés—

**HB 435**—A bill to be entitled An act relating to veterans employment and training; amending s. 295.21, F.S.; directing Florida Is For Veterans, Inc., to serve as the state's principal assistance organization under the United States Department of Defense's SkillBridge program; amending s. 295.22, F.S.; prescribing duties of the corporation to facilitate the administration of the SkillBridge program; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 519 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Secondary Education & Career Development Subcommittee and Representative(s) Yarborough, Trabulsy—

**CS for HB 519**—A bill to be entitled An act relating to required health education instruction; amending s. 1003.42, F.S.; providing additional requirements for health education; revising the grades when students receive certain health education instruction; requiring health education instruction include prevention of specified harms; amending s. 1006.148, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 525 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Toledo, Bartleman, Chambliss, Hart, Joseph, Tant, Woodson—

**HB 525**—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; providing that a petition for human trafficking victim expungement and all pleadings and documents related to the petition are confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 579 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Melo, Snyder—

**HB 579**—A bill to be entitled An act relating to evidentiary standards for actions arising during an emergency; creating s. 448.111, F.S.; providing a definition; providing that specified actions taken by a business during certain declared emergencies may not be used as evidence in certain civil causes of action; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 583 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Joseph, Davis, Fetterhoff—

**CS for HB 583**—A bill to be entitled An act relating to interception of wire, oral, or electronic communications made in violation of protective orders; amending s. 934.03, F.S.; providing an exception to prohibitions on interception and recording of communications when the communication is received in violation of a specified injunction or order; limiting the use of the intercepted communication to evidencing a violation of the specified injunction or order; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 601 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Children, Families & Seniors Subcommittee and Representative(s) Roth—

**CS for HB 601**—A bill to be entitled An act relating to adoption proceedings; amending s. 39.812, F.S.; authorizing a court to review the Department of Children and Families' decision to deny an application to adopt a child; providing requirements for the department, a denied applicant, and the court relating to a motion to review the department's decision; authorizing the department to remove a child from a foster home or custodian under certain circumstances; conforming provisions to changes made by the act; amending s. 63.062, F.S.; requiring the department's consent for certain adoptions or, in the alternative, a specified court order must be attached to the petition to adopt; amending s. 63.082, F.S.; providing that a stepparent or a relative of a minor are not exempted from a preliminary home study in certain situations; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 619 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Insurance & Banking Subcommittee and Representative(s) Barnaby, Fine—

**CS for HB 619**—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; providing an exemption from public records requirements for certain information received by the Office of Financial

Regulation pursuant to an application for authority to organize a new state bank; defining the term "personal identifying information"; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 627 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Salzman, Plakon, Bartleman, Bush, Caruso, Davis, Drake, Eskamani, Fischer, Garrison, Gottlieb, Hunschofsky, Morales, Persons-Mulicka, Rizo, Robinson, F., Robinson, W., Slosberg, Snyder, Valdés, Willhite, Woodson, Zika—

**HB 627**—A bill to be entitled An act relating to Alzheimer's disease and dementia-related disorders education; creating s. 381.825, F.S.; requiring the Department of Health, in partnership with the Department of Elderly Affairs and the Alzheimer's Association, to provide specified information relating to creating awareness about Alzheimer's disease and dementia-related disorders to certain licensed health care providers; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 649 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Civil Justice & Property Rights Subcommittee and Representative(s) Fernandez-Barquin—

**CS for HB 649**—A bill to be entitled An act relating to petition for objection to assessment; amending s. 194.011, F.S.; specifying requirements for the contents, delivery, and posting of certain association notices; providing that certain associations have the right to seek judicial review, appeal decisions, and represent unit or parcel owners in certain proceedings; requiring certain associations to defend unit or parcel owners in certain proceedings; providing that property appraisers are not required to name individual unit or parcel owners as defendants in such proceedings; providing applicability; amending s. 194.181, F.S.; providing and revising the parties considered as the defendants in a tax suit; specifying requirements for the contents, delivery, and posting of certain association notices; providing unit or parcel owners' options for defending a tax suit; imposing certain actions on unit or parcel owners who fail to respond to a specified notice; specifying the conditions for releasing a unit or parcel owner from a lis pendens related to certain actions; amending s. 718.111, F.S.; providing that a condominium association may take certain actions relating to a challenge to ad valorem taxes in its own name or on behalf of unit owners; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 651 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Roach, Jenne, Joseph, Morales, Slosberg, Valdés—

**HB 651**—A bill to be entitled An act relating to recovery of damages in claims for medical negligence; amending s. 768.21, F.S.; authorizing parents of an adult child to recover damages for mental pain and suffering in a medical negligence suit; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 665 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee and Representative(s) McClure—

**CS for HB 665**—A bill to be entitled An act relating to homeowners' associations rental agreements; amending s. 720.306, F.S.; providing applicability for governing documents and amendments relating to rental agreements which are enacted after a specified date; providing an exception; providing applicability; specifying when a change of ownership does or does not occur for certain purposes; defining the term "affiliated entity"; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 673 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Slosberg, Plakon, Altman, Arrington, Bartleman, Benjamin, Brown, Caruso, Davis, Duran, Eskamani, Fetterhoff, Fischer, Goff-Marcil, Gottlieb, Hart, Hunschofsky, Jenne, Joseph, Nixon, Roach, Robinson, F., Salzman, Silvers, Valdés, Williams, Woodson—

**CS for CS for HB 673**—A bill to be entitled An act relating to DNA evidence collected in sexual offense investigations; providing a short title; amending s. 943.326, F.S.; requiring the Department of Law Enforcement, by a specified date, to create and maintain a statewide database for tracking sexual offense evidence kits; providing database requirements; requiring the department to adopt rules providing database participation requirements; requiring specified entities to participate according to department rules; providing participation requirements; requiring the department to ensure that alleged sexual offense victims and certain other persons receive specified notice and be informed that they have access to information regarding such kits and evidence; providing requirements for notification of DNA matches; providing for implementation; requiring the department to apply for specified grant funds; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 695, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) Duran, Brown, Tant, Valdés—

**CS for CS for HB 695**—A bill to be entitled An act relating to the Digital License Plate Pilot Program; amending s. 320.06, F.S.; deleting provisions relating to the authority of the Department of Highway Safety and Motor Vehicles to conduct a pilot program to evaluate the designs, concepts, and technologies for alternative license plates; amending s. 320.07, F.S.; exempting owners of digital license plates from certain penalties; creating s. 320.08069, F.S.; creating the Digital License Plate Pilot Program within the department; providing the purpose of the program; providing definitions; providing applicability; requiring the department to begin administering the program on a specified date; providing program requirements; authorizing the department to contract with digital license plate providers; providing additional authorizations to the department relating to the program; specifying requirements for digital license plates, digital license plate providers, and digital license plate consumers; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Appropriations.



The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 701, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Insurance & Banking Subcommittee and Representative(s) Stevenson, Caruso, Goff-Marcil, Silvers, Tant—

**CS for HB 701**—A bill to be entitled An act relating to behavioral health care services coverage and access; creating s. 624.36, F.S.; requiring the Department of Financial Services to submit a report relating to behavioral health care services and benefits to the Governor and the Legislature by a specified date; specifying the minimum information the report must contain; requiring the department to make certain information available on its website; creating ss. 627.4215 and 641.31085, F.S.; requiring health insurers and health maintenance organizations, respectively, to disclose specified information on their websites; requiring health insurers and health maintenance organizations, respectively, to annually provide certain direct notices to insureds or subscribers; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 723 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee and Representative(s) Massullo—

**CS for HB 723**—A bill to be entitled An act relating to juvenile justice education programs; amending s. 1003.01, F.S.; redefining the term "juvenile justice education programs or schools"; amending s. 1003.51, F.S.; increasing the percentage of certain funds that must be spent on specified costs; clarifying that Department of Juvenile Justice education programs are entitled to certain funds; requiring such funds to be spent in a certain manner; amending 1003.52, F.S.; requiring that contracts between district school boards and juvenile justice education programs be in writing; providing a timeframe within which district school boards and juvenile justice education programs must negotiate and execute their contracts; authorizing an extension of time; requiring the Department of Education to provide mediation services for certain disputes; requiring district school boards satisfy certain invoices within a specified timeframe; requiring district school boards that fail to timely issue a warrant for payment to also pay interest at a specified rate to the juvenile justice education program; prohibiting school boards from delaying certain payments pending receipt of local funds; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 787 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Stevenson—

**CS for HB 787**—A bill to be entitled An act relating to the St. Augustine-St. Johns County Airport Authority, St. Johns County; amending chapter 2002-347, Laws of Florida; renaming the St. Augustine-St. Johns County Airport Authority as the St. Johns County Airport Authority; authorizing the authority to conduct airport operations under a specified name; making a technical change; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 797 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Robinson, W.—

**HB 797**—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.714, F.S.; defining the term "Moody's Corporate Bond Yield Average" and redefining the term "person," to apply to provisions relating to life and health insurance guaranty of payments; amending s. 631.717, F.S.; authorizing the Florida Life and Health Insurance Guaranty Association to assume, reissue, and cause to be reissued covered policies of impaired insurers under certain circumstances; revising the association's standing before a court; providing that the association has the right to appear or intervene before a court or agency in another state under certain circumstances; authorizing the association to join certain organizations for specified purposes; amending s. 631.718, F.S.; authorizing the board of directors of the association to credit specified assessments against certain future assessments under certain circumstances; deleting provisions prohibiting credits against future insolvency assessments and provisions limiting the amount assessed; requiring member insurers to pay deferred assessments under certain circumstances; deleting provisions limiting the amount that may be assessed against specified member insurers; amending s. 631.721, F.S.; providing additional requirements for the association's plan of operation; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 823 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Regulatory Reform Subcommittee and Representative(s) Mariano—

**CS for HB 823**—A bill to be entitled An act relating to alarm system contractors; amending s. 489.521, F.S.; providing that advertisements for alarm system contracting do not have to include the contractor's registration or certification number under certain circumstances; amending s. 553.7921, F.S.; authorizing a contractor to begin repairing a specified fire alarm system under certain conditions; providing that a repaired fire alarm system is not compliant with applicable codes and standards until certain conditions are met; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 853 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Sirois, Smith, D.—

**HB 853**—A bill to be entitled An act relating to local government ethics reform; amending s. 112.313, F.S.; providing that contractual relationships held by business entities are deemed held by public officers or employees in certain situations; amending s. 112.3142, F.S.; requiring certain ethics training for governing board members of special districts and water management districts; authorizing certain continuing education to satisfy the ethics training requirement; removing a requirement that the Commission on Ethics adopt certain rules relating to ethics training class course content; providing training course content requirements; encouraging training providers to seek accreditation; amending s. 112.3143, F.S.; prohibiting governing board members of special districts or school districts from voting in an official capacity on specified matters; prohibiting county, municipal, or other local public

officers or governing board members of special districts or school districts from participating in specified matters; amending s. 112.3144, F.S.; requiring certain mayors and members of the governing body of a municipality to file a full and public disclosure of financial interests; providing disclosure requirements; amending s. 112.3145, F.S.; providing disclosure requirements for disclosures of financial interests; providing applicability; amending s. 218.32, F.S.; requiring the Department of Financial Services to file an annual report with the Legislature and commission by a specified date; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 873 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Giallombardo, Chambliss, Gregory—

**CS for HB 873**—A bill to be entitled An act relating to military affairs; amending s. 110.205, F.S.; removing requirements for certain military positions to have the same salary and benefits as career service positions; amending s. 121.055, F.S.; revising military positions required to participate in the Senior Management Service Class; amending s. 250.10, F.S.; revising requirements for appointment as Adjutant General, Assistant Adjutant General for Army, and Assistant Adjutant General for Air; requiring the Adjutant General to serve as the Commanding General of the state's organized militia; amending s. 250.35, F.S.; establishing the Florida Code of Military Justice (FCMJ); authorizing courts-martial to try a member of the Florida National Guard for offenses punishable by the FCMJ; specifying that courts-martial are administrative proceedings in the executive branch; revising procedures and personnel qualifications for convening and trial of general, special, and summary courts-martial; prohibiting delegation of the duty of convening such courts-martial; revising punishments that may be adjudged by such courts; revising provisions relating to imposition of nonjudicial punishment; revising punishments that may be adjudged; authorizing and providing requirements for suspension of nonjudicial punishment; specifying types of nonjudicial punishment; authorizing certain commanders to reduce personnel pay grades; authorizing appeal of a specific charge or specification; providing appeal requirements; amending s. 250.36, F.S.; authorizing any military judge to issue pretrial confinement warrants, subpoenas, and subpoenas duces tecum; authorizing the Adjutant General or a military judge to issue and execute search authorizations under certain circumstances; revising provisions related to care required to be provided by a sheriff or jailer to a person convicted by court-martial; amending s. 250.40, F.S.; revising membership, terms, and meeting requirements of the Armory Board; amending s. 250.351, F.S.; providing that members of the Florida National Guard are subject to the FCMJ whether in civilian or military status; providing requirements for establishment of jurisdiction; removing references to a court of inquiry; amending s. 250.375, F.S.; revising circumstances under which a physician may practice medicine during an emergency, a disaster, or federal military training; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 899 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Finance & Facilities Subcommittee and Representative(s) Bartleman, Brown, Davis, Duran, Hunschofsky, Joseph, Morales, Slosberg, Tant, Valdés—

**CS for HB 899**—A bill to be entitled An act relating to managed care plan performance; amending s. 409.967, F.S.; requiring managed care plans to collect and report certain measures for specified categories

beginning with specified data reporting periods; requiring managed care plans to stratify reported measures by specified categories for specified data reporting periods; requiring managed care plans to publish the performance on such measures on their websites; requiring the Agency for Health Care Administration to use such measures to monitor plan performance; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 909 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Infrastructure & Tourism Appropriations Subcommittee and Representative(s) Sirois, Eskamani, Smith, C., Tant—

**CS for HB 909**—A bill to be entitled An act relating to cultural and historical programs; creating s. 15.0455, F.S.; designating the Museum of Florida History as the official state history museum; amending s. 15.18, F.S.; providing that the Secretary of State shall be known as "Florida's Chief Arts and Culture Officer"; amending s. 20.10, F.S.; renaming the Division of Cultural Affairs as the Division of Arts and Culture; amending ss. 265.281, 265.283, 265.286, 265.2865, and 265.701, F.S.; conforming provisions and cross-references to changes made by the act; repealing s. 265.7025, F.S., relating to definitions relating to historic programs; amending s. 265.703, F.S.; conforming provisions to changes made by the act; repealing ss. 265.704, 265.705, 265.706, and 265.709, F.S., relating to historical museums and powers and duties of the Division of Cultural Affairs, state policy relative to historical properties, objects of historical or archaeological value, and publications, respectively; amending s. 267.021, F.S.; defining the term "historical museum"; amending s. 267.071, F.S.; revising the duties of the Division of Historical Resources; transferring, renumbering, and amending s. 265.707, F.S.; transferring certain responsibilities from the Division of Cultural Affairs to the Division of Historical Resources; revising provisions relating to the Museum of Florida History museum store, the establishment and operation of a certain nonprofit organization or association, and the deposit of certain funds; transferring, renumbering, and amending s. 265.565, F.S.; defining the term "abandoned property"; removing the requirement that a museum inform a lender of certain provisions in certain circumstances; revising publication requirements for a termination of loan notice; providing for the disposition of abandoned property; amending s. 267.115, F.S.; revising responsibilities of the Division of Historical Resources relating to objects of historical or archaeological value; transferring and renumbering ss. 267.16 and 267.161, F.S.; amending ss. 258.081, 468.401, and 553.902, F.S.; conforming provisions and cross-references to changes made by the act; amending chapter 2020-88, Laws of Florida; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 979 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Willhite—

**HB 979**—A bill to be entitled An act relating to the Village of Wellington, Palm Beach County; providing an exception to general law; prohibiting the sale and use of fireworks located within the Equestrian Preserve of the Village of Wellington except under specified circumstances; providing applicability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 997, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Garrison—

**HB 997**—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.098, F.S.; providing an exemption from public records requirements for certain personal identifying information of an applicant for president of a state university or a Florida College System institution; specifying when the personal identifying information of applicants is no longer confidential and exempt; providing an exemption from public meeting requirements for any portion of a meeting held for the purpose of identifying or vetting applicants for president of a state university or Florida College System institution, including any portion of a meeting that would disclose identifying information of such applicants; requiring a recording to be made of any portion of a closed meeting and providing that no portion of a closed meeting may be held off the record; providing that the recording of any closed portion of a meeting is exempt from public records requirements; specifying that certain meetings are not exempt from public meeting requirements; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1027 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Secondary Education & Career Development Subcommittee and Representative(s) Barnaby, Yarborough, Byrd, Drake, Gregory, Shoaf, Snyder—

**CS for HB 1027**—A bill to be entitled An act relating to opening remarks at high school athletic contests; creating s. 1006.185, F.S.; requiring certain athletic associations to create bylaws, policies, or procedures allowing opening remarks at specified events; providing requirements for such remarks; requiring certain announcements before such opening remarks; providing that opening remarks at specified events are at the discretion of each school; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1033 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Borrero, Valdés, Bell, Harding, Hunschofsky, Morales, Omphroy, Shoaf, Tant, Williams—

**HB 1033**—A bill to be entitled An act relating to certificate of completion; amending ss. 1001.44 and 1002.34, F.S.; specifying that students who have been awarded a certificate of completion are eligible to enroll in certain programs; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1035 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Roth, Snyder—

**CS for HB 1035**—A bill to be entitled An act relating to the Loxahatchee River Environmental Control District, Martin and Palm Beach Counties; providing legislative intent; codifying, amending, repealing, and reenacting special acts relating to the district; providing purpose and construction; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1041, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Judiciary Committee and Representative(s) Burton—

**CS for HB 1041**—A bill to be entitled An act relating to protection of elderly persons and disabled adults; amending s. 16.56, F.S.; adding offenses concerning elderly persons and disabled adults to the authority of the Office of Statewide Prosecution; amending s. 733.303, F.S.; providing that a person who has been convicted of abuse, neglect, or exploitation of an elderly person or a disabled adult is not qualified to act as a personal representative; creating s. 732.8031, F.S.; providing for forfeiture of specified benefits of persons who have been convicted of certain offenses involving elderly persons or disabled adults; providing that certain persons who have been convicted of certain offenses involving elderly persons or disabled adults may still retain an inheritance, survivorship rights, other rights, or a trust interest if the victim executes a specified instrument; amending s. 736.1104, F.S.; providing that a beneficiary of a trust may not benefit under the trust if the person was convicted of certain offenses involving elderly persons or disabled adults; amending s. 825.101, F.S.; defining terms; amending s. 825.102, F.S.; specifying additional conduct that constitutes abuse of an elderly person or a disabled adult; providing a defense to certain violations; providing criminal penalties; amending s. 825.103, F.S.; specifying additional conduct that constitutes exploitation of an elderly person or a disabled adult; providing criminal penalties; amending s. 825.1035, F.S.; revising provisions concerning injunctions for protection against exploitation of a vulnerable adult; providing for extension of ex parte temporary injunctions; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1051 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Tourism, Infrastructure & Energy Subcommittee and Representative(s) Fernandez-Barquin, Fischer, Geller, Morales—

**CS for HB 1051**—A bill to be entitled An act relating to environmental compliance costs; amending s. 366.8255, F.S.; redefining the term "environmental compliance costs" to include costs or expenses prudently incurred by an electric utility in complying with specified reclaimed water reuse requirements; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1057 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Finance & Facilities Subcommittee and Representative(s) Garrison—

**CS for HB 1057**—A bill to be entitled An act relating to the Agency for Health Care Administration; amending s. 402.81, F.S.; removing a requirement for the Agency for Health Care Administration to submit an annual report to the Legislature on the pharmaceutical expense assistance program; amending s. 409.908, F.S.; revising the method for determining prescribed drug provider reimbursements; removing a requirement for the agency to implement certain fees for prescribed medicines; removing authorization for the agency to increase certain dispensing fees by certain amounts; reenacting and amending s. 409.91195, F.S., relating to the Medicaid Pharmaceutical and Therapeutics Committee; removing a requirement for the agency to ensure that the committee reviews certain drugs under certain circumstances; designating the agency, rather than the Department of Children and Families, as the administrator for certain hearings; amending s. 409.912, F.S.; requiring the agency to establish certain procedures for prior authorization requests, rather than prior consultation requests; revising the method for determining prescribed drug provider reimbursements; removing a requirement for the agency to expand home delivery of pharmacy products, limit the dosage of certain drugs, and submit certain quarterly reports to the Governor and Legislature; repealing s. 409.91213, F.S., relating to the quarterly progress reports and annual reports; amending s. 409.913, F.S.; revising the definition of the term "medical necessity" or "medically necessary"; repealing s. 765.53, F.S., relating to the Organ Transplant Advisory Council; amending s. 409.815, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1079, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Mariano, Massullo—

**CS for CS for HB 1079**—A bill to be entitled An act relating to agency contracts for commodities and contractual services; reenacting and amending s. 216.1366, F.S.; abrogating the scheduled expiration of provisions relating to certain public agency contracts for services; amending s. 287.042, F.S.; providing that the Department of Management Services may enter into an agreement authorizing an agency to make purchases under certain contracts if the Secretary of Management Services makes a certain determination; amending s. 287.056, F.S.; providing that an agency must issue a request for quote to certain approved vendors when it issues a request for quote for contractual services; providing for the disqualification of certain firms or individuals from state term contract eligibility; amending s. 287.057, F.S.; revising the period of time during which an agency must electronically post a description of certain services in certain circumstances; requiring an agency to report certain actions to the department in a specified manner and form; requiring the department to annually report certain information to the Governor and the Legislature by a specified date; prohibiting an agency from initiating a competitive solicitation in certain circumstances; requiring an agency to submit a report concerning contract performance before certain contract renewals or amendments are executed; providing that a designated contract manager serves as a liaison between the contractor and the agency; prohibiting certain individuals from serving as a contract manager; providing the responsibilities of a contract manager; requiring the Chief Financial Officer to evaluate certain training at certain intervals; requiring that certain contract managers complete training and certification within a specified timeframe; requiring the department to establish and disseminate certain training and certification requirements; requiring the department to evaluate certain training at certain intervals; requiring certain contract managers to possess certain experience in managing contracts; authorizing a contract administrator to also serve as a contract manager in certain circumstances; providing that evaluations of proposals and replies must be conducted independently; providing for specified teams to conduct certain negotiations; requiring a Project Management

Professional to provide guidance based on certain qualifications; providing qualification requirements for contract negotiator certification; requiring supervisors of contract administrators or contract and grant managers meeting certain criteria to complete training within a specified period; providing that the department is responsible for establishing and disseminating supervisor training by a date certain; providing for a continuing oversight team in certain circumstances; providing requirements for continuing oversight team members and meetings; requiring a continuing oversight team to provide notice of certain deficiencies and changes in contract scope to certain entities; amending s. 287.058, F.S.; prohibiting a contract document for certain contractual services from containing a certain nondisclosure clause; creating s. 287.1351, F.S.; defining the term "vendor"; prohibiting certain vendors from submitting bids, proposals, or replies to, or entering into or renewing any contract with, an agency; prohibiting an agency from accepting a bid, proposal, or reply from, or entering into a contract with, a suspended vendor until certain conditions are met; requiring an agency to notify the department of, and provide certain information regarding, any such vendors; requiring the department to review any vendor reported by an agency; requiring the department to notify a vendor of any intended removal from the vendor list; specifying administrative remedies, and applicable procedures, for an affected vendor; requiring the department to place any such vendor on the suspended vendor list; authorizing the removal of a suspended vendor from the suspended vendor list in accordance with specified procedures; specifying requirements and limitations; amending s. 287.136, F.S.; requiring each agency inspector general to complete certain audits of executed contracts at certain intervals; amending ss. 43.16, 215.971, 287.0571, 295.187, 394.47865, 402.7305, 408.045, 570.07, and 627.351, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1097 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Learned, Caruso, Killebrew, Valdés—

**HB 1097**—A bill to be entitled An act relating to health care licensure requirements; creating s. 456.0231, F.S.; defining the term "physician"; requiring certain physicians to submit specified information to the Department of Health to be exempt from specified licensure requirements; requiring the department to notify such health care practitioners of their exemption within a specified timeframe; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1137 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Fabricio, Massullo—

**CS for CS for HB 1137**—A bill to be entitled An act relating to information technology procurement; amending s. 282.0051, F.S.; requiring the Department of Management Services, through the Florida Digital Service, to establish certain project management and oversight standards for state agency compliance; requiring the department to perform project oversight on information technology projects that have total project costs of a certain amount or more; requiring the information technology policy for certain state contracts established by the Florida Digital Service to include certain requirements for certain contracts and information technology projects; providing requirements for information technology projects that have a total project cost over a certain amount; amending s. 287.0591, F.S.; removing obsolete language; authorizing the department to execute certain contracts if the Secretary of Management Services and the state chief information officer certify certain information in writing; requiring an agency to issue

a request for quote to certain vendors approved to provide certain commodities or services in certain circumstances; requiring the department to prequalify firms and individuals to provide certain services on state term contract by a certain date; requiring the department to consider certain information in order to prequalify a firm or individual; providing for the disqualification of a firm or individual from state term contract eligibility; authorizing a prequalified firm or individual to respond to certain requests for quotes; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1157, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee and Representative(s) Koster, Beltran, Valdés—

**CS for HB 1157**—A bill to be entitled An act relating to freestanding emergency departments; amending s. 395.002, F.S.; providing and revising definitions; conforming cross-references; amending s. 395.003, F.S.; removing an obsolete date related to a prohibition on new emergency departments located off the premises of licensed hospitals; amending s. 395.1041, F.S.; prohibiting a hospital-based off-campus emergency department from holding itself out to the public as an urgent care center; requiring a hospital-based off-campus emergency department to clearly identify itself as a hospital emergency department using certain signage; requiring a hospital-based off-campus emergency department to post signs in certain locations which contain specified statements; providing requirements for such signs; providing requirements for the advertisement of hospital-based off-campus emergency departments; requiring the Agency for Health Care Administration to post certain information on its website describing the differences between a hospital-based off-campus emergency department and an urgent care center; requiring the agency to update such information on its website at least annually; requiring a hospital to post a link to such information on its website; amending s. 627.6405, F.S.; removing legislative findings and intent; requiring a health insurer to post certain information regarding appropriate utilization of emergency care services on its website and update such information annually; revising a definition; amending ss. 385.211, 390.011, 394.4787, 395.701, 400.9935, 409.905, 409.975, 468.505, 627.64194, and 765.101, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1177, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee and Representative(s) Avila, Duran, Borrero, Chambliss, Chaney, Fabricio, Joseph—

**CS for HB 1177**—A bill to be entitled An act relating to Biscayne Bay; creating s. 163.11, F.S.; establishing the Biscayne Bay Commission; providing for commission purpose, membership, duties, and authority; amending s. 403.086, F.S.; prohibiting sewage disposal facilities from disposing of any wastes into Biscayne Bay without providing advanced waste treatment; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1193, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Justice Appropriations Subcommittee and Representative(s) Aloupis, Benjamin—

**CS for HB 1193**—A bill to be entitled An act relating to court records of eviction proceedings; creating s. 83.626, F.S.; authorizing tenants and mobile home owners who are defendants in certain eviction proceedings to file a motion with the court to have the records of such proceedings sealed and to have their names substituted on the progress docket under certain conditions; providing applicability; requiring the court to grant such motions if certain requirements are met; requiring the court to substitute a defendant's name on the progress docket if a judgment is entered in favor of the defendant; providing exceptions; providing retroactive applicability; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1195 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Aloupis, Benjamin—

**HB 1195**—A bill to be entitled An act relating to public records; amending s. 83.626, F.S.; providing an exemption from public records requirements for certain information in court records of eviction proceedings; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1213 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Harding—

**HB 1213**—A bill to be entitled An act relating to Homosassa Special Water District, Citrus County; amending ch. 2003-354, Laws of Florida; revising requirements to fill a vacancy on the Board of Commissioners; increasing the threshold cost of work for which the district must use the competitive bid process; authorizing the governing board of District to procure contractual services without receiving competitive sealed bids under certain circumstances; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1231 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Melo, Borrero, Brown, Eskamani, Garrison, Joseph, Slosberg, Valdés—

**HB 1231**—A bill to be entitled An act relating to domestic violence; amending s. 39.901, F.S.; revising legislative findings; amending s. 39.905, F.S.; adding nonresidential outreach services to the list of services certified domestic violence centers must provide; revising requirements for receipt of state funds; authorizing certified domestic violence centers to carry forward unexpended state funds in a specified amount from one fiscal year to the next during the contract period; providing limitations on and reporting requirements for the use of such funds; requiring centers to return to the department any remaining unexpended funds at the end of the contract period; authorizing certain centers to carry forward unexpended funds through contract renewals;

amending s. 741.32, F.S.; revising legislative findings; amending s. 741.325, F.S.; revising the program content requirements for batterers' intervention programs; reviving, reenacting, and amending s. 741.327, F.S., relating to the certification and monitoring of batterers' intervention programs; requiring the Department of Children and Families to certify and monitor batterers' intervention programs; requiring the department to adopt certain rules; amending s. 741.30, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1297 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Giallombardo, Byrd, Fischer, Massullo, Salzman—

**CS for CS for HB 1297**—A bill to be entitled An act relating to cybersecurity; amending s. 20.055, F.S.; requiring certain audit plans of an inspector general to include certain information; amending s. 282.0041, F.S.; revising and providing definitions; amending ss. 282.0051, 282.201, and 282.206, F.S.; revising provisions to replace references to information technology security with cybersecurity; amending s. 282.318, F.S.; revising provisions to replace references to information technology security and computer security with references to cybersecurity; revising a short title; providing that the Department of Management Services, acting through the Florida Digital Service, is the lead entity for the purpose of certain responsibilities; providing and revising requirements for the department, acting through the Florida Digital Service; providing that the state chief information security officer is responsible for state technology systems and shall be notified of certain incidents and threats; revising requirements for state agency heads; requiring the department, through the Florida Digital Service, to track the implementation by state agencies of certain plans; creating 282.319, F.S.; creating the Florida Cybersecurity Advisory Council within the Department of Management Services; providing the purpose of the council; requiring the council to provide certain assistance to the Florida Digital Service; providing for the membership of the council; providing for terms of council members; providing that the Secretary of Management Services, or his or her designee, shall serve as the ex officio executive director of the council; providing that members shall serve without compensation but are entitled to reimbursement for per diem and travel expenses; requiring council members to maintain the confidential or exempt status of information received; prohibiting council members from using certain information for their own personal gain; requiring council members to sign an agreement acknowledging certain provisions; requiring the council to meet at least quarterly for certain purposes; requiring the council to work with certain entities to identify certain local infrastructure sectors and critical cyber infrastructure; requiring the council to submit an annual report to the Legislature; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1359, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Brannan—

**HB 1359**—A bill to be entitled An act relating to public records; amending ss. 319.1414, 319.25, 320.861, and 322.71, F.S.; providing an exemption from public records requirements for information received by the Department of Highway Safety and Motor Vehicles as a result of an investigation or examination conducted pursuant to certain provisions; authorizing the department to release such information under certain

circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1401 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Plasencia, Caruso, Eskamani, Morales—

**HB 1401**—A bill to be entitled An act relating to applied behavior analysis services; amending s. 400.9905, F.S.; revising the definition of the term "clinic" to exempt certain groups of individuals providing applied behavior analysis services from health care clinic licensure requirements; amending s. 1003.572, F.S.; revising the definition of the term "private instructional personnel" to include certain registered behavior technicians; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1429 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Ways & Means Committee, Environment, Agriculture & Flooding Subcommittee and Representative(s) Avila, Massullo, Morales—

**CS for CS for HB 1429**—A bill to be entitled An act relating to tourist and convention development taxes; amending s. 125.0104, F.S.; removing provisions which require a county or subcounty special taxing district to receive an extraordinary vote of the governing board to increase the tourist development taxes for certain purposes; specifying that certain tourist development taxes are imposed by ordinance subject to referendum approval by a majority vote of the electors voting in such election; specifying the date in which certain ordinance imposed tourist development taxes become effective; authorizing a county to impose a tourist development tax to finance flood mitigation projects or improvements; correcting a cross-reference; amending s. 212.0305, F.S.; requiring specified counties to impose or increase a convention development tax only if approved by in a referendum approved by a majority of the registered electors voting in such election; specifying the calculation of the effective date of an approved levy; authorizing convention development taxes to finance flood mitigation projects or improvements; authorizing certain counties to impose a specified district convention development tax to finance flood mitigation projects or improvements; providing a form to be placed on the ballot; amending s. 212.03055, F.S.; providing that a special taxing district may not increase a tax without approval in a referendum by a majority vote of the electors; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1475 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Secondary Education & Career Development Subcommittee and Representative(s) Tuck, Altman, Andrade, Borrero, Botana, Byrd, Fine, Fischer, Giallombardo, Gregory, Harding, Melo, Persons-Mulicka, Roach, Sabatini, Yarborough—

**CS for HB 1475**—A bill to be entitled An act relating to sex-specific student athletic teams or sports; creating s. 1006.205, F.S.; providing a short title; providing legislative intent; requiring that certain athletic teams or sports sponsored by certain educational institutions be de-

signed on the basis of students' biological sex; prohibiting athletic teams or sports designated for female students to be open to male students; requiring that a student's school or institution, as applicable, resolve disputes regarding the student's sex; requiring the school or institution to request a certain health examination and consent form or other statement from the student's health care provider to verify the student's biological sex under certain circumstances; requiring the State Board of Education to adopt rules regarding the resolution of such disputes; providing protections for educational institutions from certain adverse actions taken by a governmental entity, any licensing or accrediting organization, or any athletic association or organization; providing civil remedies for students and educational institutions; providing a statute of limitation; providing for damages; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1505 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Melo, Andrade, Hunschofsky, Mariano, Massullo, McClain, Snyder, Yarborough—

**CS for HB 1505**—A bill to be entitled An act relating to workforce programs and services; amending s. 445.011, F.S.; establishing an automated consumer-first workforce system; requiring the Department of Education and the Department of Children and Families, in consultation with the Department of Economic Opportunity, to implement such system; requiring that such system improve coordination among specified partners; revising requirements for such system; requiring that certain contracts be performance based; requiring the Department of Economic Opportunity to develop training for specified partners; amending s. 446.021, F.S.; revising a definition; amending s. 446.032, F.S.; requiring certain standards and policies established by the Department of Education to include a specified requirement for training providers; requiring, rather than authorizing, the department to adopt rules; revising provisions relating to a certain summary of expenditures for apprenticeship and preapprenticeship programs; providing requirements for a certain annual report; requiring the department to provide data from certain resources to specified persons and entities; amending s. 446.041, F.S.; revising a catchline relating to the department's duties regarding apprenticeship and preapprenticeship programs; creating s. 446.090, F.S.; providing a definition for the term "work-based learning opportunity"; specifying the required criteria for such opportunity; providing that such opportunity should prioritize paid experiences; requiring the State Board of Education to adopt rules; amending s. 1003.4156, F.S.; requiring a career and education planning course to include certain resources; amending s. 1003.42, F.S.; requiring a specified character development curriculum to include certain instruction and resources; creating s. 1006.75, F.S.; requiring specified educational centers and institutions to ensure that certain services and resources prepare students for employment; requiring student career service centers to use specified resources to assist students with certain activities; amending s. 1007.25, F.S.; requiring specified students to complete certain courses before a certain degree is awarded; requiring the chairs of the State Board of Education and the Board of Governors, or their designees, to jointly appoint faculty committees to identify competencies which will result in a digital credential; requiring specified institutions to grant and accept such credential; requiring the department to identify certain courses in which such credential may be earned; authorizing certain courses to use specified resources and provide students with the opportunity to create a digital resume; amending ss. 443.151, 445.010, and 445.045, F.S.; conforming provisions to changes made by the act; amending ss. 943.22 and 1001.64, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1507, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Appropriations Committee, Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Yarborough, Melo, Alexander, Aloupis, Andrade, Borrero, Botana, Brannan, Bush, Caruso, Daley, DiCeglie, Duran, Fabricio, Giallombardo, Harding, Hawkins, Hunschofsky, Joseph, Maggard, Mariano, Massullo, McClain, Morales, Persons-Mulicka, Rizo, Salzman, Shoaf, Stevenson, Toledo, Tomkow, Williams, Woodson—

**CS for CS for CS for HB 1507**—A bill to be entitled An act relating to workforce related programs and services; creating s. 14.36, F.S.; creating the Office of Reimagining Education and Career Help Act for certain purposes; creating the Office of Reimagining Education and Career Help within the Executive Office of the Governor for a specified purpose; providing definitions; providing the duties of the office; requiring the office to create a specified strategy; providing requirements for such strategy; requiring the office to establish a workforce opportunity portal; providing requirements related to the portal; requiring a report to the Legislature; amending s. 216.136, F.S.; renaming the Workforce Estimating Conference as the Labor Market Estimating Conference; removing requirements of the Workforce Estimating Conference; providing requirements for the Labor Market Estimating Conference; amending s. 288.047, F.S.; requiring participants of the Quick-Response Training Program to earn at or above minimum wage; amending s. 445.002, F.S.; revising the definition of the term "for cause"; amending s. 445.003, F.S.; revising requirements for Workforce Innovation and Opportunity Act Title I funds; requiring, rather than authorizing, the executive director of the state workforce development board to work with the Department of Economic Opportunity for certain purposes; providing duties of the Department of Economic Opportunity for the implementation of the federal Workforce Innovation and Opportunity Act; amending s. 445.004, F.S.; revising the composition of the state board; requiring the state board to appoint a Credentials Review Committee for a specified purpose; providing the composition of the committee; requiring certain information to be accessible to the public; providing duties and requirements of the committee; specifying entities that can authorize certain expenditures; providing and revising requirements for the state board in order to achieve certain purposes; requiring the state board, in consultation with the Department of Economic Opportunity, to submit a report to the Governor and Legislature; providing and revising reporting requirements; requiring the state board to assign and make public a letter grade for each local workforce development board based on certain criteria; removing certain auditing authority of the Auditor General; requiring local performance accountability measures to be based on identified local area needs; amending s. 445.006, F.S.; providing requirements for the state plan for workforce development; requiring the Department of Economic Opportunity to prepare a federal waiver for specified purposes; amending s. 445.007, F.S.; requiring certain information be accessible on the website of a local workforce development board or the Department of Economic Opportunity; providing term limits for members of local boards; providing an exception; requiring actions of the local board to be consistent with federal and state law; providing requirements for certain contracts between a local board and certain entities; providing an exception; requiring the Department of Economic Opportunity to review certain documentation when considering whether to approve a contract; removing authority for a local board to review a decision by the Department of Economic Opportunity to deny a contract; requiring a local board to disclose certain compensation information to the Department of Economic Opportunity; amending s. 445.009, F.S.; requiring a certain final payment amount to Individual Training Accounts; conforming provisions to changes made by the act; amending s. 445.011, F.S.; establishing an automated consumer-first workforce system; requiring the Department of Education and the Department of Children and Families, in consultation with the Department of Economic Opportunity, to implement such system; requiring that such system improve coordination among specified partners; revising requirements for such system; requiring that certain contracts be performance based; requiring the Department of Economic Opportunity to develop training for specified partners; amending s. 445.033, F.S.; requiring the Department of Economic Opportunity and the Department of Children and

Families, rather than the state board, to measure the performance of certain workforce related programs; requiring the state board to consult with local boards; requiring local boards to provide quarterly reports to the state board with certain information; requiring, rather than authorizing, the state board and the Department of Economic Opportunity to share certain information; amending s. 445.038, F.S.; conforming provisions to changes made by the act; amending s. 446.021, F.S.; revising a definition; amending s. 446.032, F.S.; requiring certain standards and policies established by the Department of Education to include a specified requirement for training providers; requiring, rather than authorizing, the Department of Education to adopt rules; revising provisions relating to a certain summary of expenditures for apprenticeship and preapprenticeship programs; providing requirements for a certain annual report; requiring the Department of Education to provide data from certain resources to specified persons and entities; amending s. 446.041, F.S.; revising a catchline relating to the Department of Education's duties regarding apprenticeship and preapprenticeship programs; creating s. 446.0915, F.S.; providing a definition for the term "work-based learning opportunity"; specifying the required criteria for such opportunity; providing that such opportunity should prioritize paid experiences; requiring the State Board of Education to adopt rules; amending s. 570.07, F.S.; requiring the Department of Agriculture and Consumer Services to submit certain information to the Credentials Review Committee for placement on the Master Credentials List, rather than the CAPE Industry Certification Funding List or CAPE Postsecondary Industry Certification Funding List; amending s. 1001.706, F.S.; revising and providing requirements for the Board of Governors' strategic plan; removing criteria for the designation of high-demand programs of emphasis; amending s. 1003.4156, F.S.; requiring a career and education planning course to include certain resources; amending s. 1003.42, F.S.; requiring a specified character development curriculum to include certain instruction and resources; amending s. 1003.4203, F.S.; specifying where the Department of Education has to identify CAPE Digital Tool certificates; removing the deadline for such identification; removing specified skills that have to be mastered; authorizing courses identified in the CAPE Industry Certification Funding List to articulate for college credit; removing the course limit; amending s. 1003.491, F.S.; requiring certain strategic plans to use labor projections identified by the Labor Market Estimating Conference; providing and revising the information that the Commission of Education must review for the annual review of K-12 and postsecondary career and technical education offerings; requiring the Department of Education to adopt rules; amending s. 1003.492, F.S.; providing that industry certification is achieved when a student receives a credential that is identified on the Master Credentials List; conforming provisions to changes made by the act; amending s. 1003.4935, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; creating the Strategic Efforts to Achieve Self-Sufficiency consisting of the workforce opportunity portal, the Open Door Grant Program, and the Money-Back Guarantee Program; amending s. 1004.015, F.S.; providing responsibilities of the Florida Talent Development Council relating to the healthcare workforce in the state; providing responsibilities of the Board of Governors and the State Board of Education; requiring a specified gap analysis; requiring specified entities to provide certain data; requiring a survey to collect certain data; amending s. 1004.02, F.S.; revising definitions; creating s. 1006.75, F.S.; requiring specified educational centers and institutions to ensure that certain services and resources prepare students for employment; requiring student career service centers to use specified resources to assist students with certain activities; amending s. 1007.25, F.S.; requiring specified students to complete certain courses before a certain degree is awarded; requiring the chairs of the State Board of Education and the Board of Governors, or their designees, to jointly appoint faculty committees to identify competencies which will result in a digital credential; requiring specified institutions to grant and accept such credential; requiring the Department of Education to identify certain courses in which such credential may be earned; authorizing certain courses to use specified resources and provide students with the opportunity to create a digital resume; amending s. 1008.39, F.S.; conforming provisions to changes made by the act; amending s. 1008.40, F.S.; providing requirements for design specifications for the Workforce Development Information System; requiring the Department of Education to work with certain entities to develop certain metrics; providing requirements for a workforce development metrics dashboard; amending s. 1008.41, F.S.; conforming provisions to changes made by the act; amending s. 1008.44, F.S.; removing the CAPE Postsecondary Industry Certification Funding List; requiring the State Board of Education to

annually adopt, based on recommendations by the Commissioner of Education, the CAPE Industry Certification Funding List; providing that certain full-time equivalent membership funding may only be earned in certain areas; providing certificates, certifications, and courses that may be included on the list; requiring the Commissioner of Education to conduct a certain review and make recommendations; requiring the recommendations be provided to the Governor and Legislature by specified date; requiring the CAPE Industry Certification Funding List be used to determine certain funding distributions; conforming provisions to changes made by the act; creating s. 1009.895, F.S.; creating the Open Door Grant Program; providing definitions; providing the purpose of the program; requiring the Department of Education to provide certain grants; providing for the prioritization of grant funding; requiring a student to complete a specified application to be eligible for the grant; providing for the distribution of the grant to a student based on whether the student receives other types of financial aid; providing for reimbursement to an institution; providing requirements for the Department of Education in administering the grant program; requiring the Department of Education to report certain information to the State Board of Education annually; requiring the Department of Education to adopt rules; amending s. 1011.80, F.S.; requiring approval by the State Board of Education to conduct workforce education programs; requiring the State Board of Education to establish criteria for the review and approval of new workforce education programs; prohibiting certain funding to a school district or Florida College System institution until new workforce education programs are reviewed and approved; providing requirements for the criteria; exempting preapprenticeship and apprenticeship programs from continuing workforce education requirements relating to state funding and fees; requiring the Credentials Review Committee to develop a returned-value funding formula by a specified time; conforming provisions to changes made by the act; requiring the State Board of Education to phase out certain program offerings; amending s. 1011.801, F.S.; conforming a provision to changes made by the act; amending s. 1011.802, F.S.; requiring the Department of Education to award grants for preapprenticeship programs, in addition to apprenticeship programs, that meet certain criteria; authorizing grant funds to be used for instructional personnel; requiring the Department of Education to report certain information annually on its website; authorizing the Department of Education to use certain funds to administer the grant program; requiring the State Board of Education to adopt rules; creating s. 1011.803, F.S.; creating the Money-Back Guarantee Program to help individuals achieve self-sufficiency; requiring each school district and Florida College System institution to offer a money-back guarantee on certain programs by a specified time and to establish student eligibility criteria; requiring each school district and Florida College System institution to notify the State Board of Education of its program by a specified date; requiring information about the program to be posted on certain websites; requiring a report to the Governor and Legislature; amending s. 1011.81, F.S.; requiring the Credentials Review Committee to develop a returned-value funding formula by a specified time; conforming provisions to changes made by the act; amending ss. 443.151, 445.010, and 445.045, F.S.; conforming provisions to changes made by the act; amending ss. 943.22 and 1001.64, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1519 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Duggan, Buchanan, McClain—

**HB 1519**—A bill to be entitled An act relating to homestead exemptions; amending s. 193.155, F.S.; providing exceptions to the definition of the term "change of ownership" for purposes of a certain homestead assessment limitation; amending s. 196.031, F.S.; providing that a person or family unit receiving or claiming the benefit of certain ad valorem tax exemptions or tax credits in another state is not entitled to the homestead exemption in this state unless the person or family unit demonstrates to the property appraiser that certain conditions have been met; providing for construction and retroactive applicability;



amending s. 196.121, F.S.; providing that homestead exemption forms prescribed by the Department of Revenue may include taxpayer information relating to ad valorem tax exemptions or tax credits in another state; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has adopted HM 1521 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Overdorf—

**HM 1521**—A memorial to the Federal Emergency Management Agency, urging the agency to amend the proposed rule entitled "Cost of Assistance Estimates in the Disaster Declaration Process for the Public Assistance Program" to provide for a gradual increase in the per capita indicator.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1523 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Beltran, Byrd, Zika—

**HB 1523**—A bill to be entitled An act relating to corporate espionage; providing a short title; amending s. 812.081, F.S.; revising definitions; prohibiting theft of a trade secret; prohibiting trafficking in trade secrets; providing penalties; reclassifying the penalty and increasing the offense severity ranking for an offense committed with specified intent; requiring a court to order specified restitution for a violation; providing for civil actions for violations; providing an exception to criminal and civil liability for certain disclosures; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; ranking the severity of offenses; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1553 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Borrero, Fischer, Byrd, Chambliss, Fabricio, Harding, Maggard, Rizo, Sabatini—

**CS for HB 1553**—A bill to be entitled An act relating to "Victims of Communism Day"; creating s. 683.334, F.S.; requiring the Governor to proclaim November 7 of each year as "Victims of Communism Day"; requiring the day to be observed in public schools; requiring certain high school students to receive specified instruction; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1585 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Barnaby, Fine—

**HB 1585**—A bill to be entitled An act relating to government accountability; creating s. 11.421, F.S.; creating the Florida Integrity Office under the Auditor General; providing definitions; providing duties and powers of the Florida Integrity Officer and the Auditor General; amending s. 11.45, F.S.; revising and providing definitions; revising and providing Auditor General reporting requirements; amending s. 14.32, F.S.; providing definitions; providing investigative duties of the Chief Inspector General and agency inspectors general; requiring such inspectors general to provide a report to the Chief Financial Officer within a specified timeframe in certain circumstances; providing liability for certain officials, contractors, and persons in certain circumstances; amending s. 17.04, F.S.; authorizing the Chief Financial Officer to commence an investigation based on certain complaints or referrals; authorizing state agency employees and state contractors to report certain information to the Chief Financial Officer; amending s. 17.325, F.S.; requiring certain records to be sent to the Florida Integrity Officer within a specified timeframe; amending s. 20.055, F.S.; requiring agency inspectors general to make certain determinations and reports; amending s. 110.1245, F.S.; providing requirements for awards given to employees who report under the Whistle-blower's Act; authorizing expenditures to provide such awards; authorizing an employee to designate an authorized agent, trustee, or custodian to accept such award on behalf of the employee; amending s. 216.1366, F.S.; revising requirements for certain public agency contracts; abrogating the scheduled expiration of provisions relating to requirements for certain public agency contracts; amending s. 287.057, F.S.; revising provisions relating to contractual services and commodities that are not subject to competitive-solicitation requirements; prohibiting certain state employees from participating in the negotiation or award of state contracts; providing exceptions; creating s. 288.00001, F.S.; prohibiting tax incentives from being awarded or paid to a state contractor or subcontractor; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to conduct investigations relating to waste, fraud, abuse, or mismanagement against a district school board or Florida College System institution; authorizing the Office of the Auditor General to use carryforward funds to fund the Florida Integrity Office; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1587 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Gregory—

**CS for HB 1587**—A bill to be entitled An act relating to the East Manatee Fire Rescue District, Manatee County; providing for the merger of the Myakka City Fire Control District into the East Manatee Fire Rescue District; revising boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1589 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Mooney—

**HB 1589**—A bill to be entitled An act relating to the City of Key West, Monroe County; amending ch. 69-1191, Laws of Florida, as amended; revising the sum an elector shall pay to the Supervisor of Elections of Monroe County to qualify to appear on the election ballot; revising the

date on which such sum must be deposited; prohibiting a candidate from using certain words or logos on specified campaign materials; clarifying the term of service for board members; removing provisions relating to printing addresses on ballots and the election of watchers and challengers; providing that a member of the board shall forfeit his office if he fails to reside within specified areas; providing that a designee of the City Commission of the City of Key West may be the judge of the election and qualification of the members of the board; revising the time period that the original contract may be exempt from the competitive procurement requirements; providing that the sale, transfer, or other disposition of any ownership interest in the electric utility, or any other utility, owned or operated by the board is effective only by resolution adopted by a specified number of affirmative votes of the board and a specified percentage of certain qualified electors of Monroe County; making technical changes; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1637 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Melo—

**HB 1637**—A bill to be entitled An act relating to the Immokalee Water and Sewer District, Collier County; amending ch. 98-495, Laws of Florida; providing that appointed members shall serve until a successor is appointed; removing obsolete language; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1647 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Plasencia, Eskamani—

**HB 1647**—A bill to be entitled An act relating to the City of Orlando, Orange County; creating special zones in the City of Orlando; providing boundaries; providing an exception to general law; providing space, seating, and minimum gross revenue requirements for special alcoholic beverage licenses for restaurants in described areas; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 6059 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Shoaf—

**HB 6059**—A bill to be entitled An act relating to the composition of the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.2278, F.S.; removing a certain regional corridor terminus from the program; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6077 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Insurance & Banking Subcommittee and Representative(s) Robinson, W.—

**CS for HB 6077**—A bill to be entitled An act relating to assets of an estate in administration; amending s. 69.031, F.S.; removing a requirement that assets of an estate in administration may only be placed in a savings and loan association if it meets specified requirements; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7003 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Rizo—

**HB 7003**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 548.062, F.S., which provides an exemption from public records requirements for certain proprietary confidential business information provided to or obtained by the Florida State Boxing Commission; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7007 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Chambliss—

**HB 7007**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 570.077, F.S., which provides an exemption from public records requirements for information held by the Department of Agriculture and Consumer Services as part of an examination or investigation with another state or federal regulatory, administrative, or criminal justice agency; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7017, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Public Integrity & Elections Committee and Representative(s) Grall, Beltran, Byrd, Fabricio, Fischer, Gregory, Zika—

**CS for HB 7017**—A bill to be entitled An act relating to foreign influence; creating s.286.101, F.S.; providing definitions; requiring any state agency or political subdivision to disclose certain gifts or grants received from any foreign source to the Department of Financial Services within a specified timeframe; providing an exception; requiring any entity that applies for a certain grant or proposes a certain contract to disclose to a state agency or political subdivision any current or prior

interest of, contract with, or grant or gift received from a foreign country of concern under certain circumstances; specifying information to be included in the disclosure; requiring such entity to provide a copy of such disclosure to the department within a specified timeframe before applying for any grant or proposing any contract; requiring such entity to revise its disclosure within a specified timeframe under certain circumstances; providing exceptions to disclosure requirements; requiring the Department of Management Services to periodically screen certain vendors; requiring certain notification on the online procurement system; requiring the Department of Financial Services to establish and maintain an Internet website to publish the disclosures; authorizing the department to establish an online system for making such disclosures; authorizing the Department of Management Services to coordinate with the Department of Financial Services to establish such online system; requiring the Department of Financial Services to investigate allegations of certain violations under certain circumstances; authorizing the department or specified persons to request certain records; providing for the assessment of fines and penalties under certain circumstances; requiring the department to include and maintain a list of ineligible entities on a certain Internet website; providing that certain information relating to a gift or grant from a foreign source is not confidential or exempt from public records requirements; authorizing rulemaking; creating s. 288.860, F.S.; providing definitions; prohibiting certain agencies and entities from participating in agreements with or accepting grants received from foreign countries of concern under certain circumstances; prohibiting such agencies and entities from accepting anything of value as a condition for participation in certain programs or endeavors that promote the language or culture of foreign countries of concern; creating s. 1010.25, F.S.; providing definitions; requiring institutions of higher education to semiannually report to certain entities regarding certain gifts they received directly or indirectly from a foreign source; authorizing the report to be consolidated with affiliate organizations; requiring such institutions to provide certain information regarding such gifts; requiring random annual inspections or audits of gifts or gift agreements by certain inspectors general; providing requirements for such inspections or audits; requiring the Board of Governors or State Board of Education, as applicable, to sanction institutions that fail to report certain gifts within a specified timeframe; providing for a civil penalty for willful violations; requiring that the proceeds from such penalty be deposited in a specified fund; authorizing the Attorney General or the Chief Financial Officer to bring a civil action under certain circumstances; providing for attorney fees and costs; authorizing a whistle-blower to report an undisclosed foreign gift to the Attorney General or the Chief Financial Officer; providing that such whistle-blower retains certain protections and is entitled to a reward; authorizing the Chief Financial Officer to incur expenditures to provide such reward from the penalty recovery; authorizing payment of such reward through an intermediary attorney or trustee designated by the whistle-blower; providing that certain information relating to a gift from a foreign source is not confidential or exempt from public records requirements; providing exceptions; authorizing the Board of Governors and State Board of Education to adopt regulations and rules, respectively; creating s. 1010.35, F.S.; requiring certain state universities and other entities to screen certain foreign applicants seeking employment in specified research positions; requiring such applicants to provide additional specified information as part of the application process; requiring screening to be completed before an interview or offer of employment; requiring the president or chief administrative officer of the state university or entity to designate a research integrity office to verify certain information contained in such applications, search certain public databases, and submit certain information to specified federal agencies; specifying the conditions under which a state university may approve a hire based on a risk-based determination; prohibiting the employment of an applicant who fails to make certain disclosures; providing an exception; requiring certain records to be maintained by the research integrity office; requiring such office to report the identity of any applicant who was rejected for employment to certain law enforcement agencies; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; creating s. 1010.36, F.S.; requiring certain state universities and other entities to establish an international travel approval and monitoring program; providing requirements for such program; providing requirements for preapproval and screening for employment-related foreign travel and employment-related foreign activities engaged in by faculty, researchers, and research department staff; requiring state universities and entities to maintain certain records relating to foreign travel and activities for at least 3 years; requiring a state university or entity to

provide a certain annual report to the Board of Governors or the governing board of the applicable entity; requiring certain inspectors general or the Auditor General to perform an operational audit by a specified date; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7023 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Byrd, Barnaby, Benjamin, Fetterhoff, Fischer, Joseph, Killebrew, Melo, Salzman—

**CS for HB 7023**—A bill to be entitled An act relating to veterans treatment court programs; amending s. 394.47891, F.S.; providing legislative intent; providing definitions; authorizing certain courts to create and administer veterans treatment court programs; authorizing certain eligible defendants to be admitted to a veterans treatment court program at any stage of a criminal proceeding; requiring such defendants to submit an application for participation in a veterans treatment court program to the state attorney for review; requiring each veterans treatment court program to seek input from certain persons in developing and adopting certain policies and procedures; requiring that a court create a record of such policies and procedures; providing eligibility criteria for participation in the veterans treatment court program; providing that the act does not create a right to participate; providing for liberal construction; deleting provisions addressing the Military Veterans and Servicemembers Court Program; amending ss. 43.51, 910.035, and 948.06, F.S.; conforming provisions to changes made by the act; amending ss. 948.08 and 948.16, F.S.; revising eligibility for pretrial programs; amending s. 948.21, F.S.; authorizing a court to impose a condition requiring certain probationers or community controllees to participate in certain treatment programs under certain circumstances; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7037 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) McClure—

**CS for HB 7037**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 339.55, F.S., relating to an exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of a certain application process; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

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## RETURNING MESSAGES — FINAL ACTION

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 46.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 70.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 306.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 308.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 310.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 312.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 348.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 416.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 714.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 728.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 922.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1046.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 1716.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

**SENATE CONFEREES APPOINTED**

The President appointed the following conferees on **SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2516, SB 2518, SB 7018, HB 5011, HB 5101, HB 5301, and HB 5601** on the part of the Senate: Appropriations Conference Committee: Senator Stargel, Chair; Senators Bean, Book, Farmer, Gibson, Mayfield, Passidomo, Perry, and Rouson, At Large; Appropriations Conference Committee on Agriculture, Environment, and General Government: Senator Albritton, Chair; Senators Ausley, Berman, Boyd, Bradley, Brodeur, Garcia, Mayfield, Powell, Rodrigues, Stewart, and Thurston; Appropriations Conference Committee on Criminal and Civil Justice: Senator Perry, Chair; Senators Baxley, Bracy, Brandes, Gainer, Pizzo, Rodriguez, and Torres; Appropriations Conference Committee on Education: Senator Broxson, Chair; Senators Cruz, Diaz, Gibson, Gruters, Hutson, Polsky, and Wright; Appropriations Conference Committee on Health and Human Services: Senator Bean, Chair; Senators Book, Brodeur, Burgess, Diaz, Farmer, Harrell, Jones, Rodrigues, Rodriguez, and Rouson; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Gainer, Chair; Senators Ausley, Boyd, Cruz, Garcia, Gibson, Hooper, Mayfield, Perry, Taddeo, and Wright.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives to the conference committee for SB 2500, SB 2502, SB 2504, SB 7018, HB 5011, and SB 2506 to serve with Rep. Trumbull, Chair, Managers At-Large: Alexander, Avila, Burton, Bush, Diamond, Drake, DuBose, Duran, Eskamani, Fine, Geller, Grall, Grant, Ingoglia, Jenne, Latvala, Leek, Massullo, McClure, Omphroy, Payne, Perez, Plakon, Plasencia, Renner, Roth, Slosberg, Stevenson, Tomkow, Willhite, Williams, Williamson; SB 2516, House Agriculture & Natural Resources/Senate Agriculture, Environment & General Government—Rep. Tomkow,

Chair, Reps. Botana, Brannan, Buchanan, Busatta Cabrera, Chambliss, Clemons, Fabricio, Hardy, McClure, Morales, Omphroy, Roth, Stevenson, Tant; House State Administration & Technology/Senate Agriculture, Environment & General Government—Rep. Stevenson, Chair, Reps. Borrero, Duggan, Fischer, Giallombardo, Goff-Marcil, Hinson, Hunschofsky, Killebrew, Koster, Maggard, Overdorf, F. Robinson, Toledo, Woodson; SB 2508 and HB 5601, House Higher Education/Senate Education—Rep. Plasencia, Chair, Reps. Grieco, Hawkins, Joseph, Maney, Mariano, McCurdy, Nixon, Rizo, Rodriguez, Rommel, Shoaf, Thompson, Tuck, Zika; HB 5101, House PreK-12/Senate Education—Rep. Fine, Chair, Reps. Aloupis, Andrade, Bartleman, Bell, Bush, Fetterhoff, Hage, McClain, Roach, D. Smith, Truenow, Valdés, Willhite, Williams; HB 5301, House Justice/Senate Criminal and Civil Justice—Rep. Plakon, Chair, Reps. Beltran, Benjamin, Byrd, Caruso, Davis, DiCeglie, Fernandez-Barquin, Garrison, Gottlieb, Gregory, Learned,

Melo, Rayner, Sabatini; SB 2518, House Health Care/Senate Health & Human Services—Rep. Avila, Chair, Rep. Yarborough, Alternate Chair, Reps. Altman, Barnaby, Brown, Driskell, Duran, Harding, W. Robinson, Salzman, Sirois, Skidmore, C. Smith, Snyder, Trabulsky; House Infrastructure & Tourism/Senate Transportation, Tourism & Economic Development—Rep. Williamson, Chair, Reps. Arrington, Bell, Casello, Chaney, Daley, Drake, Hart, LaMarca, McFarland, Mooney, Persons-Mulicka, Plasencia, Rommel, Silvers

*Jeff Takacs, Clerk*

### CO-INTRODUCERS

Senator Gruters—CS for SB 1120



# Journal of the Senate

Number 15—Regular Session

Wednesday, April 21, 2021

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## CALL TO ORDER

The Senate was called to order by President Simpson at 10:00 a.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

## PRAYER

The following prayer was offered by the Reverend Jonathan M. Craig, Ministry to State, Tallahassee:

Heavenly Father, as we begin this morning, we do so with praise, for you, Lord, are God and not we ourselves. You alone are worthy of all praise and all glory and all honor and all power.

Be pleased today to bless these your servants, their staffs, and their families in the work to which you have called them. In the quiet moments of solitude when the weightiness of our callings rests heavy upon us, bless us with the knowledge of your loving presence and encourage us by the power of your Holy Spirit.

In moments of temptation, bless us with deliverance and should we succumb, bless us with humble and contrite hearts burdened by our sin. Remind us that we have an advocate with you and that if we confess our sins, you are faithful and just to forgive us our sins and to cleanse us from all unrighteousness. In our moments of triumph, bless us with joyful hearts which rejoice in you and which give you the glory for the great things you have done. In your holy name, we pray. Amen.

## PLEDGE

Senator Brandes led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Baxley—

By Senator Baxley—

**SR 1572**—A resolution encouraging Floridians to consider opening their hearts and homes to children in this state who are in need of a loving family, and recognizing November 2021 as “Florida Adoption Month.”

WHEREAS, it is paramount that Florida’s children and families have the opportunities necessary to reach their full potential and lead healthy lives, and

WHEREAS, all children deserve a loving, supportive, nurturing, and permanent family of their own, and

WHEREAS, adoption is an opportunity to change the life of a child and the families that might adopt them while making an impact on local communities, and

WHEREAS, anyone with the ability to love and provide for a child and to make a lifelong commitment can be an adoptive parent, and

WHEREAS, 4,548 Florida children found permanent homes through adoption during the 2019-2020 state fiscal year, and

WHEREAS, approximately 800 Florida children, including teenagers, sibling groups, and children with special medical needs, are available for adoption and have no identified adoptive family, and

WHEREAS, First Lady Casey DeSantis, as chair of the Florida Children and Youth Cabinet and through her “Hope for Healing Florida” program, is working alongside state agencies to improve the health, safety, economic stability, and quality of life of Florida’s children, and

WHEREAS, the Governor’s Office of Adoption and Child Protection, the Florida Department of Children and Families, community-based care lead agencies, the Florida Association of Heart Galleries, state and local agencies, and child advocacy organizations join together each November to raise awareness of foster care adoptions in Florida, and

WHEREAS, this year, Florida will celebrate National Adoption Month and Florida Adoption Month with its 30 Days of Amazing Children campaign on the Explore Adoption website, [www.adoptflorida.org](http://www.adoptflorida.org), and

WHEREAS, families and children across this state and nation will celebrate adoption on November 20, 2021, National Adoption Day, while also remembering the children who are still in need of a loving, permanent family of their own, NOW, THEREFORE,

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

That Floridians are encouraged to consider opening their hearts and homes to children in this state who are in need of a loving family, and that November 2021 is recognized as “Florida Adoption Month.”

—was introduced, read, and adopted by publication.

At the request of Senator Rodriguez—

By Senator Rodriguez—

**SR 2014**—A resolution recognizing the week of May 2-8, 2021, as “Tardive Dyskinesia Awareness Week” in Florida and encouraging all Floridians to become better informed about tardive dyskinesia.

WHEREAS, many people with serious, chronic mental illness, such as schizophrenia and other schizoaffective disorders, bipolar disorder, or severe depression, require treatment with medications that work as dopamine receptor blocking agents (DRBAs), including antipsychotics, and

WHEREAS, many people who have gastrointestinal disorders, including gastroparesis, nausea, and vomiting, also require treatment with DRBAs, and

WHEREAS, while ongoing treatment with these medications can be very helpful, and even lifesaving, for many people, it also can lead to tardive dyskinesia (TD), a movement disorder that is characterized by random, involuntary, and uncontrolled movements of different muscles in the face, torso, and extremities, and

WHEREAS, TD commonly manifests through movement of the arms, legs, fingers, or toes and, in some cases, may affect the tongue, lips, and jaw, and

WHEREAS, other symptoms of TD include involuntary swaying of the torso or hips and involuntary movement of the muscles associated with walking, speech, eating, and breathing, and

WHEREAS, TD can develop months, years, or decades after a person starts taking DRBAs and even after discontinuing the use of those medications, and, while not everyone who takes a DRBA develops TD, those who do often find the aftereffects are permanent, and

WHEREAS, common risk factors for TD include advanced age and alcoholism or other substance abuse disorders, and postmenopausal women and people with mood disorders also are at higher risk of developing TD, and

WHEREAS, a person’s risk for TD increases after taking DRBAs for just 3 months, and the longer the person takes these medications, the higher his or her risk, and

WHEREAS, it is estimated that more than 500,000 people in the United States suffer from TD, and the National Alliance for Mental Illness estimates that one in every four patients receiving long-term treatment with an antipsychotic medication will experience TD, and

WHEREAS, TD is often unrecognized, and patients suffering from the illness are commonly misdiagnosed, and

WHEREAS, patients suffering from TD often suffer embarrassment due to their abnormal and involuntary movements, which leads them to withdraw from society and increasingly isolate themselves as the disease progresses, and

WHEREAS, caregivers of patients with TD face many challenges and are often responsible for their overall care, and

WHEREAS, years of research have resulted in recent scientific breakthroughs, with two new TD treatments approved by the United States Food and Drug Administration, and

WHEREAS, the American Psychiatric Association recommends regular screening for TD in patients taking DRBAs, NOW, THEREFORE,

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

That the week of May 2-8, 2021, is recognized as “Tardive Dyskinesia Awareness Week” in Florida and that all Floridians are encouraged to become better informed about tardive dyskinesia.

—was introduced, read, and adopted by publication.

At the request of Senator Cruz—

By Senator Cruz—

**SR 2050**—A resolution recognizing May 2021 as “Osteoporosis Awareness Month” in Florida.

WHEREAS, one in two women and one in four men in the United States who are 50 years of age or older will fracture a bone due to osteoporosis in their lifetimes, and

WHEREAS, approximately 4.7 million women who are 50 years of age or older live in this state, and

WHEREAS, a woman’s risk of fracturing a hip is equal to her combined risk of being diagnosed with breast, uterine, and ovarian cancer, and

WHEREAS, bone fractures due to osteoporosis can have serious long-term consequences, and

WHEREAS, after the first bone fracture, postmenopausal women with osteoporosis are five times more likely to fracture a bone within the next year, and

WHEREAS, persons who are living with osteoporosis often remain undiagnosed and untreated, and

WHEREAS, since lost bone cannot be replaced, treatment for osteoporosis typically focuses on preventing any further bone loss, NOW, THEREFORE,

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

That May 2021 is recognized as “Osteoporosis Awareness Month” in Florida to increase awareness, screening, and prevention and provide educational resources to inform and empower women to take charge of their bone health.

—was introduced, read, and adopted by publication.

#### MOMENT OF SILENCE

Senator Ausley offered a recognition of the passing of former Secretary of the Florida Senate Joe Brown, who passed away on April 16, 2021. In 1974, Joe Brown became the 40th Secretary of the Senate. His distinguished service spanned 22 years until his retirement in 1996. Joe met his wife of 25 years, Rebecca, during his tenure in the Senate. He and Becky exchanged their wedding vows in the Senate Chamber, being the very first couple to do so. He was born in Columbus, Georgia, but lived the majority of his life in Liberty County. He graduated from Liberty County High School in 1950. After graduation, Joe served his country in the United States Air Force during the Korean War. After the war, he continued to serve as a member of the United States Coast Guard Reserve. When he returned to the U.S., he attended the University of Florida and graduated in 1958 with a B.S. in Journalism. In 1973, Joe earned a graduate certificate in Public Administration and Executive Management from Florida State University. After he retired from the Florida Senate, Joe continued serving his community and state through his work and affiliations with a number of organizations. He was a member of the University of Florida Alumni Association and an advisor for Boys State and Girls State. Joe Brown is survived by his wife, five children, six grandchildren, two great-grandchildren, brother, and two sisters. His hobbies included hunting, fishing, and cooking for his family.

At the request of Senator Ausley, the Senate observed a moment of silence in memory of Joe Brown.

#### SPECIAL ORDER CALENDAR

**SB 998**—A bill to be entitled An act relating to contractor advertising; amending s. 489.521, F.S.; providing that alarm system contractors are not required to state their certification and registration numbers in or on certain advertisements if the contractor maintains an Internet website that displays such information and the advertisement directs consumers to the website; amending s. 553.7921, F.S.; authorizing a

contractor to begin repairing certain fire alarm systems after filing an application for a required permit but before receiving the permit; prohibiting such repaired fire alarm systems from being considered compliant until certain requirements are met; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 998**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 823** was withdrawn from the Committee on Rules.

On motion by Senator Brodeur—

**CS for HB 823**—A bill to be entitled An act relating to alarm system contractors; amending s. 489.521, F.S.; providing that advertisements for alarm system contracting do not have to include the contractor’s registration or certification number under certain circumstances; amending s. 553.7921, F.S.; authorizing a contractor to begin repairing a specified fire alarm system under certain conditions; providing that a repaired fire alarm system is not compliant with applicable codes and standards until certain conditions are met; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 998** and read the second time by title.

On motion by Senator Brodeur, by two-thirds vote, **CS for HB 823** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Harrell

**CS for SB 1048**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms “conviction integrity unit” and “conviction integrity unit reinvestigation information”; providing a public records exemption for certain conviction integrity unit reinvestigation information; providing for the future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

**Amendment 1 (704292)**—Delete lines 40-51 and insert:

*Constitution for a reasonable period of time during an active, ongoing, and good faith investigation of a claim of actual innocence in a case that previously resulted in the conviction of the accused person and until the claim is no longer capable of further investigation. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2026, unless reviewed and saved from repeal through reenactment by the Legislature.*

Section 2. *The Legislature finds that it is a public necessity that conviction integrity unit reinvestigation information be made exempt*

*from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution for a reasonable period of time*

On motion by Senator Bean, by two-thirds vote, **CS for SB 1048**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Pizzo
Albritton	Cruz	Polsky
Ausley	Diaz	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Jones	Thurston
Brandes	Mayfield	Torres
Brodeur	Passidomo	Wright
Broxson	Perry	

Nays—None

Vote after roll call:

Yea—Gruters

**CS for CS for SB 1868**—A bill to be entitled An act relating to privileged communications made to crime stoppers organizations; amending s. 16.557, F.S.; prohibiting a person from knowingly and willfully attempting to obtain, obtaining, or disclosing a privileged communication or protected information; providing a penalty; providing an exemption from criminal liability for employees, board members, or volunteers of a crime stoppers organization in certain circumstances; providing immunity from civil liability for certain actions by specified persons concerning privileged communications; limiting the uses of privileged communications or evidence of such communications; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1868**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 363** was withdrawn from the Committee on Rules.

On motion by Senator Bean, the rules were waived and—

**CS for HB 363**—A bill to be entitled An act relating to privileged communications made to crime stoppers organizations; amending s. 16.557, F.S.; prohibiting a person from knowingly and willfully attempting to obtain, obtaining, or disclosing a privileged communication or protected information; providing a penalty; providing an exemption from criminal liability for employees, board members, or volunteers of a crime stoppers organization in certain circumstances; providing immunity from civil liability for certain actions by specified persons concerning privileged communications; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1868** and read the second time by title.

On motion by Senator Bean, by two-thirds vote, **CS for HB 363** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Berman	Brandes
Albritton	Book	Brodeur
Ausley	Boyd	Broxson
Baxley	Bracy	Burgess
Bean	Bradley	Cruz



Diaz	Jones	Rouson
Farmer	Mayfield	Stargel
Gainer	Passidomo	Stewart
Garcia	Perry	Taddeo
Gibson	Pizzo	Thurston
Gruters	Polsky	Torres
Harrell	Powell	Wright
Hooper	Rodrigues	
Hutson	Rodriguez	

Nays—None

**SB 794**—A bill to be entitled An act relating to independent living services; amending s. 413.395, F.S.; removing a provision requiring the Florida Independent Living Council to assist the Division of Blind Services of the Department of Education; revising the membership of the council; revising the council's duties and responsibilities; authorizing the council to conduct certain activities as described in the state plan for independent living; requiring the council to coordinate with centers for independent living; prohibiting the council from engaging in certain activities; requiring the council to comply with state and federal laws and regulations relating to lobbying; amending s. 413.4021, F.S.; increasing the percentage of certain revenues used to administer the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program; providing an effective date.

—was read the second time by title. On motion by Senator Bean, by two-thirds vote, **SB 794** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 968**—A bill to be entitled An act relating to public records; amending s. 288.075, F.S.; providing an exemption from public records requirements for certain information held by an economic development agency; providing that such information may be released in an aggregated and anonymized format; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 968**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 379** was withdrawn from the Committee on Rules.

On motion by Senator Gainer—

**CS for HB 379**—A bill to be entitled An act relating to public records; amending s. 288.075, F.S.; providing an exemption from public records requirements for certain information held by an economic development agency; providing that such information may be released in an aggregated and anonymized format; providing for future legislative review

and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 968** and read the second time by title.

Senator Gainer moved the following amendment which was adopted:

**Amendment 1 (927352)**—Delete lines 23-42 and insert:

1. *Tax returns.*
2. *Financial information.*
3. *Credit history information, credit reports, and credit scores.*

(b) *This subsection does not prohibit the disclosure of information held by an economic development agency pursuant to its administration of a small business loan program in an aggregated and anonymized format.*

(c) *This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2026, unless reviewed and saved from repeal through reenactment by the Legislature.*

Section 2. *The Legislature finds that it is a public necessity that tax returns; financial information; and credit history information, credit reports, and*

On motion by Senator Gainer, by two-thirds vote, **CS for HB 379**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Berman

#### SENATOR BEAN PRESIDING

Consideration of **SB 1456** was deferred.

**CS for SB 7060**—A bill to be entitled An act relating to ratification of Department of Environmental Protection rules; ratifying specified rules relating to biosolids management for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding any specified thresholds for likely adverse impact or increase in regulatory costs; exempting the rules from certain review and approval by the Environmental Regulation Commission; providing applicability; providing construction; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7060**, pursuant to Rule 3.11(3), there being no objection, **HB 1309** was withdrawn from the Committee on Appropriations.

On motion by Senator Brodeur—

**HB 1309**—A bill to be entitled An act relating to ratification of Department of Environmental Protection rules; ratifying specified rules relating to biosolids for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; exempting the rules from certain review and approval by the Environmental Regulation Commission; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 7060** and read the second time by title.

Senator Brodeur moved the following amendment which was adopted:

**Amendment 1 (546548) (with title amendment)**—Between lines 50 and 51 insert:

Section 2. (1) *The following rule is ratified for the sole and exclusive purpose of satisfying any condition on effectiveness imposed under s. 120.541(3), Florida Statutes: Rules 62-41.300, 62-41.301, 62-41.302, 62-41.303, 62-41.304, and 62-41.305, Florida Administrative Code, titled “Central Florida Water Initiative Area,” as published on November 19, 2020, in the Florida Administrative Register, Vol. 46, No. 226, pages 5019-5025; February 9, 2021, in the Florida Administrative Register, Vol. 47, No. 26, pages 733-734; and March 26, 2021, in the Florida Administrative Register, Vol. 47, No. 59, pages 1506-1507.*

(2) *This section serves no other purpose and shall not be codified in the Florida Statutes. After this act becomes a law, its enactment and effective dates shall be noted in the Florida Administrative Code or the Florida Administrative Register, or both, as appropriate. This section does not constitute legislative preemption of or exception to any provision of law governing adoption or enforcement of the rule cited, and is intended to preserve the status of any cited rule as a rule under chapter 120, Florida Statutes. This section does not cure any rulemaking defect or preempt any challenge based on a violation of the legal requirements governing the adoption of any rule cited.*

Section 3. Paragraph (d) of subsection (2) of section 373.0465, Florida Statutes, is amended to read:

373.0465 Central Florida Water Initiative.—

(2)

(d) The department, in consultation with the St. Johns River Water Management District, the South Florida Water Management District, the Southwest Florida Water Management District, and the Department of Agriculture and Consumer Services, shall adopt uniform rules for application within the Central Florida Water Initiative Area that include:

1. A single, uniform definition of the term “harmful to the water resources” consistent with the term’s usage in s. 373.219;
2. A single method for calculating residential per capita water use;
3. A single process for permit reviews;
4. A single, consistent process, as appropriate, to set minimum flows and minimum water levels and water reservations;
5. A goal for residential per capita water use for each consumptive use permit; ~~and~~
6. An annual conservation goal for each consumptive use permit consistent with the regional water supply plan;
7. *A drought allocation for supplemental irrigation for agricultural uses which is based on a 2-in-10-year rainfall condition or, if the applicant so requests, is based on a 5-in-10-year rainfall condition alone or combined with the 2-in-10-year condition. The applicable water management district may also condition, for information only purposes,*

*consumptive use permits to advise permittees that their annual use of water should be less than the drought allocation in all years except for the drought condition that is the basis for the allocation or a more severe drought; and*

8. *A process for the applicable water management district to annually examine an agricultural user’s 5-year moving average supplemental irrigation water use against the annual supplemental irrigation needs in the 5-in-10-year rainfall condition beginning no earlier than 5 years following the effective date of the rules adopted under this section. If this annual examination indicates that the agricultural user’s 5-year moving average use exceeds that needed in such rainfall condition for reasons other than prolonged periods of below average rainfall, the water management district may modify the agricultural user’s permit to include an annual supplemental irrigation allocation based on both the amount of supplemental irrigation required during a 2-in-10-year rainfall condition and the amount of supplemental irrigation required during a 5-in-10-year rainfall condition as provided in rules adopted pursuant to this section. In such case, the supplemental irrigation allocation based on the 5-in-10-year rainfall condition shall be valid for only 5 years unless the agricultural user’s 5-year moving average use continues to exceed the amount of supplemental irrigation needed during a 5-in-10-year rainfall condition for reasons other than prolonged periods of drought.*

*Subparagraphs 7. and 8. may not be construed to limit the ability of the department or a water management district to establish different supplemental irrigation requirements as part of an existing or future recovery or prevention strategy adopted pursuant to s. 373.0363, s. 373.042, or s. 373.0421. The uniform rules must include existing recovery strategies within the Central Florida Water Initiative Area adopted before July 1, 2016. The department may grant variances to the uniform rules if there are unique circumstances or hydrogeological factors that make application of the uniform rules unrealistic or impractical.*

Section 4. Section 373.0466, Florida Statutes, is created to read:

373.0466 *Central Florida Water Initiative Grant Program.—Subject to appropriation, a grant program for the Central Florida Water Initiative is established within the Department of Environmental Protection.*

(1) *The department, in cooperation with the relevant water management districts, shall provide grants for projects that benefit the Central Florida Water Initiative Area and that promote alternative water supplies and protect groundwater resources.*

(2) *In allocating such funds, priority must be given to projects that use reclaimed water, create new surface water storage, enhance natural systems, recharge groundwater, optimize beneficial uses of water, expand water conservation programs, or are able to demonstrate that a significant financial hardship exists as a result of complying with rules applicable to the Central Florida Water Initiative Area.*

Section 5. Paragraph (a) of subsection (9) of section 403.8532, Florida Statutes, is amended to read:

403.8532 Drinking water state revolving loan fund; use; rules.—

(9) The department may adopt rules regarding the procedural and contractual relationship between the department and the corporation under s. 403.1837 and to carry out the purposes of this section and the federal Safe Drinking Water Act, as amended. Such rules shall:

(a) Set forth a priority system for loans based on public health considerations, compliance with state and federal requirements relating to public drinking water systems, and affordability. The priority system ~~shall~~ give special consideration to:

1. Projects that provide for the development of alternative drinking water supply projects and management techniques in areas where existing source waters are limited or threatened by saltwater intrusion, excessive drawdowns, contamination, or other problems;
2. Projects that provide for a dependable, sustainable supply of drinking water and that are not otherwise financially feasible; ~~and~~

3. Projects that contribute to the sustainability of regional water sources; *and*

4. *Projects that implement water supply plans and develop water sources as an alternative to continued reliance on the Floridan Aquifer, pursuant to s. 373.0465.*

Section 6. *The Legislature determines and declares that this act fulfills an important state interest.*

And the title is amended as follows:

Delete lines 2-11 and insert: An act relating to environmental regulation; ratifying specified rules relating to biosolids for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; exempting the rules from certain review and approval by the Environmental Regulation Commission; providing applicability; ratifying specified rules relating to the Central Florida Water Initiative, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; amending s. 373.0465, F.S.; requiring the department, in consultation with specified water management districts, to adopt rules that include an annual drought allocation for supplemental irrigation for agricultural uses and a process for examining an agricultural user's supplemental irrigation needs as weighed against certain factors; providing for the applicability of specified rules to areas with certain existing recovery strategies; creating s. 373.0466, F.S.; establishing, subject to appropriation, a Central Florida Water Initiative Grant Program within the department; requiring the department, in cooperation with the relevant water management districts, to distribute appropriated funds for certain projects that benefit the Central Florida Water Initiative Area; amending s. 403.8532, F.S.; requiring the department to give funding priority to certain projects relating to the Central Florida Water Initiative; providing a declaration of important state interest; providing an

On motion by Senator Brodeur, by two-thirds vote, **HB 1309**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for SB 168**—A bill to be entitled An act relating to the Hurricane Loss Mitigation Program; amending s. 215.559, F.S.; deleting construction relating to Citizens Property Insurance Corporation coverage rates; delaying the future repeal of the Hurricane Loss Mitigation Program; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **CS for SB 168** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for SB 260**—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; authorizing the Department of Veterans' Affairs to establish the Florida Veterans' Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; authorizing the department to contract with a certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and to submit such data to the department; requiring the department to submit a report to the Governor and Legislature by a specified date; providing requirements for the report; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 260**, pursuant to Rule 3.11(3), there being no objection, **HB 231** was withdrawn from the Committee on Appropriations.

On motion by Senator Harrell—

**HB 231**—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; authorizing the Department of Veterans' Affairs to establish the Florida Veterans' Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; authorizing the department to contract with a certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and to submit such data to the department; requiring the department to submit a report to the Governor and Legislature by a specified date; providing requirements for the report; providing an effective date.

—a companion measure, was substituted for **CS for SB 260** and read the second time by title.

On motion by Senator Harrell, by two-thirds vote, **HB 231** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bracy	Farmer
Albritton	Bradley	Gainer
Ausley	Brandes	Garcia
Baxley	Brodeur	Gibson
Bean	Broxson	Gruters
Berman	Burgess	Harrell
Book	Cruz	Hooper
Boyd	Diaz	Hutson

Jones	Powell	Taddeo
Mayfield	Rodrigues	Thurston
Passidomo	Rodriguez	Torres
Perry	Rouson	Wright
Pizzo	Stargel	
Polsky	Stewart	

Nays—None

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Consideration of **CS for CS for SB 184** was deferred.

**CS for CS for SB 1598**—A bill to be entitled An act relating to consumer protection; amending 501.0051, F.S.; deleting authorization for consumer reporting agencies to charge a fee for reissuing or providing a new unique personal identifier to a consumer; amending s. 624.307, F.S.; revising a requirement for persons licensed or authorized by the Department of Financial Services or the Office of Insurance Regulation to respond to the department’s Division of Consumer Services regarding consumer complaints; amending s. 624.501, F.S.; deleting a fee for adjusting firm licenses; amending s. 626.112, F.S.; deleting an obsolete provision; prohibiting unlicensed activity by an adjusting firm; providing an exemption; providing an exemption from licensure for branch firms that meet certain criteria; providing an administrative penalty for failing to apply for certain licensure; providing a criminal penalty for aiding or abetting unlicensed activity; amending s. 626.602, F.S.; authorizing the department to disapprove the use of insurance agency names containing the word “Medicare” or “Medicaid”; providing an exception for certain insurance agencies for a certain period; providing for expiration of certain licenses on a certain date; amending s. 626.621, F.S.; adding grounds on which the department may take certain actions against a license, appointment, or application of certain insurance representatives; amending ss. 626.782 and 626.783, F.S.; revising the definitions of the terms “industrial class insurer” and “ordinary-combination class insurer,” respectively, to conform to changes made by the act; repealing s. 626.796, F.S., relating to the representation of multiple insurers in the same industrial debit territory; amending s. 626.854, F.S.; revising the timeframes in which an insured or a claimant may cancel a public adjuster’s contract to adjust a claim without penalty or obligation; requiring that a public adjuster’s contract include a specified disclosure; specifying requirements for written estimates of loss provided by public adjusters to claimants or insureds; revising a prohibition against certain contractors or subcontractors providing insureds with specified services; providing an exception; revising services a person is prohibited from performing unless the person meets specified requirements; authorizing the department to take administrative actions and impose fines against persons performing specified activities without licensure; prohibiting specified persons from charging insureds or third-party claimants or receiving payments under certain circumstances; amending s. 626.916, F.S.; revising disclosure requirements for certain classes of insurance before being eligible for export under the Surplus Lines Law; amending s. 626.9541, F.S.; adding certain acts or practices to the definition of sliding; amending s. 626.9741, F.S.; requiring an insurer to include certain additional information when providing an applicant or insured with certain credit report or score information; amending ss. 626.9953, 626.9957, and 627.062, F.S.; conforming cross-references; amending s. 627.502, F.S.; prohibiting life insurers from writing new policies of industrial life insurance beginning on a certain date; making technical changes; amending s. 627.70131, F.S.; providing that a communication made to or by an insurer’s representative, rather than to or by an insurer’s agent, constitutes communication to or by the insurer; defining the term “representative”, rather than “agent”; revising the timeframe for insurers to begin certain investigations; requiring an insurer-assigned licensed adjuster to provide the policyholder with certain information in certain investigations; requiring insurers to maintain certain records and provide certain lists upon request; requiring insurers to include specified notices when providing preliminary or partial damage estimates or claim payments; providing applicability; conforming provisions to changes made by the act; amending s. 627.7142, F.S.; revising information contained in the Homeowner Claims Bill of Rights; conforming provisions to changes made by the act; amending s. 631.57, F.S.; deleting a deductible on the obligation of the Florida Insurance Guaranty Association, Incorporated, as to certain covered claims; amending s. 631.904, F.S.; revising the definition of the term “covered

claim”; deleting a requirement that a policy be in force on the date of the final order of liquidation; providing effective dates.

—was read the second time by title.

On motion by Senator Gruters, further consideration of **CS for CS for SB 1598** was deferred.

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Consideration of **CS for SB 7076, CS for SB 7078, CS for SB 7080, and SB 1476** was deferred.

**SB 1470**—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.714, F.S.; defining the term “Moody’s Corporate Bond Yield Average”; revising the definition of the term “person”; amending s. 631.717, F.S.; authorizing the association to assume or reissue covered policies of impaired insurers; granting the association the right to appear or intervene before a court or an agency in certain proceedings; authorizing the association to take legal action to recover payment of improper claims; authorizing the association to join an organization of other state guaranty associations for certain purposes; amending s. 631.718, F.S.; revising the calculation of Class A assessments; specifying requirements for repayment of deferred assessments upon removal or rectification of the conditions causing a deferral; deleting a prohibition on certain nonprofit insurance companies being assessed more than a certain amount in a calendar year; amending s. 631.721, F.S.; revising the requirements of the association’s plan of operation; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1470**, pursuant to Rule 3.11(3), there being no objection, **HB 797** was withdrawn from the Committee on Appropriations.

On motion by Senator Boyd—

**HB 797**—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.714, F.S.; defining the term “Moody’s Corporate Bond Yield Average” and redefining the term “person,” to apply to provisions relating to life and health insurance guaranty of payments; amending s. 631.717, F.S.; authorizing the Florida Life and Health Insurance Guaranty Association to assume, reissue, and cause to be reissued covered policies of impaired insurers under certain circumstances; revising the association’s standing before a court; providing that the association has the right to appear or intervene before a court or agency in another state under certain circumstances; authorizing the association to join certain organizations for specified purposes; amending s. 631.718, F.S.; authorizing the board of directors of the association to credit specified assessments against certain future assessments under certain circumstances; deleting provisions prohibiting credits against future insolvency assessments and provisions limiting the amount assessed; requiring member insurers to pay deferred assessments under certain circumstances; deleting provisions limiting the amount that may be assessed against specified member insurers; amending s. 631.721, F.S.; providing additional requirements for the association’s plan of operation; providing an effective date.

—a companion measure, was substituted for **SB 1470** and read the second time by title.

On motion by Senator Boyd, by two-thirds vote, **HB 797** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Gruters
Albritton	Brodeur	Harrell
Ausley	Broxson	Hooper
Baxley	Burgess	Hutson
Bean	Cruz	Jones
Berman	Diaz	Mayfield
Book	Farmer	Passidomo
Boyd	Gainer	Perry
Bracy	Garcia	Pizzo
Bradley	Gibson	Polsky

Powell	Stargel	Torres
Rodrigues	Stewart	Wright
Rodriguez	Taddeo	
Rouson	Thurston	

Nays—None

**CS for CS for SB 184**—A bill to be entitled An act relating to the Purple Alert; amending s. 252.35, F.S.; requiring the Division of Emergency Management to identify and maintain an inventory of certain digitally displayed automatic changeable facing signs; amending s. 937.0201, F.S.; redefining the term “missing endangered person”; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, the Department of the Lottery, and local law enforcement agencies, to establish and implement the Purple Alert; specifying minimum requirements for the Purple Alert; authorizing local law enforcement agencies to broadcast information concerning certain missing adults; requiring the local law enforcement agency having jurisdiction to notify media and alert subscribers if a Purple Alert is determined to be necessary and appropriate; authorizing the local law enforcement agency having jurisdiction to request that a case be opened with the Department of Law Enforcement’s Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles in the activation of dynamic message signs on state highways and the immediate distribution of certain critical information under certain circumstances; requiring the Purple Alert process to include certain procedures and an information and education strategy; authorizing the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the Purple Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages when performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a Purple Alert involving a missing adult under certain circumstances; providing an appropriation; providing effective dates.

—was read the second time by title. On motion by Senator Berman, by two-thirds vote, **CS for CS for SB 184** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polisky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 1404**—A bill to be entitled An act relating to cultural and historical programs; creating s. 15.0455, F.S.; designating the Museum of Florida History as the official state history museum; amending s. 15.18, F.S.; providing that the Secretary of State shall be known as “Florida’s Chief Arts and Culture Officer”; conforming a provision to changes made by the act; amending s. 20.10, F.S.; renaming the Division of Cultural Affairs as the Division of Arts and Culture; amending s. 265.281, F.S.; conforming provisions to changes made by the act; re-

ordering and amending s. 265.283, F.S.; conforming provisions to changes made by the act; defining the term “folklife”; amending s. 265.286, F.S.; conforming a cross-reference; amending ss. 265.2865 and 265.701, F.S.; conforming provisions to changes made by the act; repealing s. 265.7025, F.S., relating to definitions relating to historic programs; amending s. 265.703, F.S.; conforming provisions to changes made by the act; repealing ss. 265.704, 265.705, 265.706, and 265.709, F.S., relating to historical museums and powers and duties of the Division of Cultural Affairs, state policy relative to historical properties, objects of historical or archaeological value, and publications, respectively; reordering and amending s. 267.021, F.S.; deleting the definition of the term “folklife”; defining the term “historical museum”; amending s. 267.071, F.S.; revising the duties of the Division of Historical Resources; transferring, renumbering, and amending s. 265.707, F.S.; transferring certain responsibilities from the Division of Cultural Affairs to the Division of Historical Resources; revising provisions relating to the Museum of Florida History museum store, the establishment and operation of a certain nonprofit organization or association, and the use of certain funds; transferring, renumbering, and amending s. 265.565, F.S.; defining the term “abandoned property”; removing the requirement that a museum inform a lender of certain provisions in certain circumstances; revising publication requirements for a termination of loan notice; providing for the disposition of abandoned property; amending s. 267.115, F.S.; revising the duties of the Division of Historical Resources relating to objects of historical or archaeological value; transferring and renumbering ss. 267.16 and 267.161, F.S., relating to Florida Folklife Programs and the Florida Folklife Council, respectively; amending ss. 258.081, 468.401, and 553.902, F.S.; conforming provisions and cross-references to changes made by the act; amending chapter 2020-88, Laws of Florida; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1404**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 909** was withdrawn from the Committee on Appropriations.

On motion by Senator Hooper—

**CS for HB 909**—A bill to be entitled An act relating to cultural and historical programs; creating s. 15.0455, F.S.; designating the Museum of Florida History as the official state history museum; amending s. 15.18, F.S.; providing that the Secretary of State shall be known as “Florida’s Chief Arts and Culture Officer”; amending s. 20.10, F.S.; renaming the Division of Cultural Affairs as the Division of Arts and Culture; amending ss. 265.281, 265.283, 265.286, 265.2865, and 265.701, F.S.; conforming provisions and cross-references to changes made by the act; repealing s. 265.7025, F.S., relating to definitions relating to historic programs; amending s. 265.703, F.S.; conforming provisions to changes made by the act; repealing ss. 265.704, 265.705, 265.706, and 265.709, F.S., relating to historical museums and powers and duties of the Division of Cultural Affairs, state policy relative to historical properties, objects of historical or archaeological value, and publications, respectively; amending s. 267.021, F.S.; defining the term “historical museum”; amending s. 267.071, F.S.; revising the duties of the Division of Historical Resources; transferring, renumbering, and amending s. 265.707, F.S.; transferring certain responsibilities from the Division of Cultural Affairs to the Division of Historical Resources; revising provisions relating to the Museum of Florida History museum store, the establishment and operation of a certain nonprofit organization or association, and the deposit of certain funds; transferring, renumbering, and amending s. 265.565, F.S.; defining the term “abandoned property”; removing the requirement that a museum inform a lender of certain provisions in certain circumstances; revising publication requirements for a termination of loan notice; providing for the disposition of abandoned property; amending s. 267.115, F.S.; revising responsibilities of the Division of Historical Resources relating to objects of historical or archaeological value; transferring and renumbering ss. 267.16 and 267.161, F.S.; amending ss. 258.081, 468.401, and 553.902, F.S.; conforming provisions and cross-references to changes made by the act; amending chapter 2020-88, Laws of Florida; conforming a provision to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 1404** and read the second time by title.

On motion by Senator Hooper, by two-thirds vote, **CS for HB 909** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**SB 518**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; expanding the authorized uses of drones by a state agency or political subdivision to include the assessment of damage due to natural disasters; reenacting s. 330.41(4)(c), F.S., relating to unmanned aircraft systems, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Diaz, by two-thirds vote, **SB 518** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 130**—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.4573, F.S.; providing that the use of peer specialists is an essential element of a coordinated system of care in recovery from a substance use disorder or mental illness; making a technical change; amending s. 397.4073, F.S.; revising background screening requirements for certain peer specialists; revising authorizations relating to work by applicants who have committed disqualifying offenses; amending s. 397.417, F.S.; providing legislative findings and intent; revising requirements for certification as a peer specialist; requiring the Department of Children and Families to develop a training program for peer specialists and to give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and to be based on current practice standards; requiring the department to certify peer specialists, either directly or by approving a third-party credentialing entity; prohibiting third-party credentialing entities from conducting background screenings for peer specialists; requiring that a person providing recovery support services be certified or be supervised by a licensed behavioral health care professional or a certified peer specialist; author-

izing the department, a behavioral health managing entity, or the Medicaid program to reimburse a peer specialist service as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; requiring peer specialists and certain persons to meet the requirements of a background screening as a condition of employment and continued employment; requiring certain entities to forward fingerprints to specified entities; requiring the department to screen results to determine if the peer specialist meets the certification requirements; requiring that fees for state and federal fingerprint processing be borne by the peer specialist applying for employment; requiring that any arrest record identified through background screening be reported to the department; authorizing the department or certain other agencies to contract with certain vendors for fingerprinting; specifying requirements for vendors; specifying disqualifying offenses for a peer specialist who applies for certification; authorizing a person who does not meet background screening requirements to request an exemption from disqualification from the department or the agency; providing that a peer specialist certified as of the effective date of the act is deemed to satisfy the requirements of the act; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **CS for CS for SB 130** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 694**—A bill to be entitled An act relating to waste management; amending s. 403.7033, F.S.; requiring the Department of Environmental Protection to review and update its report on retail bags and submit the updated report to the Legislature by a specified date; amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision authorizing a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; providing applicability; amending s. 403.703, F.S.; defining the term “storm-generated yard trash”; reenacting and amending s. 403.7071, F.S.; providing that private solid waste or debris management service providers are not required to collect storm-generated yard trash unless required to do so by contract or franchise agreement with a local government; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **CS for CS for SB 694** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bracy	Farmer
Albritton	Bradley	Gainer
Ausley	Brandes	Garcia
Baxley	Brodeur	Gibson
Bean	Broxson	Gruters
Berman	Burgess	Harrell
Book	Cruz	Hooper
Boyd	Diaz	Hutson

Jones	Powell	Taddeo
Mayfield	Rodrigues	Thurston
Passidomo	Rodriguez	Torres
Perry	Rouson	Wright
Pizzo	Stargel	
Polsky	Stewart	

Nays—None

**CS for SB 622**—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment; prohibiting a person from requiring a claimant to furnish a certain waiver in exchange for or to induce certain payments; providing that specified provisions in certain waivers are unenforceable; providing an exception; requiring service of documents to be made in a specified manner; amending s. 337.18, F.S.; providing that certain waivers apply to certain contracts; requiring service of documents to be made in a specified manner; amending s. 713.01, F.S.; revising definitions; amending s. 713.09, F.S.; authorizing a lienor to record one claim of lien for multiple direct contracts; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; revising information to be included in a notice of commencement; revising the process for notarizing a notice of commencement; amending s. 713.132, F.S.; revising requirements for a notice of termination; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; making technical changes; amending s. 713.20, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; amending s. 713.235, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.29, F.S.; authorizing attorney fees in actions to enforce a lien that has been transferred to security; providing an effective date.

—was read the second time by title.

Senator Perry moved the following amendment which was adopted:

**Amendment 1 (677600) (with directory and title amendments)**—Delete lines 185-758 and insert:

(b) When a person is required to execute a waiver of his or her right to make a claim against the payment bond in exchange for, or to induce payment of, a progress payment, the waiver *must may* be in substantially the following form:

WAIVER OF RIGHT TO CLAIM AGAINST THE PAYMENT BOND (PROGRESS PAYMENT)

The undersigned, in consideration of the sum of \$...., hereby waives its right to claim against the payment bond for labor, services, or materials furnished through \_\_\_\_\_ (insert date) to \_\_\_\_\_ (insert the name of your customer) on the job of \_\_\_\_\_ (insert the name of the owner), for improvements to the following described project:

(description of project)

This waiver does not cover any retention or any labor, services, or materials furnished after the date specified.

DATED ON ....., .....

\_\_\_\_\_  
(Claimant)

By:.....

(c) When a person is required to execute a waiver of his or her right to make a claim against the payment bond, in exchange for, or to induce

payment of, the final payment, the waiver *must may* be in substantially the following form:

WAIVER OF RIGHT TO CLAIM AGAINST THE PAYMENT BOND (FINAL PAYMENT)

The undersigned, in consideration of the final payment in the amount of \$...., hereby waives its right to claim against the payment bond for labor, services, or materials furnished to \_\_\_\_\_ (insert the name of your customer) on the job of \_\_\_\_\_ (insert the name of the owner), for improvements to the following described project:

(description of project)

DATED ON ....., .....

\_\_\_\_\_  
(Claimant)

By:.....

(d) A person may not require a claimant to *provide furnish* a waiver that is different from the forms in paragraphs (b) and (c).

~~(f) A waiver that is not substantially similar to the forms in this subsection is enforceable in accordance with its terms.~~

(12) *Unless otherwise provided in this section, service of any document must be made in accordance with s. 713.18.*

Section 2. Paragraph (c) of subsection (1) of section 337.18, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

337.18 Surety bonds for construction or maintenance contracts; requirement with respect to contract award; bond requirements; defaults; damage assessments.—

(1)

(c) A claimant, except a laborer, who is not in privity with the contractor shall, before commencing or not later than 90 days after commencing to furnish labor, materials, or supplies for the prosecution of the work, furnish the contractor with a notice that he or she intends to look to the bond for protection. A claimant who is not in privity with the contractor and who has not received payment for his or her labor, materials, or supplies shall deliver to the contractor and to the surety written notice of the performance of the labor or delivery of the materials or supplies and of the nonpayment. The notice of nonpayment may be served at any time during the progress of the work or thereafter but not before 45 days after the first furnishing of labor, services, or materials, and not later than 90 days after the final furnishing of the labor, services, or materials by the claimant or, with respect to rental equipment, not later than 90 days after the date that the rental equipment was last on the job site available for use. An action by a claimant, except a laborer, who is not in privity with the contractor for the labor, materials, or supplies may not be instituted against the contractor or the surety unless both notices have been given. *Written notices required or permitted under this section must may be served in accordance with any manner provided in s. 713.18, and provisions for the waiver of a claim or a right to claim against a payment bond contained in s. 713.235 apply to all contracts under this section.*

(6) *Unless otherwise provided in this section, service of any document must be made in accordance with s. 713.18.*

Section 3. Subsections (4) and (8) of section 713.01, Florida Statutes, are amended to read:

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

(4) “Clerk’s office” means the office of the clerk of the circuit court of the county, or another office serving as the county recorder as provided by law, in which the real property is located.

(8) “Contractor” means a person other than a materialman or laborer who enters into a contract with the owner of real property for improving it, or who takes over from a contractor as so defined the entire remaining work under such contract. The term “contractor” in-

cludes an architect, landscape architect, or engineer who improves real property pursuant to a design-build contract authorized by s. 489.103(16). The term also includes a licensed general contractor or building contractor, as those terms are defined in s. 489.105(3)(a) and (b), respectively, who provides construction management services, which include responsibility for scheduling and coordination in both pre-construction and construction phases and for the successful, timely, and economical completion of the construction project, or who provides program management services, which include responsibility for schedule control, cost control, and coordination in providing or procuring planning, design, and construction.

Section 4. Section 713.09, Florida Statutes, is amended to read:

713.09 Single claim of lien.—A lienor ~~may is required to~~ record only one claim of lien covering his or her entire demand against the real property when the amount demanded is for labor or services or material furnished for more than one improvement under the same direct contract or multiple direct contracts. The single claim of lien is sufficient even though the improvement is for one or more improvements located on separate lots, parcels, or tracts of land. If materials to be used on one or more improvements on separate lots, parcels, or tracts of land ~~under one direct contract~~ are delivered by a lienor to a place designated by the person with whom the materialman contracted, other than the site of the improvement, the delivery to the place designated is prima facie evidence of delivery to the site of the improvement and incorporation in the improvement. The single claim of lien may be limited to a part of multiple lots, parcels, or tracts of land and their improvements or may cover all of the lots, parcels, or tracts of land and improvements. ~~If a In~~ ~~each~~ claim of lien under this section ~~is for multiple direct contracts~~, the owner under the direct ~~contracts contract~~ must be the same person for all lots, parcels, or tracts of land against which a single claim of lien is recorded.

Section 5. Paragraph (b) of subsection (2) of section 713.10, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

713.10 Extent of liens.—

(2)

(b) The interest of the lessor is not subject to liens for improvements made by the lessee when:

1. The lease, or a short form or a memorandum of the lease that contains the specific language in the lease prohibiting such liability, is recorded in the official records of the county where the premises are located before the recording of a notice of commencement for improvements to the premises and the terms of the lease expressly prohibit such liability; or

2. The terms of the lease expressly prohibit such liability, and a notice advising that leases for the rental of premises on a parcel of land prohibit such liability has been recorded in the official records of the county in which the parcel of land is located before the recording of a notice of commencement for improvements to the premises, and the notice includes the following:

- a. The name of the lessor.
- b. The legal description of the parcel of land to which the notice applies.
- c. The specific language contained in the various leases prohibiting such liability.
- d. A statement that all or a majority of the leases entered into for premises on the parcel of land expressly prohibit such liability.

~~3. The lessee is a mobile home owner who is leasing a mobile home lot in a mobile home park from the lessor.~~

A notice that is consistent with subparagraph 2. effectively prohibits liens for improvements made by a lessee even if other leases for premises on the parcel do not expressly prohibit liens or if provisions of each lease restricting the application of liens are not identical.

(4) The interest of the lessor is not subject to liens for improvements made by the lessee when the lessee is a mobile home owner who is leasing a mobile home lot in a mobile home park from the lessor.

Section 6. Paragraphs (a), (c), and (d) of subsection (1) of section 713.13, Florida Statutes, are amended to read:

713.13 Notice of commencement.—

(1)(a) Except for an improvement that is exempt ~~under pursuant to~~ s. 713.02(5), an owner or the owner's authorized agent before actually commencing to improve any real property, or recommencing completion of any improvement after default or abandonment, whether or not a project has a payment bond complying with s. 713.23, shall record a notice of commencement in the clerk's office and forthwith post either a certified copy thereof or a notarized statement that the notice of commencement has been filed for recording along with a copy thereof. The notice of commencement shall contain the following information:

1. A description sufficient for identification of the real property to be improved. The description should include the legal description of the property and also should include the street address and tax folio number of the property if available or, if there is no street address available, such additional information as will describe the physical location of the real property to be improved.

2. A general description of the improvement.

3. The name and address of the owner, the owner's interest in the site of the improvement, and the name and address of the fee simple titleholder, if other than such owner.

~~4. The name and address of the lessee, if the A lessee who contracts for the improvements as is an owner as defined in s. 713.01 under s. 713.01(23) and must be listed as the owner together with a statement that the ownership interest is a leasehold interest.~~

5.4. The name and address of the contractor.

~~6.5.~~ The name and address of the surety on the payment bond under s. 713.23, if any, and the amount of such bond.

~~7.6.~~ The name and address of any person making a loan for the construction of the improvements.

~~8.7.~~ The name and address within ~~the~~ state of a person other than himself or herself who may be designated by the owner as the person upon whom notices or other documents may be served under this part; and service upon the person so designated constitutes service upon the owner.

(c) If the contract between the owner and a contractor named in the notice of commencement expresses a period of time for completion for the construction of the improvement greater than 1 year, the notice of commencement must state that it is effective for a period of 1 year plus any additional period of time. Any payments made by the owner after the expiration of the notice of commencement are considered improper payments.

(d) A notice of commencement must be in substantially the following form:

Permit No..... Tax Folio No.....

NOTICE OF COMMENCEMENT

State of...

County of...

The undersigned hereby gives notice that improvement will be made to certain real property, and in accordance with Chapter 713, Florida Statutes, the following information is provided in this Notice of Commencement.

1. Description of property: \_\_\_\_\_ (legal description of the property, and street address if available) \_\_\_\_\_.

2. General description of improvement:.....



3.a. Owner: name and address.  
b. Owner's phone number:.... ~~Owner information or Lessee information if the Lessee contracted for the improvement:~~

~~a. Name and address:....~~  
c.~~b~~. Interest in property:.....  
d.~~e~~. Name and address of fee simple titleholder (if different from Owner listed above):.....

4.a. Lessee, if the lessee contracted for the improvement: (name and address).

b. Lessee's phone number:.....

5.a. Contractor: (name and address).

b. Contractor's phone number:.....

6.~~5~~. Surety (if applicable, a copy of the payment bond is attached):

a. Name and address:.....  
b. Phone number:.....  
c. Amount of bond: \$.....

7.a.~~6.a~~. Lender: (name and address).

b. Lender's phone number:.....

8.~~7~~. Persons within the State of Florida designated by Owner upon whom notices or other documents may be served as provided by Section 713.13(1)(a)8. ~~713.13(1)(a)7~~, Florida Statutes:

a. Name and address:.....  
b. Phone numbers of designated persons:.....

9.a.~~8.a~~. In addition to himself or herself, Owner designates ..... of ..... to receive a copy of the Lienor's Notice as provided in Section 713.13(1)(b), Florida Statutes.

b. Phone number of person or entity designated by owner:.....

10.~~9~~. Expiration date of notice of commencement (the expiration date will be 1 year ~~after from~~ the date of recording unless a different date is specified).....

WARNING TO OWNER: ANY PAYMENTS MADE BY THE OWNER AFTER THE EXPIRATION OF THE NOTICE OF COMMENCEMENT ARE CONSIDERED IMPROPER PAYMENTS UNDER CHAPTER 713, PART I, SECTION 713.13, FLORIDA STATUTES, AND CAN RESULT IN YOUR PAYING TWICE FOR IMPROVEMENTS TO YOUR PROPERTY. A NOTICE OF COMMENCEMENT MUST BE RECORDED AND POSTED ON THE JOB SITE BEFORE THE FIRST INSPECTION. IF YOU INTEND TO OBTAIN FINANCING, CONSULT WITH YOUR LENDER OR AN ATTORNEY BEFORE COMMENCING WORK OR RECORDING YOUR NOTICE OF COMMENCEMENT.

(Signature of Owner or Lessee, or Owner's or Lessee's Authorized Officer/Director/Partner/Manager)

(Signatory's Title/Office)

The foregoing instrument was acknowledged before me by means of  physical presence or acknowledged before me by means of  online notarization, this .... day of ...., (year) by (name of person) as (type of authority,...e.g. officer, trustee, attorney in fact) for (name of party on behalf of whom instrument was executed).

(Signature of Notary Public - State of Florida)

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known .... OR Produced Identification ....

Type of Identification Produced.....

Section 7. Subsections (1), (3), and (4) of section 713.132, Florida Statutes, are amended to read:

713.132 Notice of termination.—

(1) An owner may terminate the period of effectiveness of a notice of commencement by executing, swearing to, and recording a notice of termination that contains:

(a) The same information as the notice of commencement;

(b) The ~~official records' recording office document book and page reference numbers and recording date affixed by the recording office on~~ the recorded notice of commencement;

(c) A statement of the date as of which the notice of commencement is terminated, which date may not be earlier than 30 days after the notice of termination is recorded;

(d) A statement specifying that the notice applies to all the real property subject to the notice of commencement or specifying the portion of such real property to which it applies;

(e) A statement that all lienors have been paid in full; and

(f) A statement that the owner has, before recording the notice of termination, served a copy of the notice of termination ~~on the contractor and on each lienor who has a direct contract with the owner or who has timely served a notice to owner, and a statement that the owner will serve a copy of the notice of termination on each lienor who timely serves a notice to owner after the notice of termination has been recorded.~~ The owner is not required to serve a copy of the notice of termination on any lienor who has executed a waiver and release of lien upon final payment in accordance with s. 713.20.

(3) An owner may ~~not~~ record a notice of termination ~~at any time after except after completion of construction, or after construction ceases before completion~~ and all lienors have been paid in full or pro rata in accordance with s. 713.06(4).

(4) If an owner or a contractor, by fraud or collusion, knowingly makes any fraudulent statement or affidavit in a notice of termination or any accompanying affidavit, the owner and the contractor, or either of them, ~~as the case may be~~, is liable to any lienor who suffers damages as a result of the filing of the fraudulent notice of termination, and any such lienor has a right of action for damages ~~occasioned thereby~~.

~~(5)(4)~~ A notice of termination ~~must be served before recording on each lienor who has a direct contract with the owner and on each lienor who has timely and properly served a notice to owner in accordance with this part before the recording of the notice of termination. A notice of termination must be recorded in the official records of the county in which the improvement is located. If properly served before recording in accordance with this subsection, the notice of termination terminates the period of effectiveness of the notice of commencement 30 days after the notice of termination is recorded in the official records is effective to terminate the notice of commencement at the later of 30 days after recording of the notice of termination or a later the date stated in the notice of termination as the date on which the notice of commencement is terminated. However, if a lienor who began work under the notice of commencement before its termination lacks a direct contract with the owner and timely serves his or her notice to owner after the notice of termination has been recorded, the owner must serve a copy of the notice of termination upon such lienor, and the termination of the notice of commencement as to that lienor is effective 30 days after service of the notice of termination if the notice of termination has been served pursuant to paragraph (1)(f) on the contractor and on each lienor who has a direct contract with the owner or who has served a notice to owner.~~

Section 8. Section 713.18, Florida Statutes, is amended to read:

713.18 Manner of serving ~~documents notices and other instruments~~.

(1) ~~Unless otherwise specifically provided by law, service of any document notices, claims of lien, affidavits, assignments, and other instruments permitted or required under this part, s. 255.05, or s. 337.18,~~

or copies thereof when so permitted or required, ~~unless otherwise specifically provided in this part~~, must be made by one of the following methods:

(a) By ~~hand actual~~ delivery to the person to be served; if a partnership, to one of the partners; if a corporation, to an officer, director, managing agent, or business agent; or, if a limited liability company, to a member or manager.

(b) By common carrier delivery service or by registered, Global Express Guaranteed, or certified mail to the person to be served, with postage or shipping paid by the sender and with evidence of delivery, which may be in an electronic format.

(c) By posting on the site of the improvement if service as provided by paragraph (a) or paragraph (b) cannot be accomplished.

(2) Notwithstanding subsection (1), service of a notice to owner or a preliminary notice to contractor under *this part*, s. 255.05, or s. 337.18, ~~or s. 713.23~~ is effective as of the date of mailing and the requirements for service under this section have been satisfied if:

(a) The notice is mailed by registered, Global Express Guaranteed, or certified mail, with postage prepaid, to the person to be served and addressed as prescribed at any of the addresses set forth in subsection (3);

(b) The notice is mailed within 40 days after the date the lienor first furnishes labor, services, or materials; and

(c)1. The person who served the notice maintains a registered or certified mail log that shows the registered or certified mail number issued by the United States Postal Service, the name and address of the person served, and the date stamp of the United States Postal Service confirming the date of mailing; or

2. The person who served the notice maintains electronic tracking records approved or generated by the United States Postal Service containing the postal tracking number, ~~the name and address of the person served~~, and verification of the date of receipt by the United States Postal Service.

(3)(a) Notwithstanding subsection (1), service of a document under an instrument pursuant to this section is effective on the date of mailing or shipping, and the requirements for service under this section have been satisfied, ~~the instrument~~ if it:

1. The document is sent to the last address shown in the notice of commencement or any amendment thereto or, in the absence of a notice of commencement, to the last address shown in the building permit application, or to the last known address of the person to be served; and

2. The document is returned as being "refused," "moved, not forwardable," or "unclaimed," or is otherwise not delivered or deliverable through no fault of the person serving the document item.

(b) If the address shown in the notice of commencement or any amendment thereto to the notice of commencement, or, in the absence of a notice of commencement, in the building permit application, is incomplete for purposes of mailing or delivery, the person serving the document item may complete the address and properly format it according to United States Postal Service addressing standards using information obtained from the property appraiser or another public record without affecting the validity of service under this section.

(4) A document notice served by a lienor on one owner or one partner of a partnership owning the real property is deemed served on notice to all owners and partners.

Section 9. Subsections (4), (5), (6), and (8) of section 713.20, Florida Statutes, are amended to read:

713.20 Waiver or release of liens.—

(4) When a lienor is required to execute a waiver or release of lien in exchange for, or to induce payment of, a progress payment, the waiver or release must ~~may~~ be in substantially the following form:

WAIVER AND RELEASE OF LIEN UPON PROGRESS PAYMENT

The undersigned lienor, in consideration of the sum of \$...., hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished through (insert date) to (insert the name of your customer) on the job of (insert the name of the owner) to the following property:

(description of property)

This waiver and release does not cover any retention or labor, services, or materials furnished after the date specified.

DATED on ...., (year). (Lienor)

By: .....

(5) When a lienor is required to execute a waiver or release of lien in exchange for, or to induce payment of, the final payment, the waiver and release must ~~may~~ be in substantially the following form:

WAIVER AND RELEASE OF LIEN UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of \$....., hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to (insert the name of your customer) on the job of (insert the name of the owner) to the following described property:

(description of property)

DATED on ...., (year). (Lienor)

By: .....

(6) A person may not require a lienor to provide ~~furnish~~ a lien waiver or release of lien that is different from the forms in subsection (4) or subsection (5).

~~(8) A lien waiver or lien release that is not substantially similar to the forms in subsections (4) and (5) is enforceable in accordance with the terms of the lien waiver or lien release.~~

Section 10. Section 713.21, Florida Statutes, is amended to read:

713.21 Discharge of lien.—A lien properly perfected under this chapter may be discharged, or released in whole or in part, by any of the following methods:

(1) By entering satisfaction of the lien upon the margin of the record thereof in the clerk's office when not otherwise prohibited by law. This satisfaction shall be signed by the lienor, the lienor's agent or attorney and attested by said clerk. Any person who executes a claim of lien ~~has~~ shall have authority to execute a satisfaction in the absence of actual notice of lack of authority to any person relying on the same.

(2) By the satisfaction or release of the lienor, duly acknowledged and recorded in the clerk's office. The satisfaction or release must include the lienor's notarized signature and set forth the official records' reference numbers and recording date affixed by the recording office on the subject lien. Any person who executes a claim of lien ~~has~~ shall have authority to execute a satisfaction or release in the absence of actual notice of lack of authority to any person relying on the same.

(3) By failure to begin an action to enforce the lien within the time prescribed in this part.

(4) By an order of the circuit court of the county where the property is located, as provided in this subsection. Upon filing a complaint therefor by any interested party the clerk shall issue a summons to the lienor to show cause within 20 days why his or her lien should not be enforced by action or vacated and canceled of record. Upon failure of the lienor to show cause why his or her lien should not be enforced or the lienor's failure to commence such action before the return date of the summons the court shall forthwith order cancellation of the lien.

(5) By recording in the clerk's office the original or a certified copy of a judgment or decree of a court of competent jurisdiction showing a final determination of the action.

Section 11. Paragraph (d) of subsection (1) of section 713.23, Florida Statutes, is amended to read:

713.23 Payment bond.—

(1)

(d) In addition, a lienor who has not received payment for furnishing his or her labor, services, or materials must, as a condition precedent to recovery under the bond, serve a written notice of nonpayment on the contractor and a copy of the notice on the surety. The notice must be under oath and served during the progress of the work or thereafter, but may not be served later than 90 days after the final furnishing of labor, services, or materials by the lienor, or, with respect to rental equipment, later than 90 days after the date the rental equipment was on the job site and available for use. A notice of nonpayment that includes sums for retainage must specify the portion of the amount claimed for retainage. The required notice satisfies this condition precedent with respect to the payment described in the notice of nonpayment, including unpaid finance charges due under the lienor's contract, and with respect to any other payments which become due to the lienor after the date of the notice of nonpayment. The time period for serving a notice of nonpayment is shall be measured from the last day of furnishing labor, services, or materials by the lienor and may not be measured by other standards, such as the issuance of a certificate of occupancy or the issuance of a certificate of substantial completion. The failure of a lienor to receive retainage sums not in excess of 10 percent of the value of labor, services, or materials furnished by the lienor is not considered a nonpayment requiring the service of the notice provided under this paragraph. If the payment bond is not recorded before commencement of construction, the time period for the lienor to serve a notice of nonpayment may at the option of the lienor be calculated from the date specified in this section or the date the lienor is served a copy of the bond. However, the limitation period for commencement of an action on the payment bond as established in paragraph (e) may not be expanded. The negligent inclusion or omission of any information in the notice of nonpayment that has not prejudiced the contractor or surety does not constitute a default that operates to defeat an otherwise valid bond claim. A lienor who serves a fraudulent notice of nonpayment forfeits his or her rights under the bond. A notice of nonpayment is fraudulent if the lienor has willfully exaggerated the amount unpaid, willfully included a claim for work not performed or materials not furnished for the subject improvement, or prepared the notice with such willful and gross negligence as to amount to a willful exaggeration. However, a minor mistake or error in a notice of nonpayment, or a good faith dispute as to the amount unpaid, does not constitute a willful exaggeration that operates to defeat an otherwise valid claim against the bond. The service of a fraudulent notice of nonpayment is a complete defense to the lienor's claim against the bond. The notice under this paragraph must include the following information, current as of the date of the notice, and must be in substantially the following form:

NOTICE OF NONPAYMENT

To (name of contractor and address)
(name of surety and address)

The undersigned lienor notifies you that:

- 1. The lienor has furnished (describe labor, services, or materials) for the improvement of the real property identified as (property description). The corresponding amount unpaid to date is \$ ..., of which \$ ... is unpaid retainage.
2. The lienor has been paid to date the amount of \$... for previously furnishing (describe labor, services, or materials) for this improvement.
3. The lienor expects to furnish (describe labor, services, or materials) for this improvement in the future (if known), and the corresponding amount expected to become due is \$ ... (if known).

I declare that I have read the foregoing Notice of Nonpayment and that the facts stated in it are true to the best of my knowledge and belief.

DATED on ....., .....

(signature and address of lienor)

STATE OF FLORIDA

COUNTY OF.....

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or sworn to (or affirmed) by online notarization, this ... day of ..., (year), by (name of signatory)

(Signature of Notary Public - State of Florida)

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known ..... OR Produced Identification .....

Type of Identification Produced .....

Section 12. Section 713.235, Florida Statutes, is amended to read:

713.235 Waivers of right to claim against payment bond; forms.—

(1) When a person is required to execute a waiver of his or her right to make a claim against a payment bond provided under pursuant to s. 713.23 or s. 713.245, in exchange for, or to induce payment of, a progress payment, the waiver must may be in substantially the following form:

WAIVER OF RIGHT TO CLAIM AGAINST THE PAYMENT BOND (PROGRESS PAYMENT)

The undersigned, in consideration of the sum of \$... hereby waives its right to claim against the payment bond for labor, services, or materials furnished through (insert date), to (insert the name of your customer) on the job of (insert the name of the owner), for improvements to the following described project:

(description of project)

This waiver does not cover any retention or any labor, services, or materials furnished after the date specified.

DATED on ...

(Lienor)

By:.....

(2) When a person is required to execute a waiver of his or her right to make a claim against a payment bond provided under pursuant to s. 713.23 or s. 713.245, in exchange for, or to induce payment of, the final payment, the waiver must may be in substantially the following form:

WAIVER OF RIGHT TO CLAIM AGAINST THE PAYMENT BOND (FINAL PAYMENT)

The undersigned, in consideration of the final payment in the amount of \$..., hereby waives its right to claim against the payment bond for labor, services, or materials furnished to (insert the name of your customer) on the job of (insert the name of the owner), for improvements to the following described project:

(description of project)

DATED on ...

(Lienor)

By:.....

(3) A person may not require a claimant to provide furnish a waiver that is different from the forms in subsections (1) and (2).

(4) A person who executes a waiver in exchange for a check may condition the waiver on payment of the check.

(5) A waiver that is not substantially similar to the forms in this section is enforceable in accordance with its terms.

And the directory clause is amended as follows:

Delete line 48 and insert:

Section 1. Paragraphs (a) through (d) and (f) of subsection (2)

And the title is amended as follows:

Delete lines 6-41 and insert: requiring that specified waivers be in a certain form; requiring that service of documents be made in a specified manner; amending s. 337.18, F.S.; providing that certain waivers apply to certain contracts; requiring that service of documents be made in a specified manner; amending s. 713.01, F.S.; revising definitions; amending s. 713.09, F.S.; authorizing a lienor to record one claim of lien for multiple direct contracts; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; revising information to be included in a notice of commencement; revising the process for notarizing a notice of commencement; amending s. 713.132, F.S.; revising requirements for a notice of termination; amending s. 713.18, F.S.; requiring that service of documents relating to construction bonds be made in a specified manner; requiring that specified waivers and releases be in a certain form; making technical changes; amending s. 713.20, F.S.; requiring specified waivers or releases be in a certain form; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; amending s. 713.235, F.S.; requiring that specified waivers be in a certain form;

On motion by Senator Perry, by two-thirds vote, CS for SB 622, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of CS for CS for CS for SB 90 was deferred.

SB 770—A bill to be entitled An act relating to military affairs; amending s. 110.205, F.S.; deleting a provision requiring that certain military personnel have the same salary and benefits as career service employees; amending s. 121.055, F.S.; revising the list of positions in the Department of Military Affairs subject to compulsory membership in the Senior Management Service Class of the Florida Retirement System; amending s. 250.10, F.S.; modifying minimum qualifications and duties of the Adjutant General; modifying the minimum qualifications for additional officers appointed by the Adjutant General; amending s. 250.35, F.S.; designating the provisions of ch. 250, F.S., and the Uniform Code of Military Justice as the Florida Code of Military Justice; specifying that a court-martial is an administrative procedure under the executive branch of state government; revising procedures applicable to various court-martial proceedings; revising the types of punishments a person found guilty in a court-martial proceeding is subject to; authorizing certain commanders to suspend punishment, subject to specified limitations; authorizing Florida National Guard regulations to provide for nonjudicial punishment; specifying the authority of certain commanders to reduce grades of enlisted personnel,

subject to specified limitations; modifying procedures governing appeals of a court-martial finding and sentence; amending s. 250.351, F.S.; revising provisions governing the applicability of ch. 250, F.S., and the Florida Code of Military Justice; specifying conditions under which subject matter jurisdiction is established in certain cases; amending s. 250.36, F.S.; authorizing the Adjutant General, the Adjutant General's designee, or a military judge to issue and execute search authorizations under specified circumstances; amending s. 250.375, F.S.; revising authorization for certain physicians serving as medical officers with, or in support of, the Florida National Guard to practice medicine under certain circumstances; amending s. 250.40, F.S.; revising the composition of the Armory Board; authorizing board members to request excusal from an Armory Board meeting; providing for the designation of an alternate board member in the event of an excusal; modifying a provision governing the length of the term of board members; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of SB 770, pursuant to Rule 3.11(3), there being no objection, CS for HB 873 was withdrawn from the Committee on Appropriations.

On motion by Senator Burgess—

CS for HB 873—A bill to be entitled An act relating to military affairs; amending s. 110.205, F.S.; removing requirements for certain military positions to have the same salary and benefits as career service positions; amending s. 121.055, F.S.; revising military positions required to participate in the Senior Management Service Class; amending s. 250.10, F.S.; revising requirements for appointment as Adjutant General, Assistant Adjutant General for Army, and Assistant Adjutant General for Air; requiring the Adjutant General to serve as the Commanding General of the state's organized militia; amending s. 250.35, F.S.; establishing the Florida Code of Military Justice (FCMJ); authorizing courts-martial to try a member of the Florida National Guard for offenses punishable by the FCMJ; specifying that courts-martial are administrative proceedings in the executive branch; revising procedures and personnel qualifications for convening and trial of general, special, and summary courts-martial; prohibiting delegation of the duty of convening such courts-martial; revising punishments that may be adjudged by such courts; revising provisions relating to imposition of nonjudicial punishment; revising punishments that may be adjudged; authorizing and providing requirements for suspension of nonjudicial punishment; specifying types of nonjudicial punishment; authorizing certain commanders to reduce personnel pay grades; authorizing appeal of a specific charge or specification; providing appeal requirements; amending s. 250.36, F.S.; authorizing any military judge to issue pretrial confinement warrants, subpoenas, and subpoenas duces tecum; authorizing the Adjutant General or a military judge to issue and execute search authorizations under certain circumstances; revising provisions related to care required to be provided by a sheriff or jailer to a person convicted by court-martial; amending s. 250.40, F.S.; revising membership, terms, and meeting requirements of the Armory Board; amending s. 250.351, F.S.; providing that members of the Florida National Guard are subject to the FCMJ whether in civilian or military status; providing requirements for establishment of jurisdiction; removing references to a court of inquiry; amending s. 250.375, F.S.; revising circumstances under which a physician may practice medicine during an emergency, a disaster, or federal military training; providing an effective date.

—a companion measure, was substituted for SB 770 and read the second time by title.

On motion by Senator Burgess, by two-thirds vote, CS for HB 873 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Book	Broxson
Albritton	Boyd	Burgess
Ausley	Bracy	Cruz
Baxley	Bradley	Diaz
Bean	Brandes	Farmer
Berman	Brodeur	Gainer

Garcia	Passidomo	Stargel
Gibson	Perry	Stewart
Gruters	Pizzo	Taddeo
Harrell	Polsky	Thurston
Hooper	Powell	Torres
Hutson	Rodrigues	Wright
Jones	Rodriguez	
Mayfield	Rouson	

Nays—None

**CS for CS for SB 804**—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; providing criminal penalties for making certain false representations or omissions of material facts when applying for service provider licenses; amending s. 397.415, F.S.; requiring the Department of Children and Families to suspend a service provider's license under certain circumstances; amending ss. 397.487 and 397.4871, F.S.; expanding the applicability of certain exemptions for disqualification to applications for certification of a recovery residence or a recovery residence administrator, respectively; amending s. 397.4873, F.S.; revising civil penalties; requiring the department to suspend a service provider's license under certain circumstances; amending s. 553.80, F.S.; specifying that certain dwellings converted to recovery residences do not have a change of occupancy under the Florida Building Code due to such conversion; amending s. 633.208, F.S.; prohibiting the reclassification of certain dwellings certified as recovery residences for purposes of enforcing the Florida Fire Prevention Code; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for CS for SB 804** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for SB 902** was deferred.

**CS for CS for SB 1070**—A bill to be entitled An act relating to estates and trusts; amending s. 69.031, F.S.; requiring the court to allow an officer to elect to post and maintain a certain bond; requiring the court to vacate or terminate an order under certain circumstances; making technical changes; amending s. 732.507, F.S.; providing that certain provisions of a will are void upon dissolution of marriage; specifying when dissolution of marriage occurs; providing applicability; amending s. 736.0103, F.S.; defining terms; revising the definition of the term "terms of a trust"; amending s. 736.0105, F.S.; revising the exceptions for when the terms of a trust do not prevail over provisions of the Florida Trust Code; amending s. 736.0201, F.S.; authorizing certain proceedings to determine the homestead status of real property owned by a trust to be filed in the probate proceeding for the settlor's estate; requiring that such proceedings be governed by the Florida Probate Rules; amending s. 736.0603, F.S.; transferring provisions that authorize a trustee to follow certain directions; amending s. 736.0703, F.S.; conforming provisions to changes made by the act; repealing s. 736.0808, F.S., relating to powers to direct; amending s. 736.1008, F.S.; specifying that certain claims barred against a trustee or trust director

are also barred against certain persons acting for that trustee or trust director; conforming provisions to changes made by the act; amending s. 736.1017, F.S.; revising the information required to be included in a certification of trust; amending s. 736.1105, F.S.; revising the effects that subsequent marriages, births, adoptions, or dissolutions of marriage have on a revocable trust; providing construction; providing applicability; creating s. 736.1109, F.S.; specifying how title passes for certain devises of homesteads which violate the State Constitution; specifying that certain powers do not subject an interest in a protected homestead to certain claims; providing applicability; creating part XIV of ch. 736, F.S., entitled the "Florida Uniform Directed Trust Act"; creating s. 736.1401, F.S.; providing a short title; creating s. 736.1403, F.S.; providing applicability; providing for the validity of certain terms in a directed trust which designate principal places of administration; creating s. 736.1405, F.S.; defining the term "power of appointment"; providing applicability; specifying the types of powers granted to persons other than trustees; creating s. 736.1406, F.S.; authorizing the terms of a trust to grant a power of direction to a trust director; specifying the powers included in a power of direction; creating s. 736.1407, F.S.; providing for limitations on trust directors; creating s. 736.1408, F.S.; providing duties and liabilities for trust directors; creating s. 736.1409, F.S.; providing duties and liabilities for directed trustees; creating s. 736.141, F.S.; requiring a trustee to provide certain information to a trust director; requiring a trust director to provide certain information to a trustee or another trust director and a qualified beneficiary; providing that a trustee or a trust director acting in reliance on certain information is not liable for a breach of trust in certain circumstances; creating s. 736.1411, F.S.; specifying that trustees and trust directors do not have a duty to monitor, inform, or advise specified persons under certain circumstances; creating s. 736.1412, F.S.; transferring provisions relating to the appointment of trustees; creating s. 736.1413, F.S.; providing limitations on actions against trust directors; creating s. 736.1414, F.S.; authorizing trust directors to assert specified defenses in certain actions; creating s. 736.1415, F.S.; specifying that a trust director submits to specified personal jurisdiction by accepting appointment as a trust director; providing construction; creating s. 736.1416, F.S.; requiring trust directors to be considered a trustee for certain purposes; authorizing certain persons to make a specified written demand to accept or confirm prior acceptance of trust directorships; creating part XV of ch. 736, F.S., entitled the "Community Property Trust Act"; creating s. 736.1501, F.S.; providing a short title; creating s. 736.1502, F.S.; defining terms; creating s. 736.1503, F.S.; providing that an arrangement is a community property trust in certain circumstances; creating s. 736.1504, F.S.; authorizing settlor spouses to agree upon certain terms in an agreement establishing a community property trust; specifying when a community property trust may be amended or revoked; specifying qualified beneficiaries of community property trusts; creating s. 736.1505, F.S.; providing that settlor spouses may classify any property as community property by transferring that property to a community property trust regardless of domicile; providing for enforceability and duration of a community property trust; providing that the right to manage and control certain property is determined by the terms of the trust agreement; providing the effect of distributions from a community property trust; creating s. 736.1506, F.S.; providing for the satisfaction of obligations incurred by one or both spouses from a community property trust; creating s. 736.1507, F.S.; providing for the disposition or distribution of certain property upon the death of a spouse; creating s. 736.1508, F.S.; providing for the termination of a community property trust upon dissolution of marriage; creating s. 736.1509, F.S.; providing that a community property trust does not adversely affect certain rights of a child; creating s. 736.151, F.S.; providing that certain property held in a community property trust qualifies as homestead property; creating s. 736.1511, F.S.; providing for the application of the Internal Revenue Code to a community property trust; creating s. 736.1512, F.S.; providing that a community property trust is not enforceable in certain circumstances; amending ss. 736.0802, 736.08125, and 738.104, F.S.; conforming cross-references; amending s. 744.3679, F.S.; conforming a provision to changes made by the act; providing a directive to the Division of Law Revision; providing for severability; providing effective dates.

—was read the second time by title.

Senator Berman moved the following amendment:

**Amendment 1 (215478)**—Delete lines 862-1063 and insert:

(b) *Entry of a decree of legal separation maintenance by a court of competent jurisdiction in another state that recognizes legal separation or maintenance under its laws.*

(5) “During marriage” means a period that begins at marriage and ends upon the dissolution of marriage or upon the death of a spouse.

(6) “Qualified trustee” means either:

- (a) A natural person who is a resident of the state; or
- (b) A company authorized to act as a trustee in the state.

A qualified trustee’s powers include, but are not limited to, maintaining records for the trust on an exclusive or a nonexclusive basis and preparing or arranging for the preparation of, on an exclusive or a non-exclusive basis, any income tax returns that must be filed by the trust.

(7) “Settlor spouses” means a married couple who establishes a community property trust pursuant to this part.

Section 31. Section 736.1503, Florida Statutes, is created to read:

**736.1503 Requirements for community property trust.**—An arrangement is a community property trust if one or both settlor spouses transfer property to a trust that:

- (1) Expressly declares that the trust is a community property trust within the meaning of this part.
- (2) Has at least one trustee who is a qualified trustee, provided that both spouses or either spouse also may be a trustee.
- (3) Is signed by both settlor spouses consistent with the formalities required for the execution of a trust under this chapter.
- (4) Contains substantially the following language in capital letters at the beginning of the community property trust agreement:

**THE CONSEQUENCES OF THIS COMMUNITY PROPERTY TRUST MAY BE VERY EXTENSIVE, INCLUDING, BUT NOT LIMITED TO, YOUR RIGHTS WITH RESPECT TO CREDITORS AND OTHER THIRD PARTIES, AND YOUR RIGHTS WITH YOUR SPOUSE DURING THE COURSE OF YOUR MARRIAGE, AT THE TIME OF A DIVORCE, AND UPON THE DEATH OF YOU OR YOUR SPOUSE. ACCORDINGLY, THIS TRUST AGREEMENT SHOULD BE SIGNED ONLY AFTER CAREFUL CONSIDERATION. IF YOU HAVE ANY QUESTIONS ABOUT THIS TRUST AGREEMENT, YOU SHOULD SEEK COMPETENT AND INDEPENDENT LEGAL ADVICE. ALTHOUGH NOT A REQUIREMENT, IT IS STRONGLY ADVISABLE THAT EACH SPOUSE OBTAIN THEIR OWN SEPARATE LEGAL COUNSEL PRIOR TO THE EXECUTION OF THIS TRUST.**

Section 32. Section 736.1504, Florida Statutes, is created to read:

**736.1504 Agreement establishing community property trust; amendments and revocation.**—

- (1) In the agreement establishing a community property trust, the settlor spouses may agree upon:
  - (a) The rights and obligations in the property transferred to the trust, notwithstanding when and where the property is acquired or located.
  - (b) The management and control of the property transferred into the trust.
  - (c) The disposition of the property transferred to the trust on dissolution, death, or the occurrence or nonoccurrence of another event, subject to ss. 736.1507 and 736.1508.
  - (d) Whether the trust is revocable or irrevocable.
  - (e) Any other matter that affects the property transferred to the trust and does not violate public policy or general law imposing a criminal penalty, or result in the property not being treated as community property under the laws of a relevant jurisdiction.
- (2) In the event of the death of a settlor spouse, the surviving spouse may amend a community property trust regarding the disposition of that spouse’s one-half share of the community property, regardless of whether the agreement provides that the community property trust is irrevocable.

(3) A community property trust may be amended or revoked by the settlor spouses unless the agreement itself specifically provides that the community property trust is irrevocable.

(4) Notwithstanding any other provision of this code, the settlor spouses shall be deemed to be the only qualified beneficiaries of a community property trust until the death of one of the settlor spouses, regardless of whether the trust is revocable or irrevocable. After the death of one of the settlor spouses, the surviving spouse shall be deemed to be the only qualified beneficiary as to his or her share of the community property trust.

Section 33. Section 736.1505, Florida Statutes, is created to read:

**736.1505 Classification of property as community property; enforcement; duration; management and control; effect of distributions.**—

- (1) Whether both, one, or neither is domiciled in the state, settlor spouses may classify any or all of their property as community property by transferring that property to a community property trust and providing in the trust that the property is community property pursuant to this part.
- (2) A community property trust is enforceable without consideration.
- (3) All property owned by a community property trust is community property under the laws of the state during the marriage of the settlor spouses.
- (4) The right to manage and control property that is transferred to a community property trust is determined by the terms of the trust agreement.
- (5) When property is distributed from a community property trust, the property shall no longer constitute community property within the meaning of this part, provided that community property as classified by a jurisdiction other than the state retains its character as community property to the extent otherwise provided by ss. 732.216-732.228.

Section 34. Section 736.1506, Florida Statutes, is created to read:

**736.1506 Satisfaction of obligations.**—Except as provided in s. 4, Art. X of the State Constitution:

- (1) An obligation solely incurred by one settlor spouse before or during the marriage may be satisfied from that settlor spouse’s one-half share of a community property trust, unless otherwise provided in the community property trust agreement.
- (2) An obligation incurred by both spouses during the marriage may be satisfied from a community property trust of the settlor spouses.

Section 35. Section 736.1507, Florida Statutes, is created to read:

**736.1507 Death of a spouse.**—Upon the death of a spouse, one-half of the aggregate value of the property held in a community property trust established by the settlor spouses reflects the share of the surviving spouse and is not subject to testamentary disposition by the decedent spouse or distribution under the laws of succession of the state. The other one-half of the value of that property reflects the share of the decedent spouse and is subject to testamentary disposition or distribution under the laws of succession of the state. Unless provided otherwise in the community property trust agreement, the trustee has the power to distribute assets of the trust in divided or undivided interests and to adjust resulting differences in valuation. A distribution in kind may be made on the basis of a non-pro rata division of the aggregate value of the trust assets, on the basis of a pro rata division of each individual asset, or by using both methods. The decedent’s spouse’s one-half share shall not be included in the elective estate.

Section 36. Section 736.1508, Florida Statutes, is created to read:

**736.1508 Dissolution of marriage.**—

- (1) Upon the dissolution of the marriage of the settlor spouses, the community property trust shall terminate and the trustee shall distribute one-half of the trust assets to each spouse in accordance with subsection (3). For purposes of this act, s. 61.075 does not apply to the

disposition of the assets and liabilities held in a community property trust.

(2) The initiation of an action to dissolve the settlor spouses' marriage does not automatically terminate the community property trust unless otherwise agreed to by the settlor spouses in writing or otherwise ordered by the court having jurisdiction over the dissolution proceedings between the settlor spouses. However, if an action to dissolve the settlor spouses' marriage remains pending for 180 days, the trust automatically terminates and the trustee must distribute one-half of the trust assets to each spouse in accordance with subsection (3), unless any of the following apply:

(a) A settlor spouse objects to the termination within 180 days following the filing of the dissolution action. At which time, either party may request that the court having jurisdiction over the dissolution proceedings between the settlor spouses determine if good cause exists to terminate the community property trust during the pendency of the dissolution of marriage action.

(b) The court having jurisdiction over the dissolution proceedings between the settlor spouses enters an order directing otherwise.

(c) The settlor spouses otherwise agree, in writing, while the dissolution of marriage action is pending.

(d) The community property trust agreement provides otherwise.

(3) Unless provided otherwise in the community property trust agreement, the trustee has the power to distribute assets of the trust in divided or undivided interests and to adjust resulting differences in valuation. A distribution in kind may be made on the basis of a non-pro rata division of the aggregate value of the trust assets, on the basis of a pro rata division of each individual asset, or by using both methods. A trustee may not distribute real property or business interests in a manner that would leave the settlor spouses as co-owners of such assets post dissolution of the settlor spouses' marriage or termination of the community property trust, unless otherwise agreed to by the settlor spouses in a separate written agreement executed during the dissolution of marriage action. Notwithstanding any other provision of this section, the community property trust agreement cannot be terminated, and the assets cannot be distributed, in a manner that could cause the trust assets to not be treated as community property.

(4) The court having jurisdiction over the dissolution proceedings between the settlor spouses has personal and subject matter jurisdiction over the settlor spouses and the trustee of the community property trust for the purpose of effectuating the distribution of the community property trust assets consistent with the terms of the community property trust agreement, in a manner ensuring that the trust assets retain their community property character.

Section 37. Section 736.1509, Florida Statutes, is created to read:

736.1509 Right of child to support.—A community property trust does not adversely affect the right of a child of the settlor spouses to support, pursuant to s. 61.30 or the applicable law of another jurisdiction, that either spouse would be required to give under the applicable laws of the settlor spouses' state of domicile.

Section 38. Section 736.151, Florida Statutes, is created to read:

736.151 Homestead property.—

(1) Property that is transferred to or acquired subject to a community property trust may continue to qualify or may initially qualify as the settlor spouses' homestead within the meaning of s. 4(a)(1), Art. X of the State Constitution and for all purposes of general law, provided that the property would qualify as the settlor spouses' homestead if title was held in one or both of the settlor spouses' individual names.

(2) The settlor spouses shall be deemed to have beneficial title in equity to the homestead property held subject to a community property trust for all purposes, including for purposes of s. 196.031.

Section 39. Section 736.1511, Florida Statutes, is created to read:

736.1511 Application of Internal Revenue Code; community property classified by another jurisdiction.—For purposes of the application of s.

1014(b)(6) of the Internal Revenue Code of 1986, 26 U.S.C. s. 1014(b)(6), as of January 1, 2021, a community property trust is considered a trust established under the community property laws of the state. Community property, as classified by a jurisdiction other than this state, which is transferred to a community property trust retains its character as community property while in the trust. If the trust is revoked and property is transferred on revocation of the trust, the community property as classified by a jurisdiction other than the state retains its character as community property to the extent otherwise provided by ss. 732.216-732.228.

Section 40. Section 736.1512, Florida Statutes, is created to read:

736.1512 Unenforceable trusts.—

(1) A community property trust executed during marriage is not enforceable if the spouse against whom enforcement is sought proves that:

(a) The trust was unconscionable when made;

(b) The spouse against whom enforcement is sought did not execute the community property trust agreement voluntarily;

(c) The community property trust agreement was the product of fraud, duress, coercion, or overreaching; or

(d) Before execution of the community property trust agreement, the spouse against whom enforcement is sought:

1. Was not given a fair and reasonable disclosure of the property and financial obligations of the other spouse.

2. Did not voluntarily sign a written waiver expressly waiving right to disclosure of the property and financial obligations of the other spouse beyond the disclosure provided.

3. Did not have notice of the property or financial obligations of the other spouse.

(2) Whether a community property trust is unconscionable shall be determined by a court as a matter of law.

(3) A community property trust may not be deemed unenforceable solely on the fact that the settlor spouses did not have separate legal representation when executing the community property trust agreement.

Senator Berman moved the following amendment to **Amendment 1 (215478)** which was adopted:

**Amendment 1A (880488)**—Between lines 119 and 120 insert: a greater amount is

**Amendment 1 (215478)**, as amended, was adopted.

On motion by Senator Berman, by two-thirds vote, **CS for CS for SB 1070**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

CS for CS for SB 1024—A bill to be entitled An act relating to increasing access to mental health care; creating s. 624.36, F.S.; requiring the Department of Financial Services to submit a specified report to the Governor and Legislature by a specified date; specifying the minimum information the report must contain; requiring the department to make certain information available on its website; creating ss. 627.4215 and 641.31085, F.S.; requiring insurers and health maintenance organizations, respectively, to disclose specified information on their websites; requiring insurers and health maintenance organizations, respectively, to annually provide certain direct notices to insureds or subscribers; providing an effective date.

—was read the second time by title.

Pending further consideration of CS for CS for SB 1024, pursuant to Rule 3.11(3), there being no objection, CS for HB 701 was withdrawn from the Committee on Appropriations.

On motion by Senator Brodeur—

CS for HB 701—A bill to be entitled An act relating to behavioral health care services coverage and access; creating s. 624.36, F.S.; requiring the Department of Financial Services to submit a report relating to behavioral health care services and benefits to the Governor and the Legislature by a specified date; specifying the minimum information the report must contain; requiring the department to make certain information available on its website; creating ss. 627.4215 and 641.31085, F.S.; requiring health insurers and health maintenance organizations, respectively, to disclose specified information on their websites; requiring health insurers and health maintenance organizations, respectively, to annually provide certain direct notices to insureds or subscribers; providing an effective date.

—a companion measure, was substituted for CS for CS for SB 1024 and read the second time by title.

On motion by Senator Brodeur, by two-thirds vote, CS for HB 701 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

CS for SB 1934—A bill to be entitled An act relating to health care practitioner discipline; amending s. 456.072, F.S.; subjecting health care practitioners to disciplinary action for specified offenses; amending s. 456.074, F.S.; revising provisions relating to immediate suspension of licensure to apply to all health care practitioners; requiring the Department of Health to issue emergency orders to suspend health care practitioners' licenses if they enter a criminal plea to, or are convicted or found guilty of, a felony relating to homicide or are arrested for committing or attempting, soliciting, or conspiring to commit acts that would constitute violations of specified criminal offenses; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, CS for SB 1934 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

CS for CS for SB 1060—A bill to be entitled An act relating to limitation of liability for voluntary engineering or architectural services; creating s. 768.38, F.S.; defining the term “structures specialist”; exempting engineers, architects, and structures specialists from liability for certain voluntary engineering or architectural services under certain circumstances; providing applicability; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (379306)—Delete lines 41-42 and insert: only to services provided within 90 days of the first declaration of a particular federal, state, or local emergency.

On motion by Senator Bradley, by two-thirds vote, CS for CS for SB 1060, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

CS for SB 1288—A bill to be entitled An act relating to assets of an estate in administration; amending s. 69.031, F.S.; deleting a requirement that assets of an estate in administration may be placed in a savings and loan association only if such savings and loan association is a member of the Federal Savings and Loan Insurance Corporation and doing business in this state; providing an effective date.

—was read the second time by title.



Pending further consideration of **CS for SB 1288**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6077** was withdrawn from the Committee on Rules.

On motion by Senator Boyd—

**CS for HB 6077**—A bill to be entitled An act relating to assets of an estate in administration; amending s. 69.031, F.S.; removing a requirement that assets of an estate in administration may only be placed in a savings and loan association if it meets specified requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 1288** and read the second time by title.

On motion by Senator Boyd, by two-thirds vote, **CS for HB 6077** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 1234**—A bill to be entitled An act relating to false reports of crimes; amending s. 817.49, F.S.; defining the term “public safety agency”; authorizing enhanced fines for the willful making of false reports of crimes under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1234**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 371** was withdrawn from the Committee on Rules.

On motion by Senator Boyd, the rules were waived and—

**CS for HB 371**—A bill to be entitled An act relating to false reports of crimes; amending s. 817.49, F.S.; providing a definition; providing enhanced criminal penalties for the willful making of false reports of crimes in certain circumstances; requiring a court to order restitution; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—a companion measure, was substituted for **CS for SB 1234** and read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Boyd moved the following amendment which was adopted:

**Amendment 1 (631948)**—Delete lines 35-256 and insert:

1. *Great bodily harm, permanent disfigurement, or permanent disability to any person as a proximate result of lawful conduct arising out of a response, the person making such report commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

2. *Death to any person as a proximate result of lawful conduct arising out of a response, the person making such report commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(3) *A court shall order any person convicted of violating this section to pay restitution, which shall include full payment for any cost incurred by a responding public safety agency.*

Section 2. Paragraphs (c) and (f) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(c) LEVEL 3

Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
316.066(3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
327.35(2)(b)	3rd	Felony BUI.
328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
379.2431(1)(e)5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
379.2431(1)(e)6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.	817.234(8)(b) & (c) 817.234(11)(a)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.
379.2431(1)(e)7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.	817.236	3rd	Filing a false motor vehicle insurance application.
400.9935(4)(a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
400.9935(4)(e)	3rd	Filing a false license application or other required information or failing to report information.	817.413(2)	3rd	Sale of used goods of \$1,000 or more as new.
440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.	817.49(2)(b)1.	3rd	<i>Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.</i>
501.001(2)(b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.	831.28(2)(a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.	838.021(3)(b)	3rd	Threatens unlawful harm to public servant.
626.902(1)(a) & (b)	3rd	Representing an unauthorized insurer.	843.19	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
697.08	3rd	Equity skimming.			
790.15(3)	3rd	Person directs another to discharge firearm from a vehicle.	860.15(3)	3rd	Overcharging for repairs and parts.
806.10(1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.	870.01(2) 893.13(1)(a)2.	3rd	Riot; inciting or encouraging.
806.10(2)	3rd	Interferes with or assaults firefighter in performance of duty.		3rd	Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs).
810.09(2)(c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of university.
812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.			
812.0145(2)(c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.	893.13(1)(f)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of public housing facility.
812.015(8)(b)	3rd	Retail theft with intent to sell; conspires with others.			
815.04(5)(b)	2nd	Computer offense devised to defraud or obtain property.	893.13(4)(c)	3rd	Use or hire of minor; deliver to minor other controlled substances.
817.034(4)(a)3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.	893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
817.233	3rd	Burning to defraud insurer.			

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.	499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.	499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.	775.0875(1)	3rd	Taking firearm from law enforcement officer.
893.13(7)(a)11.	3rd	Furnish false or fraudulent material information on any document or record required by chapter 893.	784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.
893.13(8)(a)1.	3rd	Knowingly assist a patient, other person, or owner of an animal in obtaining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.	784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.
893.13(8)(a)2.	3rd	Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.	784.041	3rd	Felony battery; domestic battery by strangulation.
893.13(8)(a)3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.	784.048(3)	3rd	Aggravated stalking; credible threat.
893.13(8)(a)4.	3rd	Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.	784.048(5)	3rd	Aggravated stalking of person under 16.
918.13(1)(a)	3rd	Alter, destroy, or conceal investigation evidence.	784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.
944.47(1)(a)1. & 2.	3rd	Introduce contraband to correctional facility.	784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.
944.47(1)(c)	2nd	Possess contraband while upon the grounds of a correctional institution.	784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.
985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).	784.081(2)	2nd	Aggravated assault on specified official or employee.
(f) LEVEL 6			784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.	784.083(2)	2nd	Aggravated assault on code inspector.
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.	787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.
400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.	790.115(2)(d)	2nd	Discharging firearm or weapon on school property.
499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.	790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.
			790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.
			790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.
			794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.
			794.05(1)	2nd	Unlawful sexual activity with specified minor.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description																																										
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.																																										
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.																																										
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.																																										
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.																																										
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.																																										
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.																																													
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	944.40	2nd	Escapes.																																										
812.015(9)(a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.	944.46	3rd	Harboring, concealing, aiding escaped prisoners.																																										
812.015(9)(b)	2nd	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.																																										
812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).	951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.																																										
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.	<p>On motion by Senator Boyd, by two-thirds vote, <b>CS for HB 371</b>, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:</p> <p>Yeas—40</p> <table border="0"> <tr> <td>Mr. President</td> <td>Cruz</td> <td>Pizzo</td> </tr> <tr> <td>Albritton</td> <td>Diaz</td> <td>Polsky</td> </tr> <tr> <td>Ausley</td> <td>Farmer</td> <td>Powell</td> </tr> <tr> <td>Baxley</td> <td>Gainer</td> <td>Rodrigues</td> </tr> <tr> <td>Bean</td> <td>Garcia</td> <td>Rodriguez</td> </tr> <tr> <td>Berman</td> <td>Gibson</td> <td>Rouson</td> </tr> <tr> <td>Book</td> <td>Gruters</td> <td>Stargel</td> </tr> <tr> <td>Boyd</td> <td>Harrell</td> <td>Stewart</td> </tr> <tr> <td>Bracy</td> <td>Hooper</td> <td>Taddeo</td> </tr> <tr> <td>Bradley</td> <td>Hutson</td> <td>Thurston</td> </tr> <tr> <td>Brandes</td> <td>Jones</td> <td>Torres</td> </tr> <tr> <td>Brodeur</td> <td>Mayfield</td> <td>Wright</td> </tr> <tr> <td>Broxson</td> <td>Passidomo</td> <td></td> </tr> <tr> <td>Burgess</td> <td>Perry</td> <td></td> </tr> </table> <p>Nays—None</p>			Mr. President	Cruz	Pizzo	Albritton	Diaz	Polsky	Ausley	Farmer	Powell	Baxley	Gainer	Rodrigues	Bean	Garcia	Rodriguez	Berman	Gibson	Rouson	Book	Gruters	Stargel	Boyd	Harrell	Stewart	Bracy	Hooper	Taddeo	Bradley	Hutson	Thurston	Brandes	Jones	Torres	Brodeur	Mayfield	Wright	Broxson	Passidomo		Burgess	Perry	
Mr. President	Cruz	Pizzo																																													
Albritton	Diaz	Polsky																																													
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817.49(2)(b)2.	2nd	<i>Willful making of a false report of a crime resulting in death.</i>																																													
817.505(4)(b)	2nd	Patient brokering; 10 or more patients.																																													
825.102(1)	3rd	Abuse of an elderly person or disabled adult.																																													
825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.																																													
825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.																																													
825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.																																													
827.03(2)(c)	3rd	Abuse of a child.																																													
827.03(2)(d)	3rd	Neglect of a child.																																													
827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.	<p><b>CS for CS for SB 716</b>—A bill to be entitled An act relating to consent for pelvic examinations; amending s. 456.51, F.S.; revising the definition of the term “pelvic examination”; revising the circumstances under which a pelvic examination may be performed without consent; providing that certain health care practitioners and students need only obtain written consent for the initial pelvic examination for certain patients under certain circumstances; requiring such written consent form to inform the patient that multiple pelvic examinations may be conducted during the course of care and treatment; providing an effective date.</p> <p>—was read the second time by title. On motion by Senator Book, by two-thirds vote, <b>CS for CS for SB 716</b> was read the third time by title, passed, and certified to the House. The vote on passage was:</p>																																												
836.05	2nd	Threats; extortion.																																													
836.10	2nd	Written threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.																																													
843.12	3rd	Aids or assists person to escape.																																													

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 1434**—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.119, F.S.; requiring the Department of Financial Services to provide copies of wills and trusts included in safe-deposit box contents under certain circumstances; amending s. 717.124, F.S.; requiring specified agreements for certain claims; removing provisions requiring the department to deny certain unclaimed property claims; increasing the threshold required to use a different method of identity verification for electronic claims; conforming provisions to changes made by the act; amending ss. 717.12404, 717.1315, and 717.1322, F.S.; conforming provisions to changes made by the act; amending s. 717.135, F.S.; requiring the department to adopt forms for an Unclaimed Property Recovery Agreement and an Unclaimed Property Purchase Agreement; providing requirements for such agreements; providing that the agreements are the exclusive means for a claimant's representative to file a claim or to recover fees and costs; prohibiting a claimant's representative from using or distributing any other form of agreement; providing administrative and civil penalties; authorizing the department to pay additional accounts under certain circumstances; providing applicability; repealing s. 717.1351, F.S., relating to unclaimed property claims; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1434**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 425** was withdrawn from the Committee on Rules.

On motion by Senator Wright—

**CS for HB 425**—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.119, F.S.; requiring the Department of Financial Services to provide copies of certain wills and trusts, and any codicils or amendments of such wills and trusts, to certain persons upon request; amending s. 717.124, F.S.; requiring specified agreements for certain claims; removing provisions requiring the department to deny certain unclaimed property claims; increasing the threshold required to use a different method of identity verification for electronic claims; conforming provisions to changes made by the act; amending ss. 717.12404, 717.1315, and 717.1322, F.S.; conforming provisions to changes made by the act; amending s. 717.135, F.S.; requiring the department to adopt forms for an Unclaimed Property Recovery Agreement and an Unclaimed Property Purchase Agreement; providing requirements for such agreements; providing that the agreements are the exclusive means for a claimant's representative to file a claim or to recover fees and costs; prohibiting a claimant's representative from using or distributing any other form of agreement; providing administrative and civil penalties; authorizing the department to pay additional accounts under certain circumstances; providing applicability; repealing s. 717.1351, F.S., relating to unclaimed property claims; providing an effective date.

—a companion measure, was substituted for **CS for SB 1434** and read the second time by title.

On motion by Senator Wright, by two-thirds vote, **CS for HB 425** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

On motion by Senator Burgess—

**CS for CS for SB 2006**—A bill to be entitled An act relating to emergency management; amending s. 11.90, F.S.; authorizing the Legislative Budget Commission to convene to transfer certain funds to the Emergency Preparedness and Response Fund; amending s. 252.311, F.S.; revising legislative intent with respect to the State Emergency Management Act; amending s. 252.34, F.S.; defining terms; amending s. 252.35, F.S.; requiring that the state comprehensive emergency management plan provide for certain public health emergency communications and include the Department of Health's public health emergency plan; requiring the Division of Emergency Management to cooperate with federal and state health agencies; requiring statewide awareness and education programs to include education on public health emergency preparedness and mitigation; requiring the division to complete and maintain an inventory of personal protective equipment; directing the division to submit a specified annual report to the Governor, the Legislature, and the Chief Justice of the Supreme Court; providing limitations on the timeframe for delegation of certain authorities by the division; requiring the division to submit a specified biennial report to the Chief Justice of the Supreme Court; amending s. 252.355, F.S.; requiring the division to maintain certain information on special needs shelter options during certain public health emergencies; deleting obsolete language; amending s. 252.356, F.S.; requiring state agencies that contract with providers for the care of persons with certain disabilities or limitations to include in such contracts a procedure for providing essential services in preparation for, during, and following public health emergencies; amending s. 252.359, F.S.; redefining the term "essentials" to include personal protective equipment used during public health emergencies; amending s. 252.36, F.S.; limiting the duration of emergency orders, proclamations, and rules issued by the Governor; providing legislative intent; providing a presumption that K-12 public schools should remain open, if possible, during an extended public health emergency; providing a presumption that businesses should remain open, if possible, during an extended public health emergency; requiring the Governor to include specific reasons for closing or restricting in-person attendance at K-12 public schools and for closing or restricting operations of businesses during an extended public health emergency; requiring the Governor to provide specific reasons if such schools or businesses are closed as part of an emergency declaration; requiring the Governor to regularly review and reassess any issued emergency declarations; requiring the Governor to provide notice of declarations of emergencies to the Legislature; expanding the Legislature's authority to terminate states of emergency; requiring that all emergency declarations and orders be filed with the Division of Administrative Hearings within a specified timeframe; specifying that failure to timely file such declarations or orders results in their being voided; requiring the division to index such emergency orders and make them available on its website within a specified timeframe; requiring such orders to be searchable by specified criteria; requiring that the Division of Emergency Management publish a link to the index on its website; providing for retroactive application; directing the Governor to

report certain department and agency activities to the Legislature during a state of emergency; creating s. 252.3611, F.S.; requiring specified information to be included in orders, proclamations, and rules issued by the Governor, the division, or an agency; directing specified entities to submit specified contracts and reports to the Legislature; directing the Auditor General to conduct specified financial audits; amending s. 252.365, F.S.; requiring that disaster-preparedness plans of specified agencies address pandemics and other public health emergencies and include certain increases in public access of government services and availability and distribution of personal protective equipment during an emergency; directing agencies to update disaster preparedness plans by a specified date; amending s. 252.37, F.S.; revising legislative intent; authorizing the Governor to transfer and expend moneys from the Emergency Preparedness and Response Fund; authorizing the Governor to request that additional funds be appropriated to the Emergency Preparedness and Response Fund, subject to approval by the Legislative Budget Commission; providing construction; requiring state agencies to submit to the Legislature a spending plan for certain emergency funds; requiring the Division of Emergency Management to submit to the Legislature a report detailing public assistance requests; amending s. 252.38, F.S.; specifying that a political subdivision has the burden of proving the proper exercise of its police power in the issuance of certain emergency orders; authorizing the Governor or the Legislature to invalidate emergency measures issued by a political subdivision under specified conditions; amending s. 252.385, F.S.; requiring the division's hurricane shelter plan to address projected hurricane shelter needs during public health emergencies; amending s. 252.44, F.S.; requiring emergency mitigation planning by state agencies to include agencies with jurisdiction over public health; amending s. 252.46, F.S.; providing that a failure by a political subdivision to file certain orders and rules with specified entities within a specified timeframe voids the issued orders or rules; requiring that certain orders be available on a dedicated webpage; requiring the division to provide links to such webpage on its website in a specified format; providing for the automatic expiration of emergency orders issued by a political subdivision; authorizing the extension of such orders if certain conditions are met; prohibiting a political subdivision from issuing a subsequent order for the same emergency which is substantially similar to the expired order; providing for the tolling of the automatic expiration of an order if certain conditions exist; requiring that orders issued by a political subdivision which impose a curfew restricting travel or movement allow persons to travel during the curfew to and from their places of employment; amending s. 377.703, F.S.; conforming a cross-reference; amending s. 381.00315, F.S.; revising a definition; directing the Department of Health, in collaboration with specified entities, to develop a specified public health emergency plan; requiring the department to submit the plan to the division; requiring the department to review and update the plan as necessary; directing the State Health Officer to establish methods of reporting certain data; authorizing the State Health Officer to order and request assistance with specified duties; amending s. 406.11, F.S.; requiring district medical examiners to certify deaths and to assist the State Health Officer with certain functions upon request; providing that any emergency orders issued before a specified date will expire but may be reissued if certain conditions exist and a certain requirement is met; requiring the Department of Business and Professional Regulation, by a specified date, to review all executive orders issued under its delegated authority during the COVID-19 pandemic to make recommendations to the Legislature; providing effective dates.

—was read the second time by title.

Senator Burgess moved the following amendment which was adopted:

**Amendment 1 (970074) (with title amendment)**—Delete lines 659-1251 and insert:

*order, proclamation, or rule thereunder. Upon such concurrent resolution, the Governor shall issue an executive order or proclamation consistent with the concurrent resolution.*

(b) *Notwithstanding s. 252.46(2), all emergency declarations and orders, regardless of how titled, issued under the authority of this part by the Governor or any agency, whether by direct, delegated, or sub-delegated authority, before, during, or after a declared emergency, must be immediately filed with the Division of Administrative Hearings. Failure to file any such declaration or order with the division within 5 days after issuance voids the declaration or order. The division shall index all such declarations and orders and make them available in*

*searchable format on its website within 3 days of filing. The searchable format must include, but is not limited to, searches by term, referenced statutes, and rules and must include a search category that specifically identifies emergency orders in effect at any given time. A link to the division's index must be placed in a conspicuous location on the Division of Emergency Management's website. This subsection applies retroactively to all executive emergency declarations and orders in effect on July 1, 2021.*

(6)(5) In addition to any other powers conferred upon the Governor by law, she or he may:

(c) Transfer the direction, personnel, or functions of state departments and agencies or units thereof for the purpose of performing or facilitating emergency services. *The transfer of the direction, personnel, or functions of state departments and agencies must be reported monthly on a cumulative basis to the President of the Senate and the Speaker of the House of Representatives.*

Section 9. Section 252.3611, Florida Statutes, is created to read:

252.3611 *Transparency; audits.*—

(1) *Each order, proclamation, or rule issued by the Governor, the division, or any agency must specify the statute or rule being amended or waived, if applicable, and the expiration date for the order, proclamation, or rule.*

(2) *When the duration of an emergency exceeds 90 days:*

(a) *Within 72 hours of executing a contract executed with moneys authorized for expenditure to support the response to the declared state of emergency, the Executive Office of the Governor or the appropriate agency shall submit a copy of such contract to the Legislature. For contracts executed during the first 90 days of the emergency, the Executive Office of the Governor or the appropriate agency shall submit a copy to the Legislature within the first 120 days of the declared emergency.*

(b) *The Executive Office of the Governor or the appropriate agency shall submit monthly reports to the Legislature of all state expenditures, revenues received, and funds transferred by an agency during the previous month to support the declared state of emergency.*

(3) *Once an emergency exceeds 1 year, the Auditor General shall conduct a financial audit of all associated expenditures and a compliance audit of all associated contracts entered into during the declared emergency. The Auditor General must update the audit annually until the emergency is declared to be ended.*

(4) *Following the expiration or termination of a state of emergency, the Auditor General shall conduct a financial audit of all associated expenditures and a compliance audit of all associated contracts entered into during the state of emergency.*

Section 10. Subsection (3) of section 252.365, Florida Statutes, is amended to read:

252.365 *Emergency coordination officers; disaster-preparedness plans.*—

(3) *Emergency coordination officers shall ensure ~~These individuals shall be responsible for ensuring~~ that each state agency and facility, such as a prison, office building, or university, has a disaster preparedness plan that is coordinated with the applicable local emergency-management agency and approved by the division.*

(a) The disaster-preparedness plan must outline a comprehensive and effective program to ensure continuity of essential state functions under all circumstances, including, but not limited to, a pandemic or other public health emergency. The plan must identify a baseline of preparedness for a full range of potential emergencies to establish a viable capability to perform essential functions during any emergency or other situation that disrupts normal operations. *This baseline must consider and include preparedness for rapid and large-scale increases in the public's need to access government services through technology or other means during an emergency, including, but not limited to, a public health emergency.*

(b) The plan must include, at a minimum, the following elements: identification of essential functions, programs, and personnel; procedures to implement the plan and personnel notification and accountability; delegations of authority and lines of succession; identification of alternative facilities and related infrastructure, including those for communications; identification and protection of vital records and databases; *provisions regarding the availability of, and distribution plans for, personal protective equipment*; and schedules and procedures for periodic tests, training, and exercises.

(c) The division shall develop and distribute guidelines for developing and implementing the plan. *By December 31, 2022, each agency must update its plan to include provisions related to preparation for pandemics and other public health emergencies consistent with the plan developed pursuant to s. 381.00315. Each agency plan must be updated as needed to remain consistent with the state public health emergency management plan.*

Section 11. Subsections (7) and (8) are added to section 252.37, Florida Statutes, and subsection (2) of that section is amended, contingent upon SB 1892 or similar legislation creating the Emergency Preparedness and Response Fund taking effect, to read:

252.37 Financing.—

(2)(a) It is the legislative intent that the first recourse be made to funds ~~specifically regularly~~ appropriated to state and local agencies for disaster relief or response.

(b) If the Governor finds that the demands placed upon these funds in coping with a particular disaster declared by the Governor as a state of emergency are unreasonably great, she or he may make funds available by transferring and expending moneys ~~appropriated for other purposes, from the Emergency Preparedness and Response Fund.~~

(c) *If additional funds are needed, the Governor may make funds available by transferring and expending moneys out of any unappropriated surplus funds, or from the Budget Stabilization Fund if the transfers and expenditures are directly related to the declared disaster or emergency. Notice of such action, as provided in s. 216.177, must be delivered at least 7 days before the effective date of the action, unless a shorter period is agreed to in writing by the President of the Senate and the Speaker of the House of Representatives. If the President of the Senate and the Speaker of the House of Representatives timely advise in writing that the parties object to the transfer, the Governor must void such action.*

(d) Following the expiration or termination of the state of emergency, the Governor may transfer moneys with a budget amendment, subject to approval by the Legislative Budget Commission, to satisfy the budget authority granted for such emergency. *The transfers and expenditures supporting the amendment must be directly related to the declared disaster or emergency.*

(7) *An agency or political subdivision shall submit in advance a detailed spending plan for any grants, gifts, loans, funds, payments, services, equipment, supplies, or materials in aid of or for the purposes of emergency prevention, recovery, mitigation, preparedness, and management, other than emergency response, received under this section to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the legislative appropriations committees. This paragraph does not apply to the receipt of any funds from an agency, department, or other affiliated entity of the Federal Government as part of an expedited project worksheet in anticipation of emergency response expenditures. If an emergency situation precludes the timely advanced submission of a detailed spending plan, the plan must be submitted as soon as practicable, but not later than 30 days after initiation of any expenditures, and be resubmitted every 30 days as long as the emergency continues and funds continue to be disbursed.*

(8) *For emergency response activities, including an emergency response that includes emergency protective measures or debris removal, the agency or political subdivision is not required to provide a detailed spending plan in advance of expenditures, but must provide notice to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the legislative appropriations committees of all expenditures in aggregate categories incurred in the emergency response no later than 30 days after the expenditure is incurred, and a copy of any*

*project worksheet submitted to the Federal Emergency Management Agency must be submitted to the same parties no later than 7 days after it is submitted to the Federal Emergency Management Agency.*

Section 12. Section 252.38, Florida Statutes, is amended to read:

252.38 Emergency management powers of political subdivisions.—Safeguarding the life and property of its citizens is an innate responsibility of the governing body of each political subdivision of the state. *However, political subdivisions are given police powers to preserve, not impair, private rights. Therefore, a political subdivision that deprives any person of a constitutional right, a fundamental liberty, a statutory right, or property to address a purported emergency bears the burden of proving that the exercise of police power is narrowly tailored, serves a compelling governmental interest, and accomplishes the intended goal through the use of the least intrusive means.*

(1) COUNTIES.—

(a) In order to provide effective and orderly governmental control and coordination of emergency operations in emergencies within the scope of ss. 252.31-252.90, each county within this state shall be within the jurisdiction of, and served by, the division. Except as otherwise provided in ss. 252.31-252.90, each local emergency management agency shall have jurisdiction over and serve an entire county. Unless part of an interjurisdictional emergency management agreement entered into pursuant to paragraph (3)(b) which is recognized by the Governor by executive order or rule, each county must establish and maintain such an emergency management agency and shall develop a county emergency management plan and program that is coordinated and consistent with the state comprehensive emergency management plan and program. Counties that are part of an interjurisdictional emergency management agreement entered into pursuant to paragraph (3)(b) which is recognized by the Governor by executive order or rule shall cooperatively develop an emergency management plan and program that is coordinated and consistent with the state comprehensive emergency management plan and program.

(b) Each county emergency management agency created and established pursuant to ss. 252.31-252.90 shall have a director. The director must meet the minimum training and education qualifications established in a job description approved by the county. The director shall be appointed by the board of county commissioners or the chief administrative officer of the county, as described in chapter 125 or the county charter, if applicable, to serve at the pleasure of the appointing authority, in conformance with applicable resolutions, ordinances, and laws. A county constitutional officer, or an employee of a county constitutional officer, may be appointed as director following prior notification to the division. Each board of county commissioners shall promptly inform the division of the appointment of the director and other personnel. Each director has direct responsibility for the organization, administration, and operation of the county emergency management agency. The director shall coordinate emergency management activities, services, and programs within the county and shall serve as liaison to the division and other local emergency management agencies and organizations.

(c) Each county emergency management agency shall perform emergency management functions within the territorial limits of the county within which it is organized and, in addition, shall conduct such activities outside its territorial limits as are required pursuant to ss. 252.31-252.90 and in accordance with state and county emergency management plans and mutual aid agreements. Counties shall serve as liaison for and coordinator of municipalities' requests for state and federal assistance during postdisaster emergency operations.

(d) During a declared state or local emergency and upon the request of the director of a local emergency management agency, the district school board or school boards in the affected area shall participate in emergency management by providing facilities and necessary personnel to staff such facilities. Each school board providing transportation assistance in an emergency evacuation shall coordinate the use of its vehicles and personnel with the local emergency management agency.

(e) County emergency management agencies may charge and collect fees for the review of emergency management plans on behalf of external agencies and institutions. Fees must be reasonable and may not

exceed the cost of providing a review of emergency management plans in accordance with fee schedules established by the division.

(2) MUNICIPALITIES.—Legally constituted municipalities are authorized and encouraged to create municipal emergency management programs. Municipal emergency management programs shall coordinate their activities with those of the county emergency management agency. Municipalities without emergency management programs shall be served by their respective county agencies. If a municipality elects to establish an emergency management program, it must comply with all laws, rules, and requirements applicable to county emergency management agencies. Each municipal emergency management plan must be consistent with and subject to the applicable county emergency management plan. In addition, each municipality must coordinate requests for state or federal emergency response assistance with its county. This requirement does not apply to requests for reimbursement under federal public disaster assistance programs.

(3) EMERGENCY MANAGEMENT POWERS; POLITICAL SUBDIVISIONS.—

(a) In carrying out the provisions of ss. 252.31-252.90, each political subdivision shall have the power and authority:

1. To appropriate and expend funds; make contracts; obtain and distribute equipment, materials, and supplies for emergency management purposes; provide for the health and safety of persons and property, including emergency assistance to the victims of any emergency; and direct and coordinate the development of emergency management plans and programs in accordance with the policies and plans set by the federal and state emergency management agencies.

2. To appoint, employ, remove, or provide, with or without compensation, coordinators, rescue teams, fire and police personnel, and other emergency management workers.

3. To establish, as necessary, a primary and one or more secondary emergency operating centers to provide continuity of government and direction and control of emergency operations.

4. To assign and make available for duty the offices and agencies of the political subdivision, including the employees, property, or equipment thereof relating to firefighting, engineering, rescue, health, medical and related services, police, transportation, construction, and similar items or services for emergency operation purposes, as the primary emergency management forces of the political subdivision for employment within or outside the political limits of the subdivision.

5. To request state assistance or invoke emergency-related mutual-aid assistance by declaring a state of local emergency in the event of an emergency affecting only one political subdivision. The duration of each state of emergency declared locally is limited to 7 days; it may be extended, as necessary, in 7-day increments. Further, the political subdivision has the power and authority to waive the procedures and formalities otherwise required of the political subdivision by law pertaining to:

- a. Performance of public work and taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community.
- b. Entering into contracts.
- c. Incurring obligations.
- d. Employment of permanent and temporary workers.
- e. Utilization of volunteer workers.
- f. Rental of equipment.
- g. Acquisition and distribution, with or without compensation, of supplies, materials, and facilities.
- h. Appropriation and expenditure of public funds.

(b) Upon the request of two or more adjoining counties, or if the Governor finds that two or more adjoining counties would be better served by an interjurisdictional arrangement than by maintaining separate emergency management agencies and services, the Governor

may delineate by executive order or rule an interjurisdictional area adequate to plan for, prevent, mitigate, or respond to emergencies in such area and may direct steps to be taken as necessary, including the creation of an interjurisdictional relationship, a joint emergency plan, a provision for mutual aid, or an area organization for emergency planning and services. A finding of the Governor pursuant to this paragraph shall be based on one or more factors related to the difficulty of maintaining an efficient and effective emergency prevention, mitigation, preparedness, response, and recovery system on a unijurisdictional basis, such as:

1. Small or sparse population.
2. Limitations on public financial resources severe enough to make maintenance of a separate emergency management agency and services unreasonably burdensome.
3. Unusual vulnerability to emergencies as evidenced by a past history of emergencies, topographical features, drainage characteristics, emergency potential, and presence of emergency-prone facilities or operations.
4. The interrelated character of the counties in a multicounty area.
5. Other relevant conditions or circumstances.

Section 13. Subsections (1), (2), and (3) of section 252.385, Florida Statutes, are amended to read:

252.385 Public shelter space.—

(1) It is the intent of the Legislature that this state not have a deficit of safe public hurricane evacuation shelter space in any region of the state ~~by 1998 and thereafter~~.

(2)(a) The division shall administer a program to survey existing schools, universities, community colleges, and other state-owned, municipally owned, and county-owned public buildings and any private facility that the owner, in writing, agrees to provide for use as a public hurricane evacuation shelter to identify those that are appropriately designed and located to serve as such shelters. The owners of the facilities must be given the opportunity to participate in the surveys. The state university boards of trustees, district school boards, community college boards of trustees, and the Department of Education are responsible for coordinating and implementing the survey of public schools, universities, and community colleges with the division or the local emergency management agency.

(b) By January 31 of each even-numbered year, the division shall prepare and submit a statewide emergency shelter plan to the Governor and Cabinet for approval, subject to the requirements for approval in s. 1013.37(2). ~~The emergency shelter plan must project, for each of the next 5 years, the hurricane shelter needs of the state, including periods of time during which a concurrent public health emergency may necessitate more space for each individual to accommodate physical distancing. In addition to information on the general shelter needs throughout this state, the plan must shall identify the general location and square footage of special needs shelters, by regional planning council region, during the next 5 years. The plan must shall also include information on the availability of shelters that accept pets. The Department of Health shall assist the division in determining the estimated need for special needs shelter space and the adequacy of facilities to meet the needs of persons with special needs based on information from the registries of persons with special needs and other information.~~

(3) The division shall annually provide to the President of the Senate, the Speaker of the House of Representatives, and the Governor a list of facilities recommended to be retrofitted using state funds. State funds should be maximized and targeted to regional planning council regions with hurricane evacuation shelter deficits. ~~Retrofitting facilities in regions with public hurricane evacuation shelter deficits shall be given first priority and should be completed by 2008. All recommended facilities should be retrofitted by 2008.~~ The owner or lessee of a public hurricane evacuation shelter that is included on the list of facilities recommended for retrofitting is not required to perform any recommended improvements.

Section 14. Subsection (1) of section 252.44, Florida Statutes, is amended to read:



## 252.44 Emergency mitigation.—

(1) In addition to prevention measures included in the state and local comprehensive emergency management plans, the Governor shall consider on a continuing basis steps that could be taken to mitigate the harmful consequences of emergencies. At the Governor's direction and pursuant to any other authority and competence they have, state agencies, including, but not limited to, those charged with responsibilities in connection with *protecting and maintaining the public health*, flood plain management, stream encroachment and flow regulation, weather modification, fire prevention and control, air quality, public works, land use and land use planning, and construction standards, shall make studies of emergency-mitigation-related matters. The Governor, from time to time, shall make such recommendations to the Legislature, local governments, and other appropriate public and private entities as may facilitate measures for mitigation of the harmful consequences of emergencies.

Section 15. Present subsection (3) of section 252.46, Florida Statutes, is redesignated as subsection (6), a new subsection (3) and subsections (4) and (5) are added to that section, and subsection (2) of that section is amended, to read:

## 252.46 Orders and rules.—

(2) All orders and rules adopted by the division or any political subdivision or other agency authorized by ss. 252.31-252.90 to make orders and rules have full force and effect of law after adoption in accordance with ~~the provisions of~~ chapter 120 in the event of issuance by the division or any state agency or, if ~~adopted promulgated~~ by a political subdivision of the state or agency thereof, when filed in the office of the clerk or recorder of the political subdivision or agency ~~adopting promulgating~~ the same. *Failure of a political subdivision to file any such order or rule with the office of the clerk or recorder within 3 days after issuance voids the order or rule.* All existing laws, ordinances, and rules inconsistent with ~~the provisions of~~ ss. 252.31-252.90, or any order or rule issued under the authority of ss. 252.31-252.90, ~~must shall~~ be suspended during the period of time and to the extent that such conflict exists.

(3) *Emergency ordinances, declarations, and orders adopted by a political subdivision under the authority of ss. 252.31-252.90, including those enacted by a municipality pursuant to s. 166.041(3)(b), must be available on a dedicated webpage accessible through a conspicuous link on the political subdivision's homepage. The dedicated webpage must identify the emergency ordinances, declarations, and orders currently in effect. Each political subdivision adopting emergency ordinances, declarations, or orders must provide the division with the link to the political subdivision's dedicated webpage. The division must include these links in an easily identifiable format on its website.*

(4)(a) *An emergency order issued by a political subdivision automatically expires 10 days after its issuance; however, such an order may be extended before its expiration for 10-day periods, subject to ratification by a majority vote of the governing body of the political subdivision. In the event the governing body of the political subdivision is unable to convene before the expiration of the emergency order due to the impacts of a hurricane or other weather-related natural disaster, the 10-day period is tolled until the governing body is able to convene. However, an emergency order issued under this section may not be in effect for more than 30 days unless the governing body approves an extension of the order. The governing body must ratify the extension of such order before it expires. Once ratified, the emergency order may not be amended or replaced by the chief elected officer or chief administrative officer, as applicable, without the ratification of the political subdivision's governing body. In the event the governing body fails to ratify the extension of the emergency order, the chief elected officer or chief administrative officer, as applicable, may not reissue the order in response to the same emergency.*

(b) *As used in this subsection, the term:*

1. *"Chief elected officer" means a mayor, chairperson, or other separately elected official designated by a charter provision or ordinance of the political subdivision to exercise emergency management authority.*

2. *"Chief administrative officer" means the county administrator, county manager, or such other individual designated by ordinance of the political subdivision to exercise emergency management authority.*

(c) *When meeting in one physical location is prohibited or not feasible due to the conditions directly related to the declared state of emergency, a public meeting of the governing body of a political subdivision held for the limited purpose of ratifying the extension of an emergency order under this subsection may be conducted via telephone, real-time videoconferencing, or similar real-time electronic or video communication technology. Any communication technology used must be sufficient to permit all interested persons to remotely attend the meeting. Any law, charter provision, or ordinance requiring a quorum to be present in person or requiring the governing body of any political subdivision to meet at a specific public place shall be suspended for purposes of such meeting. If the public meeting will be held via telephone, real-time videoconferencing, or similar real-time electronic or video communication technology, the meeting notice must include information necessary for persons interested in attending the meeting to do so, including the places where facilities necessary to allow attendance will be available.*

(5) *An order issued by a political subdivision pursuant to this section which imposes a curfew restricting the travel or movement of persons during designated times must nonetheless allow persons to travel during the curfew to their places of employment to report for work and to return to their residences after their work has concluded.*

Section 16. Paragraph (a) of subsection (2) of section 377.703, Florida Statutes, is amended to read:

377.703 Additional functions of the Department of Agriculture and Consumer Services.—

(2) DUTIES.—The department shall perform the following functions, unless as otherwise provided, consistent with the development of a state energy policy:

(a) The Division of Emergency Management is responsible for the development of an energy emergency contingency plan to respond to serious shortages of primary and secondary energy sources. Upon a finding by the Governor, implementation of any emergency program shall be upon order of the Governor that a particular kind or type of fuel is, or that the occurrence of an event which is reasonably expected within 30 days will make the fuel, in short supply. The Division of Emergency Management shall then respond by instituting the appropriate measures of the contingency plan to meet the given emergency or energy shortage. The Governor may utilize the provisions of s. 252.36(6) ~~s. 252.36(5)~~ to carry out any emergency actions required by a serious shortage of energy sources.

Section 17. Paragraph (c) of subsection (1) and subsection (2) of section 381.00315, Florida Statutes, are amended to read:

381.00315 Public health advisories; public health emergencies; isolation and quarantines.—The State Health Officer is responsible for declaring public health emergencies, issuing public health advisories, and ordering isolation or quarantines.

(1) As used in this section, the term:

(c) "Public health emergency" means any occurrence, or threat thereof, whether natural or manmade, which results or may result in substantial injury or harm to the public health from infectious disease, chemical agents, nuclear agents, biological toxins, or situations involving mass casualties or natural disasters.

(2)(a) *The department shall prepare and maintain a state public health emergency management plan to serve as a comprehensive guide to public health emergency response in this state. The department shall develop the plan in collaboration with the Division of Emergency Management, other executive agencies with functions relevant to public health emergencies, district medical examiners, and national and state public health experts and ensure that it integrates and coordinates with the public health emergency management plans and programs of the Federal Government. The plan must address each element of public health emergency planning and incorporate public health and epidemiological best practices to ensure that the state is prepared for every foreseeable public health emergency. The plan must include an assess-*

ment of state and local public health infrastructure, including information systems, physical plant, commodities, and human resources, and an analysis of the infrastructure necessary to achieve the level of readiness proposed by the plan for short-term and long-term public emergencies. Beginning July 1, 2022, the department shall submit the plan to the Division of Emergency Management for inclusion in the state comprehensive emergency management plan pursuant to s. 252.35. The department shall review the plan after the declared end of each public health emergency, and, in any event, at least every 5 years, and update its terms as necessary to ensure continuous planning.

(b) Before declaring a public health emergency, the State Health Officer shall, to the extent possible, consult with the Governor and shall notify the Chief of Domestic Security. The declaration of a public health emergency shall continue until the State Health Officer finds that the threat or danger has been dealt with to the extent that the emergency conditions no longer exist and he or she terminates the declaration. However, a declaration of a public health emergency may not continue for longer than 60 days unless the Governor concurs in the renewal of the declaration.

(c) The State Health Officer, upon declaration of a public health emergency, shall establish by order the method and procedure for identifying and reporting cases and deaths involving the infectious disease or other occurrence identified as the basis for the declared public health emergency. The method and procedure must be consistent with any standards developed by the Federal Government specific to the declared emergency or, if federal standards do not exist, must be consistent with public health best practices as identified by the State Health Officer. During the pendency of a public health emergency, the department is the sole entity responsible for the collection and official reporting and publication of cases and deaths. The State Health Officer, by order or emergency rule, may ensure necessary assistance from licensed health care providers in carrying out this function and may request the assistance of district medical examiners in performing this function.

(d) The State Health Officer, upon declaration of a public health emergency, may take actions that are necessary to protect the public health. Such actions include, but are not limited to:

1. Establishing screening protocols consistent with s. 381.00316.
2. Directing manufacturers of prescription drugs or over-the-counter drugs who are permitted under chapter 499 and wholesalers of prescription drugs located in this state who are permitted under chapter 499 to give priority to the shipping of specified drugs to pharmacies and health care providers within geographic areas that have been identified by the State Health Officer. The State Health Officer must identify the drugs to be shipped. Manufacturers and wholesalers located in the state must respond to the State Health Officer's priority shipping directive before shipping the specified drugs.

~~3.2.~~ Notwithstanding chapters 465 and 499 and rules adopted thereunder, directing pharmacists employed by the department to compound bulk prescription drugs and provide these bulk prescription drugs to physicians and nurses of county health departments or any qualified person authorized by the State Health Officer for administration to persons as part of a prophylactic or treatment regimen.

~~4.3.~~ Notwithstanding s. 456.036, temporarily reactivating the inactive license of the following health care practitioners, when such practitioners are needed to respond to the public health emergency: physicians licensed under chapter 458 or chapter 459; physician assistants licensed under chapter 458 or chapter 459; licensed practical nurses, registered nurses, and advanced practice registered nurses licensed under part I of chapter 464; respiratory therapists licensed under part V of chapter 468; and emergency medical technicians and paramedics certified under part III of chapter 401. Only those health care practitioners specified in this paragraph who possess an unencumbered inactive license and who request that such license be reactivated are eligible for reactivation. An inactive license that is reactivated under this paragraph shall return to inactive status when the public health emergency ends or before the end of the public health emergency if the State Health Officer determines that the health care practitioner is no longer needed to provide services during the public health emergency. Such licenses may only be reactivated for a period not to exceed 90 days without meeting the requirements of s. 456.036 or chapter 401, as applicable.

5.4. Ordering an individual to be examined, tested, vaccinated, treated, isolated, or quarantined for communicable diseases that have significant morbidity or mortality and present a severe danger to public health. Individuals who are unable or unwilling to be examined, tested, vaccinated, or treated for reasons of health, religion, or conscience may be subjected to isolation or quarantine.

a. Examination, testing, vaccination, or treatment may be performed by any qualified person authorized by the State Health Officer.

b. If the individual poses a danger to the public health, the State Health Officer may subject the individual to isolation or quarantine. If there is no practical method to isolate or quarantine the individual, the State Health Officer may use any means necessary to vaccinate or treat the individual.

c. Any order of the State Health Officer given to effectuate this paragraph is ~~shall be~~ immediately enforceable by a law enforcement officer under s. 381.0012.

(e)(2) Individuals who assist the State Health Officer at his or her request on a volunteer basis during a public health emergency are entitled to the benefits specified in s. 110.504(2), (3), (4), and (5).

Section 18. Section 381.00316, Florida Statutes, is created to read:

381.00316 COVID-19 vaccine documentation.—

(1) A business entity, as defined in s. 768.38 to include any business operating in this state, may not require patrons or customers to provide any documentation certifying COVID-19 vaccination or post-infection recovery to gain access to, entry upon, or service from the business operations in this state. This subsection does not otherwise restrict businesses from instituting screening protocols in accordance with state or federal law to protect public health.

(2) A governmental entity as defined in s. 768.38 may not require persons to provide any documentation certifying COVID-19 vaccination or post-infection recovery to gain access to, entry upon, or service from the governmental entity's operations in this state. This subsection does not otherwise restrict governmental entities from instituting screening protocols in accordance with state or federal law to protect public health.

(3) An educational institution as defined in s. 768.38 may not require students or residents to provide any documentation certifying COVID-19 vaccination or post-infection recovery for attendance or enrollment, or to gain access to, entry upon, or service from such educational institution in this state. This subsection does not otherwise restrict educational institutions from instituting screening protocols in accordance with state or federal law to protect public health.

(4) The department may impose a fine not to exceed \$5,000 per violation.

(5) This section does not apply to a health care provider as defined in s. 768.38; a service provider licensed or certified under s. 393.17, part III of chapter 401, or part IV of chapter 468; or a provider with an active health care clinic exemption under s. 400.9935.

(6) The department may adopt rules pursuant to ss. 120.536 and 120.54 to implement this section.

And the title is amended as follows:

Delete lines 87-136 and insert: Preparedness and Response Fund, surplus funds, or the Budget Stabilization Fund under specified conditions; requiring notice of certain actions within a specified timeframe unless specific conditions exist; requiring the Governor to void such action if the Legislature timely objects to such transfer in writing; authorizing the Governor to transfer additional moneys, subject to approval by the Legislative Budget Commission, if specified conditions exist; requiring an agency or political subdivision to submit in advance a detailed spending plan for certain emergency funds to the Legislature; providing an exception; requiring an agency or political subdivision to submit a certain notice and a project worksheet to the Legislature under specified conditions within a specified timeframe; amending s. 252.38, F.S.; specifying that a political subdivision has the burden of proving the proper exercise of its police power in the issuance of certain emergency orders; amending s. 252.385, F.S.; requiring the division's hur-

ricane shelter plan to address projected hurricane shelter needs during public health emergencies; amending s. 252.44, F.S.; requiring emergency mitigation planning by state agencies to include agencies with jurisdiction over public health; amending s. 252.46, F.S.; providing that a failure by a political subdivision to file certain orders and rules with specified entities within a specified timeframe voids the issued orders or rules; requiring that certain orders be available on a dedicated webpage; requiring the division to provide links to such webpage on its website in a specified format; providing for the automatic expiration of emergency orders issued by a political subdivision; providing for the tolling of the expiration of such orders under certain conditions for a specified time; authorizing the extension of an emergency order by a majority vote of the governing body of the political subdivision; requiring the political subdivision to ratify the emergency order; prohibiting the chief elected officer or chief administrative officer from amending or replacing such order once ratified without approval from the governing body; prohibiting the chief elected officer or chief administrative officer from issuing a subsequent order in response to the same emergency unless ratified by the governing body; defining terms; authorizing the governing body of a political subdivision to convene, for a limited purpose, by specified means; suspending quorum requirements under specified conditions; requiring the meeting notice to contain specified information; requiring that orders issued by a political subdivision which impose a curfew restricting travel or movement allow persons to travel during the curfew to and from their places of employment; amending s. 377.703, F.S.; conforming a cross-reference; amending s. 381.00315, F.S.; revising a definition; directing the Department of Health, in collaboration with specified entities, to develop a specified public health emergency plan; requiring the department to submit the plan to the division; requiring the department to review and update the plan as necessary; directing the State Health Officer to establish methods of reporting certain data; authorizing the State Health Officer to order and request assistance with specified duties; revising the duties of the State Health Officer during a declared public health emergency; creating s. 381.00316, F.S.; prohibiting a business entity from requiring patrons or customers to provide documentation certifying vaccination against or recovery from COVID-19; prohibiting governmental entities from requiring persons to provide documentation certifying vaccination against or recovery from COVID-19; prohibiting educational institutions from requiring students or residents to provide documentation certifying vaccination against or recovery from COVID-19; authorizing specified screening protocols; providing application; providing noncriminal penalties; authorizing the department to adopt rules; amending s.

Pursuant to Rule 4.19, **CS for CS for SB 2006**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz—

**CS for CS for SB 1892**—A bill to be entitled An act relating to the Emergency Preparedness and Response Fund; creating s. 252.3711, F.S.; creating the Emergency Preparedness and Response Fund within the Executive Office of the Governor; providing for the deposit and use of funds; providing for future review and termination of the fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1892** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1906** was deferred.

On motion by Senator Baxley—

**CS for SB 1728**—A bill to be entitled An act relating to an out-of-state fee waiver for nonresident students; amending s. 1009.26, F.S.; requiring a state university to waive the out-of-state fee for a nonresident student who meets certain requirements; providing applicability; requiring each state university to report specified information regarding such out-of-state fee waivers to the Board of Governors annually; requiring that a student who is granted such out-of-state fee waiver be excluded from the limitation on the systemwide total enroll-

ment of nonresident students; requiring the Board of Governors to adopt regulations; creating s. 1009.261, F.S.; enacting the Grandchild Out-of-State Fees Waiver Compact; providing the purposes of the compact; defining terms; requiring postsecondary educational institutions located within member states to waive out-of-state fees for students who meet specified criteria; providing that the waiver is applicable for up to a specified amount of credits; requiring member-state postsecondary educational institutions to require a student, or the student's parent if the student is a dependent child, to provide a written declaration verifying eligibility; requiring the executive, legislative, and judicial branches of member state governments to enforce the compact; providing that the provisions of the compact have standing as statutory law; providing for the implementation, withdrawal, and amendment of the compact; providing construction; providing an effective date.

—was read the second time by title.

Senator Baxley moved the following amendment which was adopted:

**Amendment 1 (198412) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (18) is added to section 1009.26, Florida Statutes, to read:

1009.26 Fee waivers.—

(18)(a) A state university shall waive the out-of-state fee for a nonresident student from a state in compliance with s. 1009.261 and who:

1. Is a United States citizen.

2. Has a grandparent who is a legal resident as defined in s. 1009.21(1)(d); has been residing in Florida for at least five years; and is an honorably discharged veteran of the United States Armed Forces, the United States Reserve Forces, or the National Guard.

3. Earns a high school diploma comparable to a standard Florida high school diploma, or its equivalent, or completes a home education program.

4.a. Achieves an SAT combined score no lower than the 89th national percentile on the SAT;

b. Achieves an ACT score concordant to the required SAT score in sub-subparagraph a., using the latest published national concordance table developed jointly by the College Board and ACT, Inc.; or

c. If a state university accepts the Classic Learning Test (CLT) for admission purposes, achieves a CLT score concordant to the required SAT score in sub-subparagraph a., using the latest published scoring comparison developed by Classic Learning Initiatives.

5. Enrolls as a full-time undergraduate student at a state university in the fall academic term immediately following high school graduation.

(b) The waiver under this subsection is applicable for up to 110 percent of the number of required credit hours of the degree program for which the student is enrolled.

(c) Prior to waiving the out-of-state fee, the state university shall require:

1. The student, or the student's parent if the student is a dependent child, to provide a written declaration pursuant to s. 92.525(2) verifying the student's familial relationship to a grandparent who is a legal resident; and

2. The eligible grandparent to provide proof of Florida residency and proof of honorable discharge.

(d) Each state university shall report to the Board of Governors the number and value of all fee waivers granted annually under this subsection.

(e) A nonresident student granted an out-of-state fee waiver under this subsection shall be excluded from the limitation on systemwide total enrollment of nonresident students established by regulation of the Board of Governors.

(f) *The Board of Governors shall adopt regulations to administer this subsection.*

Section 2. Section 1009.261, Florida Statutes, is created to read:

*1009.261 Grandchild Out-of-State Fees Waiver Compact.—The Grandchild Out-of-State Fees Waiver Compact is enacted into law and entered into by this state with all other jurisdictions legally joining therein in the form substantially as follows:*

**GRANDCHILD OUT-OF-STATE  
FEES WAIVER COMPACT**

**ARTICLE I  
DECLARATION OF PURPOSE**

*The general purposes of this compact are to:*

- (1) *Increase access to postsecondary education to students whose families are split between two or more states by reducing costs associated with out-of-state fees.*
- (2) *Encourage students to exercise their rights to travel and to choose the postsecondary education that best suits their needs.*
- (3) *Increase postsecondary educational choices.*
- (4) *Decrease the economic burden posed by postsecondary out-of-state fees.*

**ARTICLE II  
DEFINITIONS**

*As used in this compact, the term:*

- (1) *“Grandparent” means a person who has a legal relationship to a student’s parent as the natural or adopted parent or legal guardian of the student’s parent.*
- (2) *“Member state” means a state that has enacted this compact.*
- (3) *“Out-of-state fees” means any additional fee for instruction, which is charged to a student who does not qualify for the in-state tuition rate pursuant to the laws of a member state, imposed by a public postsecondary educational institution located within the member state. A charge for any other purpose may not be included within this fee.*
- (4) *“Postsecondary educational institution” means a public university or college located within a member state.*
- (5) *“State” includes the District of Columbia and any state, territory, or possession of the United States which oversees one or more public postsecondary educational institutions.*
- (6) *“Student’s parent” means a person who has a legal relationship to a student as the natural or adopted parent or legal guardian of the student.*

**ARTICLE III  
OUT-OF-STATE FEES WAIVER**

- (1) *Postsecondary educational institutions located within each member state shall waive out-of-state fees for a nonresident student who:*
  - (a) *Is a United States citizen.*
  - (b) *Has a grandparent who is a legal resident under the applicable laws of the member state; has been residing in that state for at least five years; and is an honorably discharged veteran of the United States Armed Forces, the United States Reserve Forces, or the National Guard.*
  - (c1) *Achieves an SAT combined score no lower than the 89th national percentile on the SAT;*
  - 2. *Achieves an ACT score concordant to the SAT score required in subparagraph 1., as designated in the latest published national concordance table developed jointly by the College Board and ACT, Inc.; or*
  - 3. *Achieves a Classic Learning Test (CLT) score concordant to the required SAT score in subparagraph 1., as designated in the latest*

*published scoring comparison developed by Classic Learning Initiatives, but only if the member state postsecondary educational institution accepts the CLT for admission purposes.*

(d) *Enrolls as a full-time undergraduate student at a member state postsecondary educational institution in the fall academic term immediately following high school graduation.*

(2) *The waiver under this compact is applicable for up to 110 percent of the number of required credit hours of the degree program in which the student is enrolled.*

(3) *Prior to waiving any out-of-state fees, a member state postsecondary educational institution shall require:*

- (a) *The student, or the student’s parent if the student is a dependent child, to provide a written declaration verifying the student’s familial relationship to a grandparent who is a legal resident of the member state; and*
- (b) *The eligible grandparent to provide proof of residency and proof of honorable discharge.*

**ARTICLE IV  
OVERSIGHT**

*The executive, legislative, and judicial branches of state government in each member state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact’s purposes and intent. The provisions of this compact have standing as statutory law.*

**ARTICLE V  
DATE OF IMPLEMENTATION, WITHDRAWAL, AND AMENDMENT**

- (1) *The compact shall take effect on the date on which it is enacted into law by two states. Thereafter it is effective as to any state upon its enactment by that state.*
- (2) *A member state may withdraw from this compact by repealing the statute in which it is enacted. A member state’s withdrawal may not take effect until 6 months after enactment of the repeal.*
- (3) *This compact may not be construed to invalidate or prohibit any law of a member state that does not conflict with the provisions of this compact.*
- (4) *This compact may be amended by the member states. An amendment to this compact is effective and binding after it is enacted into the laws of all member states.*

**ARTICLE VI  
CONSTRUCTION AND SEVERABILITY**

*This compact shall be liberally construed so as to effectuate its purposes. The provisions of this compact are severable, and if any phrase, clause, sentence, or provision thereof is declared to be contrary to the constitution of any state or to the Constitution of the United States, or the application thereof to any government, agency, person, or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person, or circumstance is not affected thereby. If this compact is held to be contrary to the constitution of any state participating therein, it remains in full force and effect as to the state affected as to all severable provisions.*

Section 3. This act shall take effect July 1, 2021.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to an out-of-state fee waiver for nonresident students; amending s. 1009.26, F.S.; requiring a state university to waive the out-of-state fee for a nonresident student who meets certain requirements; providing applicability; requiring each state university to report specified information regarding such out-of-state fee waivers to the Board of Governors annually; requiring that a student who is granted such out-of-state fee waiver be excluded from the limitation on the systemwide total enrollment of nonresident students; requiring the Board of Governors to adopt regulations; creating s. 1009.261, F.S.; enacting the Grandchild Out-of-State Fees Waiver Compact; providing

the purposes of the compact; defining terms; requiring postsecondary educational institutions located within member states to waive out-of-state fees for students who meet specified criteria; providing that the waiver is applicable for up to a specified amount of credits; requiring member-state postsecondary educational institutions to require a student, or the student's parent if the student is a dependent child, to provide a written declaration verifying eligibility; requiring the eligible grandparent to provide proof of residency and honorable discharge; requiring the executive, legislative, and judicial branches of member state governments to enforce the compact; providing that the provisions of the compact have standing as statutory law; providing for the implementation, withdrawal, and amendment of the compact; providing construction; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 1728**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 1946**, **CS for CS for SB 1086**, and **CS for CS for SB 48** was deferred.

**CS for SB 470**—A bill to be entitled An act relating to public records; amending s. 943.0586, F.S.; providing an exemption from public records requirements for specified expunged criminal history records; providing exceptions; providing criminal penalties; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Bracy, by two-thirds vote, **CS for SB 470** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 964**—A bill to be entitled An act relating to environmental compliance costs; amending s. 366.8255, F.S.; redefining the term “environmental compliance costs” to include costs or expenses prudently incurred by an electric utility in complying with specified reclaimed water reuse requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 964**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1051** was withdrawn from the Committee on Rules.

On motion by Senator Diaz—

**CS for HB 1051**—A bill to be entitled An act relating to environmental compliance costs; amending s. 366.8255, F.S.; redefining the term “environmental compliance costs” to include costs or expenses prudently incurred by an electric utility in complying with specified reclaimed water reuse requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 964** and read the second time by title.

On motion by Senator Diaz, by two-thirds vote, **CS for HB 1051** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **SB 952** was deferred.

**CS for SB 1540**—A bill to be entitled An act relating to maternal health outcomes; amending s. 381.7353, F.S.; revising the Department of Health's duties under the Closing the Gap grant program; amending s. 381.7355, F.S.; revising the requirements for Closing the Gap grant proposals; creating s. 383.2163, F.S.; requiring the department to establish telehealth minority maternity care pilot programs in Duval County and Orange County by a specified date; defining terms; providing program purposes; requiring the pilot programs to provide specified telehealth services, or coordinate with prenatal home visiting programs to provide specified services, to eligible pregnant women for a specified period; requiring pilot programs to train participating health care practitioners and perinatal professionals on specified topics; providing for funding for the pilot programs; requiring the department's Division of Community Health Promotion and Office of Minority Health and Health Equity to apply for certain federal funding; authorizing the department to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1540**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1381** was withdrawn from the Committee on Appropriations.

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

**CS for HB 1381**—A bill to be entitled An act relating to maternal health outcomes; amending s. 381.7353, F.S.; revising the Department of Health's duties under the Closing the Gap grant program; amending s. 381.7355, F.S.; revising the requirements for Closing the Gap grant proposals; creating s. 383.2163, F.S.; requiring the department to establish telehealth minority maternity care pilot programs in Duval County and Orange County by a specified date; defining terms; providing program purposes; requiring the pilot programs to provide specified telehealth services to eligible pregnant women for a specified period; requiring pilot programs to train participating health care practitioners and perinatal professionals on specified topics; providing for funding for the pilot programs; requiring the department's Division of Community Health Promotion and Office of Minority Health and Health Equity to apply for certain federal funding; authorizing the department to adopt rules; providing an effective date.

—a companion measure, was substituted for **CS for SB 1540** and, by two-thirds vote, read the second time by title.

On motion by Senator Gibson, by two-thirds vote, **CS for HB 1381** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 768**—A bill to be entitled An act relating to the administration of vaccines; amending s. 465.189, F.S.; revising the specified immunizations or vaccines that certified pharmacists and registered interns may administer to adults; authorizing certain pharmacists to administer influenza vaccines to individuals 7 years of age or older under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, **CS for CS for SB 768** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Burgess	Mayfield
Albritton	Diaz	Passidomo
Baxley	Farmer	Perry
Bean	Gainer	Pizzo
Book	Garcia	Rodriguez
Boyd	Gibson	Rodriguez
Bradley	Gruters	Stargel
Brandes	Harrell	Stewart
Brodeur	Hooper	Wright
Broxson	Hutson	

Nays—11

Ausley	Jones	Taddeo
Berman	Polsky	Thurston
Bracy	Powell	Torres
Cruz	Rouson	

**CS for CS for SB 1086**—A bill to be entitled An act relating to operation and safety of motor vehicles and vessels; amending ss. 316.1932 and 316.1939, F.S.; revising conditions under which a person’s driving privilege is suspended and under which the person commits a misdemeanor relating to tests for alcohol, chemical substances, or controlled substances; specifying that such misdemeanor is a misdemeanor of the first degree; amending s. 327.02, F.S.; defining the term “human-powered vessel”; revising the definition of the term “navigation rules”; amending s. 327.04, F.S.; providing additional rulemaking authority to the Fish and Wildlife Conservation Commission; creating s. 327.462, F.S.; defining terms; authorizing heads of certain entities to establish temporary protection zones in certain water bodies for certain purposes; providing protection zone requirements; prohibiting the restriction of vessel movement within the Florida Intracoastal Waterway except under certain circumstances; requiring the heads of certain entities to report the establishment of such protection zones to the commission and to the appropriate United States Coast Guard Sector Command; providing requirements for the report; providing applicability; providing criminal penalties; amending s. 327.352, F.S.; revising conditions under which a person commits a misdemeanor of the first degree for refusing to submit to certain tests; amending s. 327.35215, F.S.; requiring the clerk of the court to notify the Department of

Highway Safety and Motor Vehicles of certain final dispositions by electronic transmission; requiring the department to enter such disposition on a person’s driving record; amending s. 327.359, F.S.; revising conditions under which a person commits a misdemeanor of the first degree for refusing to submit to certain tests; creating s. 327.371, F.S.; providing circumstances under which a person may operate a human-powered vessel within the boundaries of the marked channel of the Florida Intracoastal Waterway; providing a penalty; amending s. 327.391, F.S.; conforming cross-references; amending s. 327.395, F.S.; revising the types of documentation that a person may use to comply with certain boating safety requirements; removing the authority of the commission to appoint certain entities to administer a boating safety education course or temporary certificate examination and issue certain credentials; exempting certain persons from the requirement to possess certain documents aboard a vessel; removing the specified service fee amount that certain entities that issue boating safety identification cards and temporary certificates may charge and keep; amending s. 327.4107, F.S.; revising the conditions under which officers may determine a vessel is at risk of becoming derelict; authorizing certain officers to provide notice that a vessel is at risk of becoming derelict via body camera recordings; authorizing the commission or certain officers to relocate at-risk vessels to a certain distance from mangroves or vegetation; providing that the commission or officers are not liable for damages to such vessels; providing an exception; authorizing the commission to establish a derelict vessel prevention program consisting of certain components; authorizing the commission to adopt rules; providing that such program is subject to appropriation by the Legislature; providing for funding; amending s. 327.4108, F.S.; designating Monroe County as an anchoring limitation area subject to certain requirements; requiring the commission to adopt rules; providing construction; requiring the commission to designate a specified area as a priority for the removal of derelict vessels until certain conditions are met; deleting obsolete language; amending s. 327.4109, F.S.; prohibiting the anchoring or mooring of a vessel or floating structure within a certain distance of certain facilities; providing exceptions; amending s. 327.45, F.S.; authorizing the commission to establish protection zones where certain activities are prohibited in or near springs; amending s. 327.46, F.S.; authorizing a county or municipality to establish a boating-restricted area within and around a public mooring field and within certain portions of the Florida Intracoastal Waterway; creating s. 327.463, F.S.; specifying conditions under which a vessel is and is not operating at slow speed, minimum wake; prohibiting a person from operating a vessel faster than slow speed, minimum wake within a certain distance from other specified vessels; providing requirements for construction vessel or barge flags; exempting a person from being cited for a violation under certain circumstances; providing civil penalties; providing applicability; amending s. 327.50, F.S.; authorizing the commission to exempt vessel owners and operators from certain safety equipment requirements; amending s. 327.53, F.S.; requiring the owner or operator of a live-aboard vessel or houseboat equipped with a marine sanitation device to maintain a record of the date and location of each pumpout of the device for a certain period; providing an exception; conforming a cross-reference; making technical changes; amending s. 327.54, F.S.; prohibiting a livery from leasing, hiring, or renting a vessel to a person required to complete a commission-approved boating safety education course unless such person presents certain documentation indicating compliance; amending s. 327.60, F.S.; authorizing a local government to enact and enforce regulations allowing the local law enforcement agency to remove an abandoned or lost vessel affixed to a public mooring; amending s. 327.73, F.S.; providing additional violations that qualify as noncriminal infractions; providing civil penalties; prohibiting conviction of a person cited for a violation relating to possessing proof of boating safety education under certain circumstances; increasing certain civil penalties; providing that certain vessels shall be declared a public nuisance subject to certain statutory provisions; authorizing the commission or certain officers to relocate or remove public nuisance vessels from the waters of this state; providing that the commission or officers are not liable for damages to such vessels; providing an exception; amending s. 328.09, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a certificate of title to an applicant for a vessel that has been deemed derelict pursuant to certain provisions; authorizing the department, at a later date, to reject an application for a certificate of title for such a vessel; amending s. 376.15, F.S.; revising unlawful acts relating to derelict vessels; defining the term “leave”; prohibiting an owner or operator whose vessel becomes derelict due to specified accidents or events from being charged with a violation under certain circumstances; providing applicability; con-

forming provisions to changes made by the act; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel storage, destruction, and disposal activities; authorizing the commission to provide local government grants for the storage, destruction, and disposal of derelict vessels; providing for funding; amending s. 705.103, F.S.; providing notice procedures for when a law enforcement officer ascertains that a derelict or public nuisance vessel is present on the waters of this state; requiring a mailed notice to the owner or party responsible for the vessel to inform him or her of the right to a hearing; providing hearing requirements; authorizing a law enforcement agency to take certain actions if a hearing is not requested or a vessel is determined to be derelict or otherwise in violation of law; revising provisions relating to liability for vessel removal costs and notification of the amount owed; providing criminal penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; requiring persons whose vessel registration and motor vehicle privileges have been revoked for failure to pay certain costs to be reported to the department; prohibiting issuance of a certificate of registration to such persons until such costs are paid; amending s. 823.11, F.S.; revising application of definitions; revising the definition of the term "derelict vessel"; specifying requirements for a vessel to be considered wrecked, junked, or substantially dismantled; providing construction; revising unlawful acts relating to derelict vessels; defining the term "leave"; prohibiting an owner or operator whose vessel becomes derelict due to specified accidents or events from being charged with a violation under certain circumstances; providing applicability; providing that relocation or removal costs incurred by a governmental subdivision are recoverable against the vessel owner or the party determined to be legally responsible for the vessel being derelict; providing criminal penalties for a person who is issued a registration for a vessel or motor vehicle before such costs are paid; authorizing a governmental subdivision that has received authorization from a law enforcement officer or agency to direct a contractor to perform vessel relocation or removal activities; providing effective dates.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

**Amendment 1 (189384) (with title amendment)**—Between lines 1180 and 1181 insert:

Section 19. Section 327.521, Florida Statutes, is created to read:

327.521 *No-discharge zones.*—

(1) *Effective immediately upon approval by the United States Environmental Protection Agency of a no-discharge zone determination for the waters of the United States within the boundaries of aquatic preserves identified in s. 258.39, all waters of this state within such areas are designated no-discharge zones within which a person may not discharge sewage of any type, whether treated or untreated, from any vessel or floating structure.*

(2) *A person who violates this section commits a noncriminal infraction, punishable by a civil penalty of up to \$250. If any discharge prohibited by this section is ongoing or continuous, the person may be assessed a penalty of up to \$250 for each day the violation continues.*

(3)(a) *The owner or operator of a vessel or floating structure convicted a second time for violating this section shall, within 30 days after the conviction, remove the vessel or floating structure from the waters of this state. For purposes of this paragraph, the term "conviction" means a disposition other than acquittal or dismissal.*

(b) *If the vessel or floating structure remains on the waters of this state in violation of this subsection, law enforcement officers charged with the enforcement of this chapter under s. 327.70 shall apply to the appropriate court in the county in which the vessel or floating structure is located to order or otherwise cause the removal of such vessel or floating structure from the waters of this state at the owner's expense.*

(c) *If the owner cannot be found or otherwise fails to pay the removal costs, s. 328.17 shall apply. If the proceeds under s. 328.17 are not sufficient to pay all removal costs, funds appropriated from the Marine Resources Conservation Trust Fund pursuant to s. 327.53(6)(b) or s. 328.72(15)(c) may be used.*

(4) *The commission shall maintain a list of marine sewage pumpout facilities throughout this state, make the list available on its website, and provide the list with information about the Department of Environmental Protection's Clean Marina Program to all counties for distribution to public and private marinas.*

And the title is amended as follows:

Delete line 96 and insert: equipment requirements; creating s. 327.521, F.S.; designating waters of this state within aquatic preserves as no-discharge zones upon approval by the United States Environmental Protection Agency; prohibiting discharge of sewage from a vessel or floating structure into such waters; providing civil penalties; providing increased penalties for each day the violation continues; requiring the owner or operator to remove such vessel or structure within a specified timeframe from the waters of this state upon a second conviction; defining the term "conviction"; providing requirements for removal and sale of such vessel or structure under certain circumstances; requiring the commission to maintain and make available to the public a list of marine sewage pumpout facilities; amending s. 327.53, F.S.;

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Rodriguez moved the following amendment which was adopted:

**Amendment 2 (765050)**—Delete lines 1104-1109 and insert:

- a. Designated as a public bathing beach or swim area.
- b. Within 300 feet of a dam, spillway, or flood control structure.

*Vessel exclusion zones created pursuant to this subparagraph must be marked with uniform waterway markers permitted by the commission in accordance with this chapter. Such zones may not be marked by ropes.*

On motion by Senator Hutson, by two-thirds vote, **CS for CS for SB 1086**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Brandes

**CS for CS for SB 838**—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.222, F.S.; requiring certain service charges to be distributed in a specified manner; amending s. 28.24, F.S.; defining the term "court record"; specifying the amount of charges for certain services rendered by, and instruments filed with, the clerk of the circuit court which are not court records; amending s. 28.241, F.S.; revising the distribution of revenue from filing fees from the institution of certain appellate proceedings; amending s. 28.246, F.S.; clarifying the responsibility of an individual released from incarceration regarding enrolling in a payment plan for any outstanding court obligations; modifying the manner of calculating a monthly payment amount under a payment plan; requiring the clerk to establish all terms of a payment plan; amending s. 28.35, F.S.; conforming cross-references and provi-



sions to changes made by the act; amending s. 28.36, F.S.; conforming a cross-reference and a provision to changes made by the act; requiring the corporation to establish and manage a contingency reserve within the Clerks of the Court Trust Fund for specified purposes; prescribing reporting requirements; specifying circumstances under which moneys held in reserve may be used; prescribing procedures for the release of such funds; amending s. 28.37, F.S.; modifying a provision regarding state court system funding; defining terms; conforming a cross-reference; revising provisions governing the transfer of certain funds from the Clerks of the Court Trust Fund to the General Revenue Fund by the Department of Revenue; amending s. 28.42, F.S.; requiring the clerks to develop a uniform payment plan form by a specified date; prescribing requirements for the form; requiring the clerks to use such form by a specified date; amending s. 40.29, F.S.; requiring the clerks of the court to submit requests for reimbursement for jury-related costs to the Florida Clerks of Court Operations Corporation within specified timeframes; requiring the corporation to review such requests for reimbursement; requiring the corporation to submit certain information to the Justice Administrative Commission; requiring the commission to review the information and submit a request for payment to the Chief Financial Officer under certain circumstances; removing a provision authorizing the commission to apportion funds among the counties for certain purposes; amending ss. 318.15, 318.20, and 322.245, F.S.; requiring orders and notifications for certain traffic citations and suspensions to include information regarding payment plans; amending s. 775.083, F.S.; designating the clerk as the entity responsible for collecting payment of certain court obligations; requiring a person ordered to pay such obligations to contact the clerk in order to pay or establish a payment plan, unless otherwise provided; amending ss. 27.52, 28.22205, 28.246, 45.035, 55.141, 57.082, 197.502, 197.532, 197.542, 197.582, 569.23, and 712.06, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **CS for CS for SB 838** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for CS for SB 1946**—A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; providing that certain areas are grandfathered-in anchoring limitation areas; authorizing counties to establish anchoring limitation areas that meet certain requirements; defining the term “navigable-in-fact waterways”; specifying size requirements for the anchoring limitation areas; requiring the anchoring limitation areas to be marked with signs and buoys that meet certain requirements; prohibiting vessels from anchoring in such areas for longer than a specified time; requiring counties to provide notice to the Fish and Wildlife Conservation Commission within a specified timeframe before establishing an anchoring limitation area; requiring the commission to publish notice of the proposed ordinance on its website and distribute an e-mail notice; prohibiting Monroe County from establishing an anchoring limitation area until the county meets certain requirements; requiring the commission to designate a specified area as a priority for the investigation and removal of derelict vessels until certain conditions are met; requiring owners or operators in certain anchoring limitation areas to be allowed to provide specified proof of compliance with certain provisions; authorizing law

enforcement officers or agencies to issue citations for violations under certain circumstances; providing that vessels with a specified number of repeat offenses within a specified timeframe shall be declared public nuisances and subject to certain provisions; removing applicability provisions relating to the commission’s recommendations; reenacting s. 327.73(1)(z), F.S., relating to noncriminal infractions, to incorporate the amendment made to s. 327.4108, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Senator Polsky moved the following amendment:

**Amendment 1 (555226) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 327.4108, Florida Statutes, is amended to read:

327.4108 Anchoring of vessels in anchoring limitation areas.—

(1)(a) The following densely populated urban areas, which have narrow state waterways, residential docking facilities, and significant recreational boating traffic, are designated as *and shall be considered to be grandfathered-in* anchoring limitation areas:

1. ~~(a)~~ The section of Middle River lying between Northeast 21st Court and the Intracoastal Waterway in Broward County.

2. ~~(b)~~ Sunset Lake in Miami-Dade County.

3. ~~(c)~~ The sections of Biscayne Bay in Miami-Dade County lying between:

a. ~~1.~~ Rivo Alto Island and Di Lido Island.

b. ~~2.~~ San Marino Island and San Marco Island.

c. ~~3.~~ San Marco Island and Biscayne Island.

(b)(2) To promote the public’s use and enjoyment of the designated waterway, except as provided in subsections (4) ~~(3)~~ and (5) ~~(4)~~, a person may not anchor a vessel at any time during the period between one-half hour after sunset and one-half hour before sunrise in an anchoring limitation area *designated under this subsection*.

(2)(a) *Notwithstanding s. 327.60(2)(f), a county, except for a county included in an area of critical state concern, may establish, in accordance with this subsection, an anchoring limitation area adjacent to urban areas that have residential docking facilities and significant recreational boating traffic. The aggregate total of anchoring limitation areas in a county may not exceed 10 percent of the county’s delineated navigable-in-fact waterways. As used in this subsection, the term “navigable-in-fact waterways” means waterways that are navigable in their natural or unimproved condition over which useful commerce or public recreation of a substantial and permanent character is or may be conducted in the customary mode of trade and travel on water. The term does not include lakes or streams that are theoretically navigable; have a potential for navigability; or are temporary, precarious, and unprofitable, but the term does include lakes or streams that have practical usefulness to the public as highways for transportation. Each anchoring limitation area must meet all of the following requirements:*

1. *Be less than 100 acres in size. For purposes of this subsection, the calculated size of the anchoring limitation area does not include any portion of the marked channel of the Florida Intracoastal Waterway contiguous to the anchoring limitation area;*

2. *Not include any mooring field or marina; and*

3. *Be clearly marked with all of the following:*

a. *Signs that provide reasonable notice to boaters identifying the duration of time beyond which anchoring is limited and identifying the county ordinance by which the anchoring limitation area was created.*

b. *Buoys. The county that has created an anchoring limitation area shall install and maintain buoys marking the boundary of the anchoring limitation area.*



The signs and buoys must be permitted and installed in accordance with ss. 327.40 and 327.41 and commission rule.

(b) Except as provided in subsections (4) and (5), a person may not anchor a vessel for more than 45 consecutive days in any 6-month period in an anchoring limitation area established pursuant to this subsection.

(c) A county proposing establishment of an anchoring limitation area in accordance with this subsection shall provide notice to the commission at least 30 days before introducing an ordinance to establish the anchoring limitation area. The commission shall publish notice of the proposed ordinance on its website and distribute such notice through the commission's Boating and Waterways Section e-mail distribution list for ordinances.

(3)(a) Any coastal waterways within the jurisdiction of a county that is included in an area of critical state concern are designated as anchoring limitation areas. Within such areas, a vessel on waters of the state may be anchored in the same location only for a maximum of 90 days. The commission shall adopt rules to implement this subsection.

(b) The anchoring limitations in this subsection do not apply to approved and permitted moorings or mooring fields.

(c) Notwithstanding the commission rules adopted pursuant to this subsection, this section is not effective for Monroe County until the county approves, permits, and opens new moorings for public use, including at least 250 moorings within 1 mile of the Key West Bight City Dock and at least 50 moorings within the Key West Garrison Bight Mooring Field. Until such time, the commission shall designate the area within 1 mile of the Key West Bight City Dock as a priority for the investigation and removal of derelict vessels.

(4)(~~3~~) Notwithstanding subsections (1), ~~subsection (2)~~, and (3), a person may anchor a vessel in an anchoring limitation area:

(a) If the vessel suffers a mechanical failure that poses an unreasonable risk of harm to the vessel or the persons onboard unless the vessel anchors. The vessel may anchor for 3 business days or until the vessel is repaired, whichever occurs first.

(b) If imminent or existing weather conditions in the vicinity of the vessel pose an unreasonable risk of harm to the vessel or the persons onboard unless the vessel anchors. The vessel may anchor until weather conditions no longer pose such risk. During a hurricane or tropical storm, weather conditions are deemed to no longer pose an unreasonable risk of harm when the hurricane or tropical storm warning affecting the area has expired.

(c) During events described in s. 327.48 or other special events, including, but not limited to, public music performances, local government waterfront activities, or fireworks displays. A vessel may anchor for the lesser of the duration of the special event or 3 days.

(5)(~~4~~) This section does not apply to:

(a) Vessels owned or operated by a governmental entity for law enforcement, firefighting, military, or rescue purposes.

(b) Construction or dredging vessels on an active job site.

(c) Vessels actively engaged in commercial fishing.

(d) Vessels engaged in recreational fishing if the persons onboard are actively tending hook and line fishing gear or nets.

(6)(a)(~~5~~)(~~a~~) As used in this subsection, the term "law enforcement officer or agency" means an officer or agency authorized to enforce this section pursuant to s. 327.70.

(b)1. For a vessel in an anchoring limitation area established pursuant to subsection (2), upon an inquiry by a law enforcement officer or agency, a vessel owner or operator must be given an opportunity to provide proof that the vessel has not exceeded the limitations described in subsection (2). Such proof may include any of the following:

a. Documentation showing that the vessel was in another location at least 1 mile away within a period of less than 45 days before the inquiry.

b. Electronic evidence, including, but not limited to, navigational devices or tracking devices that show the vessel was in another location at least 1 mile away within a period of less than 45 days before the inquiry.

2. If a vessel owner or operator fails or refuses to provide proof that the vessel has not exceeded the limitations described in subsection (2), the law enforcement officer or agency may issue a citation for a violation of this section.

(c)(~~b~~) A law enforcement officer or agency may remove a vessel from an anchoring limitation area designated under subsection (1) or established pursuant to subsection (2) and impound the vessel for up to 48 hours, or cause such removal and impoundment, if the vessel operator, after being issued a citation for a violation of this section:

1. Anchors the vessel in violation of this section within 12 hours after being issued the citation; or

2. Refuses to leave the anchoring limitation area after being directed to do so by a law enforcement officer or agency.

(d) A vessel that is the subject of more than three violations within 12 months which result in dispositions other than acquittal or dismissal shall be declared to be a public nuisance and subject to s. 705.103, or for a derelict vessel, subject to s. 823.11.

(e)(~~e~~) A law enforcement officer or agency acting under this subsection to remove or impound a vessel, or to cause such removal or impoundment, shall be held harmless for any damage to the vessel resulting from such removal or impoundment unless the damage results from gross negligence or willful misconduct.

(f)(~~d~~) A contractor performing removal or impoundment services at the direction of a law enforcement officer or agency pursuant to this subsection must:

1. Be licensed in accordance with United States Coast Guard regulations, as applicable.

2. Obtain and carry a current policy issued by a licensed insurance carrier in this state to insure against any accident, loss, injury, property damage, or other casualty caused by or resulting from the contractor's actions.

3. Be properly equipped to perform such services.

(g)(~~e~~) In addition to the civil penalty imposed under s. 327.73(1)(z), the operator of a vessel that is removed and impounded pursuant to paragraph (c) (~~b~~) must pay all removal and storage fees before the vessel is released. A vessel removed pursuant to paragraph (c) (~~b~~) may not be impounded for longer than 48 hours.

(7)(~~6~~) A violation of this section is punishable as provided in s. 327.73(1)(z).

~~(7) This section shall remain in effect notwithstanding the Legislature's adoption of the commission's recommendations for the regulation of mooring vessels outside of public mooring fields pursuant to s. 327.4105.~~

Section 2. For the purpose of incorporating the amendment made by this act to section 327.4108, Florida Statutes, in a reference thereto, paragraph (z) of subsection (1) of section 327.73, Florida Statutes, is reenacted to read:

327.73 Noncriminal infractions.—

(1) Violations of the following provisions of the vessel laws of this state are noncriminal infractions:

(z) Section 327.4108, relating to the anchoring of vessels in anchoring limitation areas, for which the penalty is:

1. For a first offense, up to a maximum of \$50.

2. For a second offense, up to a maximum of \$100.

3. For a third or subsequent offense, up to a maximum of \$250.

Any person cited for a violation of any provision of this subsection shall be deemed to be charged with a noncriminal infraction, shall be cited for such an infraction, and shall be cited to appear before the county court. The civil penalty for any such infraction is \$50, except as otherwise provided in this section. Any person who fails to appear or otherwise properly respond to a uniform boating citation shall, in addition to the charge relating to the violation of the boating laws of this state, be charged with the offense of failing to respond to such citation and, upon conviction, be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. A written warning to this effect shall be provided at the time such uniform boating citation is issued.

Section 3. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to anchoring limitation areas; amending s. 327.4108, F.S.; providing that certain areas are grandfathered-in anchoring limitation areas; authorizing certain counties to establish anchoring limitation areas that meet certain requirements; defining the term "navigable-in-fact waterways"; specifying size requirements for the anchoring limitation areas; requiring the anchoring limitation areas to be marked with signs and buoys that meet certain requirements; prohibiting vessels from anchoring in such areas for longer than a specified time; requiring counties to provide notice to the Fish and Wildlife Conservation Commission within a specified timeframe before introducing an ordinance to establish an anchoring limitation area; requiring the commission to publish notice of the proposed ordinance on its website and distribute an e-mail notice; designating coastal waterways within counties in areas of critical state concern as anchoring limitation areas; providing requirements for such areas; requiring the commission to adopt rules; providing applicability; prohibiting Monroe County from establishing an anchoring limitation area until the county meets certain requirements; requiring the commission to designate a specified area as a priority for the investigation and removal of derelict vessels until certain conditions are met; requiring owners or operators in certain anchoring limitation areas to be allowed to provide specified proof of compliance with certain provisions; authorizing law enforcement officers or agencies to issue citations for violations under certain circumstances; providing that vessels with a specified number of repeat offenses within a specified timeframe shall be declared public nuisances and subject to certain provisions; removing applicability provisions relating to the commission's recommendations; reenacting s. 327.73(1)(z), F.S., relating to noncriminal infractions, to incorporate the amendment made to s. 327.4108, F.S., in a reference thereto; providing an effective date.

Senator Polsky moved the following amendment to **Amendment 1 (555226)** which was adopted:

**Amendment 1A (331560) (with title amendment)**—Delete lines 28-78 and insert:

(2)(a) *Notwithstanding s. 327.60(2)(f), a county, except for Monroe County, may establish, in accordance with this subsection, an anchoring limitation area adjacent to urban areas that have residential docking facilities and significant recreational boating traffic. The aggregate total of anchoring limitation areas in a county may not exceed 10 percent of the county's delineated navigable-in-fact waterways. As used in this subsection, the term "navigable-in-fact waterways" means waterways that are navigable in their natural or unimproved condition over which useful commerce or public recreation of a substantial and permanent character is or may be conducted in the customary mode of trade and travel on water. The term does not include lakes or streams that are theoretically navigable; have a potential for navigability; or are temporary, precarious, and unprofitable, but the term does include lakes or streams that have practical usefulness to the public as highways for transportation. Each anchoring limitation area must meet all of the following requirements:*

1. *Be less than 100 acres in size. For purposes of this subsection, the calculated size of the anchoring limitation area does not include any portion of the marked channel of the Florida Intracoastal Waterway contiguous to the anchoring limitation area;*
2. *Not include any mooring field or marina; and*

3. *Be clearly marked with all of the following:*

- a. *Signs that provide reasonable notice to boaters identifying the duration of time beyond which anchoring is limited and identifying the county ordinance by which the anchoring limitation area was created.*
- b. *Buoys. The county that has created an anchoring limitation area shall install and maintain buoys marking the boundary of the anchoring limitation area.*

*The signs and buoys must be permitted and installed in accordance with ss. 327.40 and 327.41 and commission rule.*

(b) *Except as provided in subsections (4) and (5), a person may not anchor a vessel for more than 45 consecutive days in any 6-month period in an anchoring limitation area established pursuant to this subsection.*

(c) *A county proposing establishment of an anchoring limitation area in accordance with this subsection shall provide notice to the commission at least 30 days before introducing an ordinance to establish the anchoring limitation area. The commission shall publish notice of the proposed ordinance on its website and distribute such notice through the commission's Boating and Waterways Section e-mail distribution list for ordinances.*

(3)(a) *Monroe County is designated as an anchoring limitation area within which a*

And the title is amended as follows:

Delete lines 234-236 and insert: designating Monroe County as an anchoring limitation area; providing requirements for such area;

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Polsky moved the following amendment to **Amendment 1 (555226)** which was adopted:

**Amendment 1B (439588)**—Delete lines 142-143 and insert: vessel from an anchoring limitation area and

**Amendment 1 (555226)**, as amended, was adopted.

On motion by Senator Polsky, by two-thirds vote, **CS for CS for CS for SB 1946**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

On motion by Senator Boyd—

**CS for CS for CS for SB 426**—A bill to be entitled An act relating to state preemption of seaport regulations; creating s. 311.25, F.S.; prohibiting a local ballot initiative or referendum from restricting maritime commerce in the seaports of this state; providing that such a local ballot initiative, referendum, or action adopted therein is prohibited, void, and expressly preempted to the state; prohibiting local governments and their political subdivisions and special districts from restricting mar-

itime commerce in a seaport located in or adjoining an area of critical state concern with respect to any federally authorized passenger cruise vessel; providing that certain actions relating to such restrictions are prohibited, void, and expressly preempted to the state; providing applicability; clarifying remaining authority of certain local entities; providing for severability; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 426** was placed on the calendar of Bills on Third Reading.

**CS for SB 358**—A bill to be entitled An act relating to water safety and swimming certification for K-12 students; providing a short title; creating s. 1003.225, F.S.; defining the term “water safety”; requiring public schools to provide specified information to certain parents or students; providing an effective date.

—was read the second time by title. On motion by Senator Berman, by two-thirds vote, **CS for SB 358** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 420**—A bill to be entitled An act relating to motor vehicle insurance coverage exclusions; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; requiring excluded drivers to meet certain requirements for financial responsibility; amending ss. 324.151, 627.736, and 627.7407, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Hooper moved the following amendment which was adopted:

**Amendment 1 (472820) (with title amendment)**—Delete lines 17-40 and insert:

(1) *A private passenger motor vehicle policy may exclude the following coverages for all claims or suits resulting from the operation of a motor vehicle by an identified individual who is not a named insured, provided the identified individual is named on the declarations page or by endorsement and the named insured consents in writing to such exclusion:*

(a) *Notwithstanding the Florida Motor Vehicle No-Fault Law, the personal injury protection coverage specifically applicable to the identified individual's injuries, lost wages, and death benefits.*

(b) *Property damage liability coverage.*

(c) *Bodily injury liability coverage, if required by law and purchased by the named insured.*

(d) *Uninsured motorist coverage for any damages sustained by the identified excluded individual, if the named insured has purchased such coverage.*

(e) *Any coverage the named insured is not required by law to purchase.*

(2) *A private passenger motor vehicle policy may not exclude coverage when:*

(a) *The identified individual is injured while not operating a motor vehicle;*

(b) *The identified individual is being excluded solely because of his or her race, color, religion, sex, national origin, age, handicap, pregnancy, or marital status; or*

And the title is amended as follows:

Delete lines 5-6 and insert: certain coverages for claims resulting from the operation of motor vehicles by identified individuals under certain circumstances; requiring

On motion by Senator Hooper, by two-thirds vote, **CS for SB 420**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

On motion by Senator Baxley—

**HB 529**—A bill to be entitled An act relating to moments of silence in public schools; amending s. 1003.45, F.S.; providing legislative findings; requiring that public school principals require certain teachers to set aside time for a moment of silence at the beginning of each school day; specifying the duration of the required moment of silence; prohibiting teachers from making suggestions as to the nature of any reflection that a student may engage in during the moment of silence; deleting a provision authorizing district school boards to provide a brief period of silent prayer or meditation; requiring certain teachers to encourage parents or guardians to discuss the moment of silence with their children and to make suggestions as to the best use of this time; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 529** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 366** was deferred.

**CS for SB 468**—A bill to be entitled An act relating to expunction of criminal history records relating to certain cannabis offenses; creating s. 943.0586, F.S.; providing for eligibility; requiring a petitioner to obtain a certificate of eligibility from the Department of Law Enforcement; requiring the department to adopt rules; providing application requirements and contents of a certificate of eligibility for expunction;

requiring the department to issue a certificate of eligibility for expunction if a person meets specified criteria; providing contents of a petition; providing court procedures for expungement; providing that the subject of an expungement order may lawfully deny or fail to acknowledge the arrest and notice to appear; providing exceptions; providing that a petition for expunction of certain cannabis offenses does not foreclose the petitioner from applying to seal or expunge other criminal arrests; providing an effective date.

—was read the second time by title. On motion by Senator Bracy, by two-thirds vote, **CS for SB 468** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Boyd	Gainer
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**CS for SB 418**—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for the addresses and telephone numbers of persons provided public emergency shelter during a storm or catastrophic event and held by the agency that provided the emergency shelter; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 418**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 327** was withdrawn from the Committee on Rules.

On motion by Senator Burgess—

**CS for CS for HB 327**—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for the address and telephone number of persons provided public emergency shelter and held by the agency that provided the emergency shelter; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 418** and read the second time by title.

On motion by Senator Burgess, by two-thirds vote, **CS for CS for HB 327** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bradley	Gainer
Albritton	Brandes	Garcia
Ausley	Brodeur	Gibson
Baxley	Broxson	Gruters
Bean	Burgess	Harrell
Book	Cruz	Hooper
Boyd	Diaz	Hutson
Bracy	Farmer	Jones

Mayfield	Powell	Stewart
Passidomo	Rodrigues	Taddeo
Perry	Rodriguez	Thurston
Pizzo	Rouson	Torres
Polsky	Stargel	Wright

Nays—1

Berman

**CS for SB 616**—A bill to be entitled An act relating to public accountancy; amending s. 473.308, F.S.; requiring that certain applicants not be licensed in any state or territory in order to be licensed by endorsement; amending s. 473.311, F.S.; providing license renewal requirements for nonresident licensees; amending s. 473.312, F.S.; requiring that a majority of the hours required for continuing education include specific content; amending s. 473.313, F.S.; authorizing certain Florida certified public accountants to apply to the Department of Business and Professional Regulation to have their license placed in a retired status; providing requirements for such conversion; imposing requirements and prohibitions on retired licensees; authorizing retired licensees to use a specified title under certain circumstances; providing that retired licensees are not required to maintain continuing education requirements; authorizing retired licensees to reactivate their licenses if certain conditions are met; defining the term “retired licensee”; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **CS for SB 616** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 582**—A bill to be entitled An act relating to parental rights; creating ch. 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term “parent”; creating s. 1014.03, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from infringing on parental rights unless specified conditions are met; creating s. 1014.04, F.S.; prohibiting the state, its political subdivisions, other governmental entities, or other institutions from obstructing or interfering with specified parental rights; providing construction; authorizing discipline of state employees who encourage or coerce, or attempt to encourage or coerce, a minor child to withhold information from his or her parent; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; specifying requirements for such policy; defining the term “instructional materials”; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing from a district school superintendent; requiring the district school superintendent to provide requested information in a specified timeframe; authorizing a parent to appeal a district school superintendent’s denial of, or failure to provide, requested information; requiring a district school board to place such appeal on the agenda for its next public meeting, or the subsequent meeting if it is too late to

place such appeal on the next agenda; creating s. 1014.06, F.S.; prohibiting health care practitioners and their employees from providing health care services or prescribing medicinal drugs to a minor child without a parent's written consent; prohibiting a provider from allowing a medical procedure to be performed on a minor child in its facility without a parent's written consent; providing exceptions; providing applicability; providing for disciplinary action and criminal penalties; amending s. 408.813, F.S.; authorizing the Agency for Health Care Administration to impose an administrative fine on providers that violate certain parental consent requirements; amending s. 456.072, F.S.; authorizing the Department of Health to take disciplinary action against health care practitioners who fail to comply with certain parental consent requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 582**, pursuant to Rule 3.11(3), there being no objection, **HB 241** was withdrawn from the Committee on Rules.

On motion by Senator Rodrigues—

**HB 241**—A bill to be entitled An act relating to Parents' Bill of Rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term "parent"; creating s. 1014.03, F.S.; providing that the state, its political subdivisions, other governmental entities, or other institutions may not infringe on parental rights without demonstrating specified information; creating s. 1014.04, F.S.; providing that a parent of a minor child has specified rights relating to his or her minor child; prohibiting the state from infringing upon specified parental rights; providing that certain actions by specified individuals are grounds for disciplinary actions against such individuals; prohibiting specified parental rights from being denied or abridged; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; providing requirements for such policy; defining the term "instructional materials"; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing; providing a procedure for the denial of such information; creating s. 1014.06, F.S.; prohibiting certain health care practitioners and their employees from taking specified actions without a parent's written permission; prohibiting a health care facility from allowing certain actions without a parent's written permission; providing exceptions; providing for disciplinary actions and criminal penalties; amending s. 408.813, F.S.; providing that certain violations relating to parental consent are grounds for administrative fines for health care facilities; amending s. 456.072, F.S.; providing that failure to comply with certain parental consent requirements is grounds for disciplinary action for health care practitioners; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 582** and read the second time by title.

Pursuant to Rule 4.19, **HB 241** was placed on the calendar of Bills on Third Reading.

**CS for SB 950**—A bill to be entitled An act relating to bicycle and pedestrian safety; amending s. 316.003, F.S.; defining the terms "bicycle lane" and "separated bicycle lane"; amending s. 316.083, F.S.; revising and providing requirements for the driver of a motor vehicle overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; providing exceptions; providing a penalty; requiring the Department of Highway Safety and Motor Vehicles to provide an annual awareness and safety campaign regarding certain safety precautions; amending s. 316.0875, F.S.; exempting a motor vehicle driver from certain provisions relating to no-passing zones when overtaking a bicycle or other nonmotorized vehicle, an electric bicycle, or a pedestrian; making a technical change; amending s. 316.151, F.S.; revising requirements for vehicles turning at intersections; providing turn signaling and distance requirements for a motor vehicle driver when overtaking and passing a bicycle; making a technical change; amending s. 316.2065, F.S.; providing requirements for persons riding bicycles on a substandard-width lane; prohibiting persons riding bicycles in a bicycle lane from riding more than two abreast; providing requirements for riding in a bicycle lane; providing requirements for persons riding

bicycles in groups when stopping at a stop sign; making a technical change; amending s. 322.12, F.S.; requiring a minimum number of questions in the test bank for a Class E driver license to address bicycle and pedestrian safety; amending ss. 212.05, 316.306, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Book moved the following amendment:

**Amendment 1 (793004) (with title amendment)**—Delete lines 57-237 and insert:

Section 2. Section 316.083, Florida Statutes, is amended to read:

316.083 Overtaking and passing a vehicle, a bicycle or other nonmotorized vehicle, or an electric bicycle.—The following rules shall govern the overtaking and passing of vehicles, bicycles and other nonmotorized vehicles, and electric bicycles, ~~proceeding in the same direction~~, subject to those limitations, exceptions, and special rules herein-after stated:

(1) The driver of a vehicle overtaking another vehicle proceeding in the same direction ~~must~~ ~~shall~~ give an appropriate signal as provided for in s. 316.156, ~~must~~ ~~shall~~ pass to the left thereof at a safe distance, and ~~must~~ ~~shall~~ not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(2) *The driver of a vehicle overtaking a bicycle or other nonmotorized vehicle or an electric bicycle occupying the same travel lane must pass the bicycle or other nonmotorized vehicle or electric bicycle at a safe distance of not less than 3 feet or, if such movement cannot be safely accomplished, must remain at a safe distance behind the bicycle or other nonmotorized vehicle or electric bicycle until the driver can safely pass at a distance of not less than 3 feet and must safely clear the overtaken bicycle or other nonmotorized vehicle or electric bicycle.*

(3) The driver of a vehicle overtaking a bicycle or other nonmotorized vehicle, or an electric bicycle, *occupying a bicycle lane* must pass the bicycle, other nonmotorized vehicle, or electric bicycle at a safe distance of not less than 3 feet between the vehicle and the bicycle, other nonmotorized vehicle, or electric bicycle.

(4) *Subsections (2) and (3) do not apply when a bicycle or other nonmotorized vehicle, or an electric bicycle, occupies a separated bicycle lane.*

(5)(2) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle ~~must~~ ~~shall~~ give way to the right in favor of the overtaking vehicle, on audible signal or upon the visible blinking of the headlamps of the overtaking vehicle if such overtaking is being attempted at nighttime, and ~~must~~ ~~shall~~ not increase the speed of his or her vehicle until completely passed by the overtaking vehicle.

(6)(3) A person who violates ~~violation of~~ this section ~~commits is~~ a noncriminal traffic infraction, punishable as a moving violation as provided in chapter 318.

(7) *The department must provide an annual awareness and safety campaign informing the public about the safety precautions to be taken when overtaking a bicycle or other nonmotorized vehicle or an electric bicycle.*

Section 3. Section 316.0875, Florida Statutes, is amended to read:

316.0875 No-passing zones.—

(1) The Department of Transportation and local authorities ~~may~~ ~~are~~ ~~authorized to~~ determine those portions of any highway under their respective ~~jurisdictions~~ ~~jurisdiction~~ where overtaking and passing or driving to the left of the roadway would be especially hazardous and may, by appropriate signs or markings on the roadway, indicate the beginning and end of such zones, ~~and~~ When such signs or markings are in place and clearly visible to an ordinarily observant person, ~~a~~ ~~every~~ driver of a vehicle ~~must~~ ~~shall~~ obey the directions thereof.

(2) Where signs or markings are in place to define a no-passing zone as set forth in subsection (1), ~~a no driver may not, shall~~ at any time, drive on the left side of the roadway ~~within~~ with such no-passing zone or on the left side of any pavement striping designed to mark such no-passing zone throughout its length.

(3) This section does not apply to a driver who safely and briefly drives to the left of the center of the roadway only to the extent necessary to:

- (a) Avoid ~~when~~ an obstruction;
- (b) Turn ~~exists making it necessary to drive to the left of the center of the highway, nor to the driver of a vehicle turning left into or from an alley, a private road, or a driveway; or~~

(c) Overtake and pass a bicycle or other nonmotorized vehicle or an electric bicycle pursuant to s. 316.083(2) or (3).

(4) A person who violates ~~violation of~~ this section commits ~~is~~ a noncriminal traffic infraction, punishable as a moving violation as provided in chapter 318.

Section 4. Section 316.151, Florida Statutes, is amended to read:

316.151 Required position and method of turning at intersections.—

(1)(a) *Right turn.*—The driver of a vehicle intending to turn right at an intersection onto a highway, public or private roadway, or driveway must ~~shall do so as follows:~~

1.(a) *Make Right turn.*—both the approach for a right turn and a right turn ~~shall be made~~ as close as practicable to the right-hand curb or edge of the roadway.

2. *When overtaking and passing a bicycle proceeding in the same direction, give an appropriate signal as provided for in s. 316.156 and make the right turn only if the bicycle is at least 20 feet from the intersection, and is of such a distance that the driver of a vehicle may safely turn.*

(b) *Left turn.*—

1. The driver of a vehicle intending to turn left at an ~~any~~ intersection onto a highway, public or private roadway, or driveway must ~~shall~~ approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle; and ~~must make, after entering the intersection, the left turn shall be made~~ so as to leave the intersection in a lane lawfully available to traffic moving in such direction upon the roadway being entered.

2. A person riding a bicycle and intending to turn left in accordance with this section is entitled to the full use of the lane from which the turn may legally be made. *The person must:*

a. Whenever practicable, *make* the left turn ~~shall be made~~ in that portion of the intersection to the left of the center of the intersection; or-

(c) *Left turn by bicycle.*—~~In addition to the method of making a left turn described in paragraph (b), a person riding a bicycle and intending to turn left has the option of following the course described hereafter. The rider shall~~

b. Approach the turn as close as practicable to the right curb or edge of the roadway; after proceeding across the intersecting roadway, ~~make the turn shall be made~~ as close as practicable to the curb or edge of the roadway on the far side of the intersection; and, before proceeding, ~~the bicyclist shall~~ comply with any official traffic control device or police officer regulating traffic on the highway along which the ~~person bicyclist~~ intends to proceed.

(2) The state, county, and local authorities in their respective jurisdictions may cause official traffic control devices to be placed within or adjacent to intersections and thereby require and direct that a different course from that specified in this section be traveled by vehicles turning at an intersection. When such devices are so placed, a ~~no~~ driver of a vehicle may *not* turn a vehicle at an intersection other than as directed and required by such devices.

(3) A ~~person who violates violation of~~ this section ~~commits is~~ a noncriminal traffic infraction, punishable as a moving violation as provided in chapter 318.

Section 5. Subsections (5), (6), and (19) of section 316.2065, Florida Statutes, are amended to read:

316.2065 Bicycle regulations.—

(5)(a) A ~~Any~~ person operating a bicycle upon a roadway at less than the normal speed of traffic at the time and place and under the conditions then existing ~~must shall~~ ride in the ~~bicycle lane marked for bicycle use or, if there is no bicycle lane on the roadway is marked for bicycle use,~~ as close as practicable to the right-hand curb or edge of the roadway except under any of the following situations:

1. When overtaking and passing another bicycle or vehicle proceeding in the same direction.

2. When preparing for a left turn at an intersection or into a private road or driveway.

3. When reasonably necessary to avoid any condition or potential conflict, including, but not limited to, a fixed or moving object, parked or moving vehicle, bicycle, pedestrian, animal, surface hazard, turn lane, or substandard-width lane, which makes it unsafe to continue along the right-hand curb or edge or within a bicycle lane. *On roads that contain a substandard-width lane, persons operating bicycles must ride single-file to maintain the minimum 3 feet of space for motor vehicles to pass persons operating a bicycle as provided in s. 316.083.* For the purposes of this subsection, a “substandard-width lane” is a lane that is too narrow for a bicycle and another vehicle to travel safely side by side within the lane.

(b) A ~~Any~~ person operating a bicycle upon a one-way highway with two or more marked traffic lanes may ride as near the left-hand curb or edge of such roadway as practicable.

(6)(a) Persons riding bicycles upon a roadway or in a bicycle lane may not ride more than two abreast except on a ~~bicycle path paths or parts of roadways set aside for the exclusive use of bicycles.~~ Persons riding two abreast may not impede traffic when traveling at less than the normal speed of traffic at the time and place and under the conditions then existing and ~~must shall~~ ride within a single lane. *Where bicycle lanes exist, persons riding bicycles may ride two abreast if both are able to remain within the bicycle lane. If the bicycle lane is too narrow to allow two persons riding bicycles to ride two abreast, the persons must ride single-file and within the bicycle lane. On roads that contain a substandard-width lane as defined in subparagraph (5)(a)3., persons riding bicycles may temporarily ride two abreast only to avoid hazards in the roadway or to overtake another person riding a bicycle.*

(b) *When stopping at a stop sign, persons riding bicycles in groups, after coming to a full stop and obeying all traffic laws, may proceed through the stop sign in a group of 10 or fewer at a time. Motor vehicle operators must allow one such group to travel through the intersection before moving forward.*

And the title is amended as follows:

Delete lines 7-15 and insert: other nonmotorized vehicle or an electric bicycle; providing exceptions; providing a penalty; requiring the Department of Highway Safety and Motor Vehicles to provide an annual awareness and safety campaign regarding certain safety precautions; amending s. 316.0875, F.S.; exempting a motor vehicle driver from certain provisions relating to no-passing zones when overtaking a bicycle or other nonmotorized vehicle or an electric bicycle; making

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Book moved the following amendment to **Amendment 1 (793004)** which was adopted:

**Amendment 1A (318542) (with title amendment)**—Delete lines 155-159 and insert: edge or within a bicycle lane. For the purposes of this subsection, a “substandard-

And the title is amended as follows:

Delete lines 188-198 and insert: Delete lines 7 - 23 and insert: other nonmotorized vehicle or an electric bicycle; providing exceptions; providing a penalty; requiring the Department of Highway Safety and Motor Vehicles to provide an annual awareness and safety campaign regarding certain safety precautions; amending s. 316.0875, F.S.; exempting a motor vehicle driver from certain provisions relating to no-passing zones when overtaking a bicycle or other nonmotorized vehicle or an electric bicycle; making a technical change; amending s. 316.151, F.S.; revising requirements for vehicles turning at intersections; providing turn signaling and distance requirements for a motor vehicle driver when overtaking and passing a bicycle; making a technical change; amending s. 316.2065, F.S.; providing requirements for persons riding bicycles on a substandard-width lane; prohibiting persons riding

**Amendment 1 (793004)**, as amended, was adopted.

On motion by Senator Book, by two-thirds vote, **CS for SB 950**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Harrell

Consideration of **CS for CS for CS for SB 750** and **SB 826** was deferred.

**CS for SB 1126**—A bill to be entitled An act relating to the Department of Transportation; repealing s. 163.3168(4), F.S., relating to applications for funding for technical assistance relating to areas in and around a proposed multiuse corridor interchange; amending s. 201.15, F.S.; clarifying that the Department of Revenue is responsible for a certain transfer from the State Treasury to the General Revenue Fund of a portion of documentary stamp tax distributions credited to the State Transportation Trust Fund; amending s. 206.46, F.S.; revising a limitation on an annual transfer from the State Transportation Trust Fund to the Right-of-Way Acquisition and Bridge Construction Trust Fund; amending ss. 206.606, 206.608, and 212.0501, F.S.; removing a requirement for the deduction of certain service charges before the distribution of certain moneys; amending s. 316.126, F.S.; requiring drivers to change lanes when approaching a road and bridge maintenance or construction vehicle displaying warning lights on the roadside without advance signs and channelizing devices; amending s. 316.545, F.S.; deleting a requirement that the department provide space and video conference capability at each of the department's district offices as an alternative to physical appearance by a person requesting a hearing before the Commercial Motor Vehicle Review Board within the department; requiring the department to allow a person requesting a hearing to appear remotely via communications media technology authorized by a specified rule; amending s. 319.32, F.S.; removing a requirement for the deduction of certain service charges before depositing fees for a certificate of title into the State Transportation Trust Fund; creating s. 333.15, F.S.; requiring the department to adopt rules to implement ch. 333, relating to airport zoning; amending

s. 334.044, F.S.; revising the powers and duties of the Department of Transportation relating to the workforce development program; amending s. 335.199, F.S.; requiring the department, when proposing any project on the State Highway System which will close or modify an existing access to an abutting property owner, to provide notice to affected property owners, municipalities, and counties at least 180 days before the design phase of the project is completed; requiring the department to hold at least one public meeting before completing the design phase of the project; making a technical change; repealing s. 338.2278, F.S., relating to the Multi-use Corridors of Regional Economic Significance Program; amending s. 338.236, F.S.; deleting a requirement for the department to give priority consideration to placement of staging areas in certain counties; amending s. 339.0801, F.S.; requiring that \$35 million transferred to Florida's Turnpike Enterprise be used for a specified purpose beginning in a specified fiscal year and annually for up to 30 years thereafter; conforming provisions to changes made by the act; amending s. 339.0801, F.S.; deleting a requirement for a specified amount of funds to be transferred to Florida's Turnpike Enterprise for a specified purpose; creating s. 339.0803, F.S.; requiring that certain increased revenues be used to fund specified projects beginning in a specified fiscal year and annually thereafter; authorizing such revenues to be used for certain projects; requiring the department to prioritize the use of certain facilities when upgrading arterial highways; providing construction; providing that such funding is in addition to other statutory funding allocations; amending s. 339.135, F.S.; revising the date by which a metropolitan planning organization must annually submit project priorities to the appropriate department district for purposes of developing department district work programs; removing the expiration of provisions relating to approval of department work program amendments when a meeting of the Legislative Budget Commission cannot be held within a specified timeframe; repealing s. 339.1373, F.S., relating to funding of the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.175, F.S.; revising the date by which a metropolitan planning organization must annually submit a list of project priorities to the appropriate department district for purposes of developing department district work programs and developing metropolitan planning organization transportation improvement programs; creating s. 339.66, F.S.; providing legislative findings; requiring the department, in coordination with the Florida Turnpike Enterprise, to evaluate certain roadways for development of specific controlled access facilities and to include such projects in the work program; authorizing the department to upgrade roadways with targeted improvements; prohibiting the department from reducing nontolled general use lanes of an existing facility; requiring the department to maintain existing access points; providing for access points for certain property owners; specifying the location of tolling points and requiring a nontolled alternative for local traffic; providing that any tolled facilities are approved turnpike projects and part of the turnpike system; designating a controlled-access portion of a specified roadway a Strategic Intermodal System facility; providing for applicability of certain requirements; requiring the department and Turnpike Enterprise to take into consideration guidance and recommendations of certain studies and reports; requiring certain decisions to be determined in accordance with applicable department rules, policies, and procedures; requiring, to the greatest extent practicable, that roadway alignments, project alignment, and interchange locations be designed as specified; providing for funding sources; providing that project construction is not eligible for funding until completion of 30 percent of the project design phase, with exceptions; authorizing the Division of Bond Finance to issue specified bonds on behalf of the department to finance certain projects; creating s. 339.67, F.S.; requiring the department to develop and include construction of controlled access facilities in the work program of a certain facility; requiring the facility to be developed using existing roadway or portions thereof; requiring the facilities to be developed no later than a specified date to the maximum extent feasible; creating s. 339.68, F.S.; requiring the department to identify and include in the work program projects to increase capacity by widening existing two-lane arterial rural roads to four lanes; providing requirements for roads to be included in work program projects; requiring the department to annually fund at least a specified amount for such projects; reenacting s. 318.18(2)(d), F.S., relating to the amount of certain penalties, to incorporate the amendment made to s. 316.126, F.S., in a reference thereto; providing legislative findings; requiring the department to commence the project development and environmental phase of an extension of the Florida Turnpike; requiring the department to prepare a specified report and to submit the report to the Governor and Legislature by a specified date; providing effective dates.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for SB 1126** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**MOTIONS RELATING TO COMMITTEE MEETINGS**

On motion by Senator Stargel, the rules were waived and the Committee on Appropriations was granted permission to meet this day from 4:30 p.m. until 6:30 p.m.

**SPECIAL ORDER CALENDAR, continued**

**CS for SB 490**—A bill to be entitled An act relating to Juneteenth Day; amending s. 683.01, F.S.; designating Juneteenth Day as a legal holiday; repealing s. 683.21, F.S., relating to Juneteenth Day; deleting provisions designating Juneteenth Day as a special observance, to conform to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 490**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1553** was withdrawn from the Committee on Appropriations.

On motion by Senator Bracy, the rules were waived and—

**CS for HB 1553**—A bill to be entitled An act relating to “Victims of Communism Day”; creating s. 683.334, F.S.; requiring the Governor to proclaim November 7 of each year as “Victims of Communism Day”; requiring the day to be observed in public schools; requiring certain high school students to receive specified instruction; providing an effective date.

—a companion measure, was substituted for **CS for SB 490** and read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bracy moved the following amendment which was adopted:

**Amendment 1 (133526) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Present paragraphs (k) through (m), (n) through (p), and (q) through (u) of subsection (1) of section 683.01, Florida Statutes, are redesignated as paragraphs (l) through (n), (p) through (r), and (t) through (x), respectively, and new paragraphs (k), (o), and (s) are added to that subsection, to read:

683.01 Legal holidays.—

(1) The legal holidays, which are also public holidays, are the following:

(k) *Emancipation Day, May 20.*

(o) *Juneteenth Day, June 19.*

(s) *Victims of Communism Day, November 7.*

Section 2. *Section 683.21, Florida Statutes, is repealed.*

Section 3. *On the final day of each regular legislative session, the Legislature shall, in recognition of “Victims of Communism Day,” engage in a moment of silence.*

Section 4. *Beginning in the 2022-2023 school year, high school students enrolled in the United States Government class required by s. 1003.4282, Florida Statutes, must receive at least 45 minutes of instruction on “Victims of Communism Day” on topics such as Mao Zedong in China, Joseph Stalin and the Soviet System, Fidel Castro and the Cuban Revolution, Vladimir Lenin and the Russian Revolution, Ho Chi Minh in Vietnam, and Nicolas Maduro in Venezuela and how the victims suffered under these regimes through suppression of speech, poverty, starvation, migration, and systemic lethal violence against civilians. High school students enrolled in the United States Government class required by s. 1003.4282, Florida Statutes, must receive at least 45 minutes of instruction on the significance of “Emancipation Day” as it relates to the State of Florida.*

Section 5. This act shall take effect July 1, 2021.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to legal holidays; amending s. 683.01, F.S.; designating Emancipation Day, Juneteenth Day, and Victims of Communism Day as legal holidays; repealing s. 683.21, F.S., relating to Juneteenth Day; deleting provisions designating Juneteenth Day as a special observance, to conform to changes made by the act; requiring the Legislature to annually observe a moment of silence in recognition of the victims of communism; requiring high school students in a required United States Government course to receive certain instruction regarding Victims of Communism Day; requiring high school students to receive certain instruction on the significance of Emancipation Day; providing an effective date.

WHEREAS, on January 1, 1863, President Abraham Lincoln issued the Emancipation Proclamation, which afforded free status under federal law to the millions of enslaved African Americans who resided in states that had seceded from the Union, including Florida, and

WHEREAS, despite the issuance of the Emancipation Proclamation, it was not fully enforced in certain regions of the United States for more than 2 years afterward, and

WHEREAS, on or about June 19, 1865, federal authorities arrived in Galveston, Texas, to enforce the Emancipation Proclamation and further inform slaves that the Civil War had ended and that the enslaved were now free, and

WHEREAS, thereafter, former slaves and their descendants continued to commemorate each June 19 to celebrate freedom and the emancipation of all slaves in the United States, and

WHEREAS, emancipation in Florida was proclaimed in Tallahassee on May 20, 1865, and for this reason Floridians traditionally celebrate Emancipation Day on May 20 of each year, and

WHEREAS, in 1991, the Florida Legislature officially designated June 19 of each year as “Juneteenth Day” to commemorate the freeing of slaves, but did not designate the day as an official legal holiday, and

WHEREAS, this act designates Emancipation Day and Juneteenth Day as legal holidays in this state to commemorate the announcement of the abolition of slavery and to recognize the significant contributions of African Americans to this state and our nation, and

WHEREAS, over 100 years have passed since the Bolshevik Revolution in Russia and the formation of the first communist government under Vladimir Lenin, leading to decades of oppression and violence under communist regimes throughout the world, and

WHEREAS, based on the economic philosophies of Karl Marx, communism has proven incompatible with the ideals of liberty, prosperity,



and dignity of human life and has given rise to such infamous totalitarian dictators as Joseph Stalin, Mao Zedong, Hồ Chí Minh, and Pol Pot, and

WHEREAS, communist regimes worldwide have killed more than 100 million people and subjected countless others to exploitation and unspeakable atrocities, with victims representing many ethnicities, creeds, and backgrounds, and

WHEREAS, many victims of communism were persecuted as political prisoners for speaking out against these regimes, and others were killed in genocidal state-sponsored purges of undesirable groups, and

WHEREAS, in addition to violating basic human rights, communist regimes have suppressed intellectual freedom, cultural life, and self-determination movements in more than 40 nations, and

WHEREAS, slavery robbed individuals of their most basic human rights, just as communism continues to deprive hundreds of millions of people worldwide of the rights of freedom of worship, freedom of speech, and freedom of association, through coercion, brutality, and fear, NOW, THEREFORE,

On motion by Senator Bracy, by two-thirds vote, **CS for HB 1553**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Harrell

**CS for SB 1526**—A bill to be entitled An act relating to Medicaid coverage for former foster youth; amending s. 409.1451, F.S.; requiring the Department of Children and Families to develop a program to facilitate enrollment of certain young adults in Medicaid; authorizing the department to coordinate with a community-based care lead agency in implementing the program; specifying requirements for outreach services provided by the program; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for certain young adults formerly eligible for foster care; providing an effective date.

—was read the second time by title. On motion by Senator Garcia, by two-thirds vote, **CS for SB 1526** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Brandes	Gruters
Albritton	Brodeur	Harrell
Ausley	Broxson	Hooper
Baxley	Burgess	Hutson
Bean	Cruz	Jones
Berman	Diaz	Mayfield
Book	Farmer	Passidomo
Boyd	Gainer	Perry
Bracy	Garcia	Pizzo
Bradley	Gibson	Polsky

Powell	Stargel	Thurston
Rodrigues	Stewart	Torres
Rodriguez	Taddeo	Wright

Nays—None

Vote after roll call:

Yea—Rouson

Consideration of **CS for CS for SB 1568, SB 848, and CS for SB 7004** was deferred.

**SB 7014**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 624.4212, F.S.; adding the Office of Insurance Consumer Advocate to the list of entities to which the Office of Insurance Regulation may disclose confidential and exempt information; removing the scheduled repeal of an exemption from public records requirements for certain proprietary business information and information that is confidential and held by the Office of Insurance Regulation; providing an effective date.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **SB 7014** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Berman

Consideration of **SB 7026** was deferred.

**SB 7036**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 570.077, F.S., which provides an exemption from public records requirements for criminal or civil intelligence or investigative information or any other information held by the Department of Agriculture and Consumer Services as part of an examination or investigation with another state or federal regulatory, administrative, or criminal justice agency; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7036**, pursuant to Rule 3.11(3), there being no objection, **HB 7007** was withdrawn from the Committee on Rules.

On motion by Senator Rouson—

**HB 7007**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 570.077, F.S., which provides an exemption from public records requirements for information held by the Department of Agriculture and Consumer Services as part of an examination or investigation with another state or federal regulatory, administrative, or criminal justice agency; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7036** and read the second time by title.

On motion by Senator Rouson, by two-thirds vote, **HB 7007** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

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**SB 7050**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 255.065, F.S., which provides exemptions from public records and public meetings requirements for unsolicited proposals received by a responsible public entity and portions of meetings at which such proposals are discussed; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **SB 7050** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Berman

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Consideration of **SB 7066** was deferred.

**CS for SB 7004**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 339.55, F.S., relating to an exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of a certain application process; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7004**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7037** was withdrawn from the Committee on Rules.

On motion by Senator Harrell—

**CS for HB 7037**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 339.55, F.S., relating to an exemption from public records requirements for financial information of a private entity applicant which the Department of Transportation requires as part of a certain application process; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **CS for SB 7004** and read the second time by title.

On motion by Senator Harrell, by two-thirds vote, **CS for HB 7037** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—2

Berman Burgess

Vote after roll call:

Nay to Yea—Burgess

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**SB 7066**—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting discussions of certain confidential information by the Public Service Commission during certain hearings from public meetings requirements; requiring such hearings to be recorded by a certified court reporter; providing that only redacted transcripts are subject to public records requirements; requiring certain parties to request, within a specified timeframe, that portions of the transcript remain exempt from disclosure; providing that failure to timely file a redacted version of the transcript and a request for confidentiality constitutes a waiver of a claim of confidentiality to that portion of the transcript; providing requirements for the redacted transcripts; providing for future legislative review and repeal of the exemptions; amending s. 350.01, F.S.; exempting certain closed hearings or portions of hearings of the Public Service Commission from the requirement that each hearing of the commission be streamed live and made available on the commission's website; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7066**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1311** was withdrawn from the Committee on Rules.

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

**CS for HB 1311**—A bill to be entitled An act relating to public records and public meetings; amending s. 350.01, F.S.; providing an exemption from public meetings requirements for portions of hearings before the Public Service Commission wherein proprietary confidential

business information is discussed; requiring recording and transcription of exempt portions of such hearings; providing an exemption from public records requirements for such recordings and transcripts; providing an exception; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 7066** and, by two-thirds vote, read the second time by title.

On motion by Senator Hutson, by two-thirds vote, **CS for HB 1311** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Berman

**SB 7026**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 548.062, F.S., relating to an exemption from public records requirements for proprietary confidential business information obtained through an audit of a promoter's books and records or provided by a promoter to the Florida State Boxing Commission; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7026**, pursuant to Rule 3.11(3), there being no objection, **HB 7003** was withdrawn from the Committee on Rules.

On motion by Senator Hutson—

**HB 7003**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 548.062, F.S., which provides an exemption from public records requirements for certain proprietary confidential business information provided to or obtained by the Florida State Boxing Commission; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7026** and read the second time by title.

On motion by Senator Hutson, by two-thirds vote, **HB 7003** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bracy	Farmer
Albritton	Bradley	Gainer
Ausley	Brandes	Garcia
Baxley	Brodeur	Gibson
Bean	Broxson	Gruters
Berman	Burgess	Harrell
Book	Cruz	Hooper
Boyd	Diaz	Hutson

Jones	Powell	Taddeo
Mayfield	Rodrigues	Thurston
Passidomo	Rodriguez	Torres
Perry	Rouson	Wright
Pizzo	Stargel	
Polsky	Stewart	

Nays—None

**CS for CS for SB 366**—A bill to be entitled An act relating to educational opportunities leading to employment; creating s. 446.54, F.S.; providing that certain individuals enrolled in work-based learning are deemed to be employees of the state for purposes of receiving certain medically necessary care under workers' compensation coverage; amending s. 1007.23, F.S.; requiring that the statewide articulation agreement specify three mathematics pathways that meet a certain requirement upon which degree-seeking students must be placed; amending s. 1007.263, F.S.; requiring admissions counseling to use certain tests or alternative methods to measure achievement of college-level communication and computation by students entering college programs; requiring that such counseling measure achievement of certain basic skills; revising requirements for admission to associate degree programs; amending s. 1007.271, F.S.; revising eligibility requirements for initial enrollment in college-level dual enrollment courses; revising requirements for home education students seeking dual enrollment in certain postsecondary institutions; amending s. 1008.30, F.S.; requiring the State Board of Education to adopt, by a specified date, rules establishing alternative methods for assessing communication and computation skills of certain students; authorizing Florida College System institutions to use such alternative methods in lieu of the common placement test to assess a student's readiness to perform college-level work in communication and computation; deleting obsolete provisions; requiring Florida College System institutions to use placement test results or alternative methods to determine the extent to which certain students demonstrate sufficient communication and computation skills to indicate readiness for their meta-major; requiring Florida College System institutions to counsel and place certain students in specified college courses; limiting students' developmental education to content needed for success in their meta-major; conforming provisions to changes made by the act; making technical changes; amending s. 1009.25, F.S.; authorizing the State Board of Education to adopt specified rules and the Board of Governors to adopt specified regulations; providing an appropriation; authorizing positions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Hutson moved the following amendments which were adopted:

**Amendment 1 (291458) (with title amendment)**—Between lines 50 and 51 insert:

Section 1. Section 445.06, Florida Statutes, is amended to read:

445.06 Florida Ready to Work ~~Credential Certification~~ Program.—

(1) There is created the Florida Ready to Work ~~Credential Certification~~ Program to enhance the *employability workplace* skills of Floridians *and* to better prepare them for successful employment ~~in specific occupations~~.

(2) *Training required to be eligible for a credential under the Florida Ready to Work Certification* program may be conducted in public middle and high schools, Florida College System institutions, technical centers, one-stop career centers, vocational rehabilitation centers, *Department of Corrections facilities*, and Department of Juvenile Justice educational facilities. *Such training may also be made available at* ~~The program may be made available to~~ other entities that provide job training. The Department of Economic Opportunity, in coordination with the Department of Education, shall establish institutional readiness criteria for program implementation.

(3) The ~~Florida Ready to Work Certification~~ program shall be composed of:

(a) A comprehensive identification *by the Department of Economic Opportunity and the Department of Education of employability skills currently in demand by employers, including, but not limited to, professionalism, time management, communication, problem-solving, collaboration, resilience, digital literacy skills, and academic skills such as mathematics and reading of workplace skills for each occupation identified for inclusion in the program by the Department of Economic Opportunity and the Department of Education.*

(b) A preinstructional assessment that delineates an individual's mastery level ~~for on the employability on the~~ specific workplace skills identified pursuant to paragraph (a) ~~for that occupation.~~

(c) ~~An A-targeted~~ instructional program *targeting the limited to those identified employability workplace skills in which the individual is not proficient as measured by the preinstructional assessment. Instruction must utilize a web-based program and be customizable customized* to meet identified specific needs of ~~local~~ employers.

(d) ~~An employability A-Florida Ready to Work Credential and portfolio to be awarded to individuals upon successful completion of the instruction. Each portfolio must delineate the skills demonstrated by the individual as evidence of the individual's preparation for employment.~~

(4) ~~An employability A-Florida Ready to Work~~ credential shall be awarded to an individual who successfully passes assessments *which measure the skills identified in paragraph (3)(a) in Reading for Information, Applied Mathematics, and Locating Information or any other assessments of comparable rigor. Each assessment shall be scored on a scale of 3 to 7. The level of the credential each individual receives is based on the following:*

~~(a) A bronze level credential requires a minimum score of 3 or above on each of the assessments.~~

~~(b) A silver level credential requires a minimum score of 4 or above on each of the assessments.~~

~~(c) A gold level credential requires a minimum score of 5 or above on each of the assessments.~~

(5) The Department of Economic Opportunity, in consultation with the Department of Education, *shall may* adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this section.

And the title is amended as follows:

Delete line 3 and insert: to employment; amending s. 445.06, F.S.; renaming the Florida Ready to Work Certification Program as the Florida Ready to Work Credential Program; providing where the program training may be conducted; providing the components of the program; requiring, rather than authorizing, the Department of Economic Opportunity, in consultation with the Department of Education, to adopt rules for the program; creating s. 446.54, F.S.; providing

**Amendment 2 (141986) (with title amendment)**—Between lines 352 and 353 insert:

Section 7. Subsection (2) of section 1009.52, Florida Statutes, is amended to read:

1009.52 Florida Postsecondary Student Assistance Grant Program; eligibility for grants.—

(2)~~(a)~~ Florida postsecondary student assistance grants may be made ~~only to full-time degree-seeking~~ students who meet the general requirements for student eligibility as provided in s. 1009.40, except as otherwise provided in this section. Such grants shall be awarded for the amount of demonstrated unmet need for tuition and fees and may not exceed the maximum annual award amount specified in the General Appropriations Act. A demonstrated unmet need of less than \$200 shall render the applicant ineligible for a Florida postsecondary student assistance grant.

~~(a) Awards may be made to full-time degree-seeking students who~~ ~~Recipients of such grants must~~ have been accepted at a postsecondary institution that is located in this state and that is:

1. A private nursing diploma school approved by the Florida Board of Nursing; or

2. A college or university licensed by the Commission for Independent Education, excluding those institutions the students of which are eligible to receive a Florida private student assistance grant pursuant to s. 1009.51.

~~(b) Awards may be made to full-time certificate-seeking students who have been accepted at an aviation maintenance school that is located in this state, certified by the Federal Aviation Administration, and licensed by the Commission for Independent Education. Such student's eligibility for the renewal of an award shall be evaluated at the end of the completion of 900 clock hours and, as a condition of renewal, the student shall meet the requirements under s. 1009.40(1)(b).~~

(c) If funds are available, a student who received an award in the fall or spring term may receive an award in the summer term. Priority in the distribution of summer awards shall be given to students who are within one semester, *or equivalent*, of completing a degree or certificate program. No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment, except as otherwise provided in s. 1009.40(3). *A student specified in paragraph (b) is eligible for an award of up to 110 percent of the number of clock hours required to complete the program in which the student is enrolled.*

~~(d)(b)~~ A student applying for a Florida postsecondary student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered when conducting an assessment of the financial resources available to each student.

~~(e)(c)~~ Priority in the distribution of grant moneys may be given to students who are within one semester, *or equivalent*, of completing a degree or certificate program. An institution may not make a grant from this program to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution. An institution may not impose additional criteria to determine a student's eligibility to receive a grant award.

~~(f)(d)~~ Each participating institution shall report to the department by the established date the students eligible for the program for each academic term. Each institution shall also report to the department necessary demographic and eligibility data for such students.

And the title is amended as follows:

Delete line 45 and insert: Governors to adopt specified regulations; amending s. 1009.52, F.S.; revising the eligibility requirements for Florida postsecondary student assistance grants; providing an

**Amendment 3 (832462) (with title amendment)**—Delete lines 57-68 and insert:

*is unpaid is deemed to be an employee of the state for purposes of workers' compensation coverage.*

(2) *An individual 18 years of age or younger who is enrolled in a preapprenticeship program as defined in s. 446.021(5) which requires work-based learning is deemed to be an employee of the state for purposes of workers' compensation coverage.*

And the title is amended as follows:

Delete lines 6-7 and insert: purposes of workers' compensation coverage; amending s.

On motion by Senator Hutson, by two-thirds vote, **CS for CS for SB 366**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Baxley	Book
Albritton	Bean	Boyd
Ausley	Berman	Bracy

Bradley	Gruters	Rodrigues
Brandes	Harrell	Rodriguez
Brodeur	Hooper	Rouson
Broxson	Hutson	Stargel
Burgess	Jones	Stewart
Cruz	Mayfield	Taddeo
Diaz	Passidomo	Thurston
Farmer	Perry	Torres
Gainer	Pizzo	Wright
Garcia	Polsky	
Gibson	Powell	

Nays—None

## RECESS

The President declared the Senate in recess at 1:31 p.m. to reconvene at 2:30 p.m.

## AFTERNOON SESSION

The Senate was called to order by President Simpson at 2:30 p.m. A quorum present—36:

Mr. President	Cruz	Passidomo
Albritton	Diaz	Perry
Ausley	Farmer	Pizzo
Baxley	Gainer	Polsky
Berman	Garcia	Powell
Book	Gibson	Rodrigues
Boyd	Gruters	Rodriguez
Bradley	Harrell	Rouson
Brandes	Hooper	Stewart
Brodeur	Hutson	Taddeo
Broxson	Jones	Torres
Burgess	Mayfield	Wright

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 64, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

**CS for SB 64**—A bill to be entitled An act relating to reclaimed water; amending s. 403.064, F.S.; requiring certain domestic wastewater utilities to submit to the Department of Environmental Protection by a specified date a plan for eliminating nonbeneficial surface water discharge within a specified timeframe; providing requirements for the plan; requiring the department to approve plans that meet certain requirements; requiring the department to make a determination regarding a plan within a specified timeframe; requiring the utilities to implement approved plans by specified dates; providing for administrative and civil penalties; requiring certain utilities to submit updated annual plans until certain conditions are met; requiring domestic wastewater utilities applying for permits for new or expanded surface water discharges to prepare a specified plan for eliminating nonbeneficial discharges as part of its permit application; requiring the department to submit an annual report to the Legislature by a specified date; providing applicability; providing construction; authorizing the department to convene and lead one or more technical advisory groups; providing that potable reuse is an alternative water supply and that projects relating to such reuse are eligible for alternative water supply funding; requiring the department and the water management districts to develop and execute, by a specified date, a memorandum of agreement for the coordinated review of specified permits; providing that potable reuse projects are eligible for certain expedited permitting and priority funding; providing construction; creating s. 403.892, F.S.; defining terms; requiring counties, municipalities, and special districts to

authorize graywater technologies under certain circumstances and to provide incentives for the implementation of such technologies; providing requirements for the use of graywater technologies; providing that the installation of residential graywater systems meets certain public utility water conservation measure requirements; providing for the applicability of specified reclaimed water aquifer storage and recovery well requirements; providing a declaration of important state interest; providing an effective date.

**House Amendment 1 (101923) (with title amendment)**—Remove everything after the enacting clause and insert:

Section 1. Subsection (17) of section 403.064, Florida Statutes, is renumbered as subsection (18) and amended, and a new subsection (17) is added to that section, to read:

403.064 Reuse of reclaimed water.—

(17) *By November 1, 2021, domestic wastewater utilities that dispose of effluent, reclaimed water, or reuse water by surface water discharge shall submit to the department for review and approval a plan for eliminating nonbeneficial surface water discharge by January 1, 2032, subject to the requirements of this section. The plan must include the average gallons per day of effluent, reclaimed water, or reuse water that will no longer be discharged into surface waters and the date of such elimination, the average gallons per day of surface water discharge which will continue in accordance with the alternatives provided for in subparagraphs (a)2. and 3., and the level of treatment that the effluent, reclaimed water, or reuse water will receive before being discharged into a surface water by each alternative.*

(a) *The department shall approve a plan that includes all of the information required under this subsection as meeting the requirements of this section if one or more of the following conditions are met:*

1. *The plan will result in eliminating the surface water discharge.*
2. *The plan will result in meeting the requirements of s. 403.086(10).*
3. *The plan does not provide for a complete elimination of the surface water discharge but does provide an affirmative demonstration that any of the following conditions apply to the remaining discharge:*
  - a. *The discharge is associated with an indirect potable reuse project;*
  - b. *The discharge is a wet weather discharge that occurs in accordance with an applicable department permit;*
  - c. *The discharge is into a stormwater management system and is subsequently withdrawn by a user for irrigation purposes;*
  - d. *The utility operates domestic wastewater treatment facilities with reuse systems that reuse a minimum of 90 percent of a facility's annual average flow, as determined by the department using monitoring data for the prior 5 consecutive years, for reuse purposes authorized by the department; or*
  - e. *The discharge provides direct ecological or public water supply benefits, such as rehydrating wetlands or implementing the requirements of minimum flows and minimum water levels or recovery or prevention strategies for a waterbody.*

*The plan may include conceptual projects under sub-subparagraphs 3.a. and 3.e.; however, such inclusion does not extend the time within which the plan must be implemented.*

(b) *The department shall approve or deny a plan within 9 months after receiving the plan. A utility may modify the plan by submitting such modification to the department; however, the plan may not be modified such that the requirements of this subsection are not met, and the department may not extend the time within which a plan will be implemented. The approval of the plan or a modification by the department does not constitute final agency action.*

(c) *A utility shall fully implement the approved plan by January 1, 2032.*

(d) *If a plan is not timely submitted by a utility or approved by the department, the utility's domestic wastewater treatment facilities may*

not dispose of effluent, reclaimed water, or reuse water by surface water discharge after January 1, 2028. A violation of this paragraph is subject to administrative and civil penalties pursuant to ss. 403.121, 403.131, and 403.141.

(e) A domestic wastewater utility applying for a permit for a new or expanded surface water discharge shall prepare a plan in accordance with this subsection as part of that permit application. The department may not approve a permit for a new or expanded surface water discharge unless the plan meets one or more of the conditions provided in paragraph (a).

(f) By December 31, 2021, and annually thereafter, the department shall submit a report to the President of the Senate and the Speaker of the House of Representatives which provides the average gallons per day of effluent, reclaimed water, or reuse water that will no longer be discharged into surface waters by the utility and the dates of such elimination; the average gallons per day of surface water discharges that will continue in accordance with the alternatives provided in subparagraphs (a)2. and 3., and the level of treatment that the effluent, reclaimed water, or reuse water will receive before being discharged into a surface water by each alternative and utility; and any modified or new plans submitted by a utility since the last report.

(g) This subsection does not apply to any of the following:

1. A domestic wastewater treatment facility that is located in a fiscally constrained county as described in s. 218.67(1).

2. A domestic wastewater treatment facility that is located in a municipality that is entirely within a rural area of opportunity as designated pursuant to s. 288.0656.

3. A domestic wastewater treatment facility that is located in a municipality that has less than \$10 million in total revenue, as determined by the municipality's most recent annual financial report submitted to the Department of Financial Services in accordance with s. 218.32.

4. A domestic wastewater treatment facility that is operated by an operator of a mobile home park as defined in s. 723.003 and has a permitted capacity of less than 300,000 gallons per day.

(h) This subsection does not prohibit the inclusion of a plan for backup discharges under s. 403.086(8)(a).

(i) This subsection may not be deemed to exempt a utility from requirements that prohibit the causing of or contributing to violations of water quality standards in surface waters, including groundwater discharges that affect water quality in surface waters.

(18)(a)(17) By December 31, 2020, the department shall initiate rule revisions based on the recommendations of the Potable Reuse Commission's 2020 report "Advancing Potable Reuse in Florida: Framework for the Implementation of Potable Reuse in Florida." Rules for potable reuse projects must address contaminants of emerging concern and meet or exceed federal and state drinking water quality standards and other applicable water quality standards. Reclaimed water is deemed a water source for public water supply systems.

(b) The Legislature recognizes that sufficient water supply is imperative to the future of the state and that potable reuse is a source of water which may assist in meeting future demand for water supply.

(c) The department may convene and lead one or more technical advisory groups to coordinate the rulemaking and review of rules for potable reuse as required under this section. The technical advisory group, which shall assist in the development of such rules, must be composed of knowledgeable representatives of a broad group of interested stakeholders, including, but not limited to, representatives from the water management districts, the wastewater utility industry, the water utility industry, the environmental community, the business community, the public health community, the agricultural community, and the consumers.

(d) Potable reuse is an alternative water supply as defined in s. 373.019, and potable reuse projects are eligible for alternative water supply funding. The use of potable reuse water may not be excluded from regional water supply planning under s. 373.709.

(e) The department and the water management districts shall develop and execute, by December 31, 2023, a memorandum of agreement providing for the procedural requirements of a coordinated review of all permits associated with the construction and operation of an indirect potable reuse project. The memorandum of agreement must provide that the coordinated review will occur only if requested by a permittee. The purpose of the coordinated review is to share information, avoid the redundancy of information requested from the permittee, and ensure consistency in the permit for the protection of the public health and the environment.

(f) To encourage investment in the development of potable reuse projects by private entities, a potable reuse project developed as a qualifying project under s. 255.065 is:

1. Beginning January 1, 2026, eligible for expedited permitting under s. 403.973.

2. Consistent with s. 373.707, eligible for priority funding in the same manner as other alternative water supply projects from the Drinking Water State Revolving Fund, under the Water Protection and Sustainability Program, and for water management district cooperative funding.

(g) This subsection is not intended and may not be construed to supersede s. 373.250(3).

Section 2. Section 403.892, Florida Statutes, is created to read:

403.892 Incentives for the use of graywater technologies.—

(1) As used in this section, the term:

(a) "Developer" has the same meaning as in s. 380.031(2).

(b) "Graywater" has the same meaning as in s. 381.0065(2)(e).

(2) To promote the beneficial reuse of water in the state, a county, municipality, or special district shall:

(a) Authorize the use of residential graywater technologies in their respective jurisdictions which meet the requirements of this section, the Florida Building Code, and applicable requirements of the Department of Health and for which a developer or homebuilder has received all applicable regulatory permits or authorizations.

(b) Provide a 25 percent density or intensity bonus to a developer or homebuilder if at least 75 percent of a proposed or existing development will have a graywater system installed or a 35 percent bonus if 100 percent of a proposed or an existing development will have a graywater system installed. The bonus under this paragraph is in addition to any bonus provided by a county, municipality, or special district ordinance in effect on July 1, 2021.

(3) To qualify for the incentives under subsection (2), the developer or homebuilder must certify to the applicable governmental entity as part of its application for development approval or amendment of a development order that all of the following conditions are met:

(a) The proposed or existing development has at least 25 single-family residential homes that are either detached or multifamily dwellings. This paragraph does not apply to multifamily projects over five stories in height.

(b) Each single-family residential home or residence will have its own residential graywater system that is dedicated for its use.

(c) The developer or homebuilder has submitted a manufacturer's warranty or data providing reasonable assurance that the residential graywater system will function as designed and includes an estimate of anticipated potable water savings for each system. A submission of the manufacturer's warranty or data from a building code official, governmental entity, or research institute that has monitored or measured the residential graywater system that is proposed to be installed for such development shall be accepted as reasonable assurance and no further information or assurance is needed.

(d) The required maintenance of the graywater system will be the responsibility of the residential homeowner.

(e) An operation and maintenance manual for the graywater system will be supplied to the initial homeowner of each home. The manual shall provide a method of contacting the installer or manufacturer and shall include directions to the residential homeowner that the manual shall remain with the residence throughout the life cycle of the system.

(4) If the requirements of subsection (3) have been met, the county or municipality must include the incentives provided for in subsection (2) when it approves the development or amendment of a development order. The approval must also provide for the process that the developer or homebuilder will follow to verify that such systems have been purchased. Proof of purchase must be provided within 180 days after the issuance of a certificate of occupancy for single-family residential homes that are either detached or multifamily projects under five stories in height.

(5) The installation of residential graywater systems in a county or municipality in accordance with this section shall qualify as a water conservation measure in a public water utility's water conservation plan under s. 373.227. The efficiency of such measures shall be commensurate with the amount of potable water savings estimated for each system provided by the developer or homebuilder under paragraph (3)(c).

Section 3. To further promote the reuse of reclaimed water for irrigation purposes, the rules that apply when reclaimed water is injected into a receiving groundwater that has 1,000 to 3,000 mg/L total dissolved solids are applicable to reclaimed water aquifer storage and recovery wells injecting into a receiving groundwater of less than 1,000 mg/L total dissolved solids if the applicant demonstrates that it is injecting into a confined aquifer, that there are no potable water supply wells within 3,500 feet of the aquifer storage and recovery wells, that it has implemented institutional controls to prevent the future construction of potable water supply wells within 3,500 feet of the aquifer storage and recovery wells, and that the recovered water is being used for irrigation purposes. The injection of reclaimed water that meets the requirements of this section is not potable reuse. This section may not be construed to exempt the reclaimed water aquifer storage and recovery wells from requirements that prohibit the causing of or contribution to violations of water quality standards in surface waters, including groundwater discharges that flow by interflow and affect water quality in surface waters.

Section 4. The Legislature determines and declares that this act fulfills an important state interest.

Section 5. This act shall take effect upon becoming a law.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to reclaimed water; amending s. 403.064, F.S.; requiring certain domestic wastewater utilities to submit to the Department of Environmental Protection by a specified date a plan for eliminating nonbeneficial surface water discharge within a specified timeframe; providing requirements for the plan; requiring the department to approve plans that meet certain requirements; requiring the department to make a determination regarding a plan within a specified timeframe; requiring the utilities to implement approved plans by specified dates; providing for administrative and civil penalties; requiring certain utilities to submit updated annual plans until certain conditions are met; requiring domestic wastewater utilities applying for permits for new or expanded surface water discharges to prepare a specified plan for eliminating nonbeneficial discharges as part of its permit application; requiring the department to submit an annual report to the Legislature by a specified date; providing applicability; providing construction; authorizing the department to convene and lead one or more technical advisory groups; providing that potable reuse is an alternative water supply and that projects relating to such reuse are eligible for alternative water supply funding; requiring the department and the water management districts to develop and execute, by a specified date, a memorandum of agreement for the coordinated review of specified permits; providing that potable reuse projects are eligible for certain expedited permitting and priority funding; providing construction; creating s. 403.892, F.S.; providing definitions; requiring counties, municipalities, and special districts to authorize graywater technologies under certain circumstances and to provide certain incentives for the implementation of such technologies; providing requirements for the use of graywater technologies; providing that the installation of residential graywater systems meets certain public utility water conservation measure requirements; providing for the ap-

plicability of specified reclaimed water aquifer storage and recovery well requirements; providing a declaration of important state interest; providing an effective date.

On motion by Senator Albritton, the Senate concurred in **House Amendment 1 (101923)**.

**CS for SB 64** passed, as amended, was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—32

Albritton	Cruz	Passidomo
Ausley	Diaz	Perry
Baxley	Gainer	Pizzo
Berman	Garcia	Polsky
Book	Gibson	Powell
Boyd	Gruters	Rodrigues
Bradley	Harrell	Rouston
Brandes	Hooper	Stewart
Brodeur	Hutson	Torres
Broxson	Jones	Wright
Burgess	Mayfield	

Nays—None

Vote after roll call:

Yea—Mr. President, Bean, Rodriguez, Taddeo

### SPECIAL ORDER CALENDAR, continued

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

**CS for CS for SB 1598**—A bill to be entitled An act relating to consumer protection; amending 501.0051, F.S.; deleting authorization for consumer reporting agencies to charge a fee for reissuing or providing a new unique personal identifier to a consumer; amending s. 624.307, F.S.; revising a requirement for persons licensed or authorized by the Department of Financial Services or the Office of Insurance Regulation to respond to the department's Division of Consumer Services regarding consumer complaints; amending s. 624.501, F.S.; deleting a fee for adjusting firm licenses; amending s. 626.112, F.S.; deleting an obsolete provision; prohibiting unlicensed activity by an adjusting firm; providing an exemption; providing an exemption from licensure for branch firms that meet certain criteria; providing an administrative penalty for failing to apply for certain licensure; providing a criminal penalty for aiding or abetting unlicensed activity; amending s. 626.602, F.S.; authorizing the department to disapprove the use of insurance agency names containing the word "Medicare" or "Medicaid"; providing an exception for certain insurance agencies for a certain period; providing for expiration of certain licenses on a certain date; amending s. 626.621, F.S.; adding grounds on which the department may take certain actions against a license, appointment, or application of certain insurance representatives; amending ss. 626.782 and 626.783, F.S.; revising the definitions of the terms "industrial class insurer" and "ordinary-combination class insurer," respectively, to conform to changes made by the act; repealing s. 626.796, F.S., relating to the representation of multiple insurers in the same industrial debit territory; amending s. 626.854, F.S.; revising the timeframes in which an insured or a claimant may cancel a public adjuster's contract to adjust a claim without penalty or obligation; requiring that a public adjuster's contract include a specified disclosure; specifying requirements for written estimates of loss provided by public adjusters to claimants or insureds; revising a prohibition against certain contractors or subcontractors providing insureds with specified services; providing an exception; revising services a person is prohibited from performing unless the person meets specified requirements; authorizing the department to take administrative actions and impose fines against persons performing specified activities without licensure; prohibiting specified persons from charging insureds or third-party claimants or receiving payments under certain circumstances; amending s. 626.916, F.S.; revising disclosure requirements for certain classes of insurance before being eligible for export under the Surplus Lines Law; amending s. 626.9541, F.S.; add-

ing certain acts or practices to the definition of sliding; amending s. 626.9741, F.S.; requiring an insurer to include certain additional information when providing an applicant or insured with certain credit report or score information; amending ss. 626.9953, 626.9957, and 627.062, F.S.; conforming cross-references; amending s. 627.502, F.S.; prohibiting life insurers from writing new policies of industrial life insurance beginning on a certain date; making technical changes; amending s. 627.70131, F.S.; providing that a communication made to or by an insurer's representative, rather than to or by an insurer's agent, constitutes communication to or by the insurer; defining the term "representative", rather than "agent"; revising the timeframe for insurers to begin certain investigations; requiring an insurer-assigned licensed adjuster to provide the policyholder with certain information in certain investigations; requiring insurers to maintain certain records and provide certain lists upon request; requiring insurers to include specified notices when providing preliminary or partial damage estimates or claim payments; providing applicability; conforming provisions to changes made by the act; amending s. 627.7142, F.S.; revising information contained in the Homeowner Claims Bill of Rights; conforming provisions to changes made by the act; amending s. 631.57, F.S.; deleting a deductible on the obligation of the Florida Insurance Guaranty Association, Incorporated, as to certain covered claims; amending s. 631.904, F.S.; revising the definition of the term "covered claim"; deleting a requirement that a policy be in force on the date of the final order of liquidation; providing effective dates.

—which was previously considered this day.

Senator Farmer moved the following amendment which failed:

**Amendment 1 (332786) (with title amendment)**—Between lines 568 and 569 insert:

Section 19. Section 627.7031, Florida Statutes, is created to read:

*627.7031 Foreign venue clauses prohibited.—After July 1, 2021, a personal residential property insurance policy sold in this state, insuring only real property located in this state, may not require an insured to pursue dispute resolution through litigation, arbitration, or mediation outside this state. This section also applies to surplus lines insurers and surplus lines insurance authorized under ss. 626.913-626.937.*

And the title is amended as follows:

Delete line 79 and insert: provisions to changes made by the act; creating s. 627.7031, F.S.; prohibiting foreign venue clauses in certain property insurance policies; providing applicability; amending s.

Pursuant to Rule 4.19, **CS for CS for SB 1598** was placed on the calendar of Bills on Third Reading.

**SB 1476**—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; removing from Schedule V certain drug products in finished dosage formulation which have been approved by the United States Food and Drug Administration; amending s. 893.02, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1476**, pursuant to Rule 3.11(3), there being no objection, **HB 6095** was withdrawn from the Committee on Rules.

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

**HB 6095**—A bill to be entitled An act relating to scheduling of drug products containing cannabidiol; amending s. 893.03, F.S.; removing provisions concerning the scheduling of certain drug products containing cannabidiol; amending s. 893.02, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 1476** and, by two-thirds vote, read the second time by title.

On motion by Senator Brodeur, by two-thirds vote, **HB 6095** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

**SB 826**—A bill to be entitled An act relating to Child Protection Teams; amending s. 768.28, F.S.; revising the definition of the term "officer, employee, or agent" as it applies to immunity from personal liability in certain actions to include any member of a Child Protection Team established by the Department of Health in certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 826**, pursuant to Rule 3.11(3), there being no objection, **HB 871** was withdrawn from the Committee on Rules.

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

**HB 871**—A bill to be entitled An act relating to sovereign immunity for Child Protection Teams; amending s. 768.28, F.S.; revising the definition of the term "officer, employee, or agent" as it applies to immunity from personal liability in certain actions to include any member of a Child Protection Team established by the Department of Health in certain circumstances; providing an effective date.

—a companion measure, was substituted for **SB 826** and, by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **HB 871** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

**MOTIONS**

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

On motion by Senator Passidomo, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for



filing amendments to Bills on Third Reading to be considered Thursday, April 22, 2021.

## BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 21, 2021: SB 794, SB 1456, CS for SB 7060, CS for SB 168, CS for SB 260, CS for CS for SB 184, CS for CS for SB 1598, CS for SB 7076, CS for SB 7078, CS for SB 7080, SB 1476, SB 1470, CS for SB 1404, SB 518, CS for CS for SB 130, CS for CS for SB 694, CS for SB 622, CS for CS for CS for SB 90, SB 770, CS for CS for SB 804, CS for SB 902, CS for CS for SB 1070, CS for CS for SB 1024, CS for SB 1934, CS for CS for SB 1060, CS for SB 1288, CS for SB 1234, CS for CS for SB 716, CS for SB 1434, CS for CS for SB 2006, CS for CS for SB 1892, CS for CS for SB 1906, CS for SB 1728, CS for CS for CS for SB 1946, CS for SB 1086, CS for CS for SB 48, CS for SB 470, CS for SB 964, SB 952, CS for SB 1540, CS for CS for SB 768, CS for CS for SB 838, CS for CS for CS for SB 426, CS for SB 358, CS for SB 420, HB 529, CS for CS for SB 366, CS for SB 468, CS for SB 418, CS for SB 616, CS for CS for SB 582, CS for SB 950, CS for CS for CS for SB 750, SB 826, CS for SB 1126, CS for SB 490, CS for SB 1526, CS for CS for SB 1568, SB 848, CS for SB 7004, SB 7014, SB 7026, SB 7036, SB 7050, SB 7066.

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

## REPORTS OF COMMITTEES

The Committee on Rules recommends the following pass: CS for SB 220; CS for SB 410; CS for SB 506; CS for CS for SB 856; SB 7002; SB 7022; SB 7024; SB 7028; SB 7030; SB 7032; SB 7034

### The bills were placed on the Calendar.

The Committee on Rules recommends committee substitutes for the following: CS for SB 896; CS for SB 954; CS for CS for SB 1128; CS for CS for SB 1146; CS for SB 1274; SB 1294; SB 1324; CS for SB 1876; SB 7070

The bills with committee substitute attached were placed on the Calendar.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Rules; and Regulated Industries; and Senators Brodeur and Hutson—

**CS for CS for SB 896**—A bill to be entitled An act relating to renewable energy; creating s. 163.3205, F.S.; providing legislative intent; defining the term “solar facility”; providing that solar facilities are a permitted use in local government comprehensive plan agricultural land use categories and certain agricultural zoning districts; requiring solar facilities to comply with specified criteria; authorizing counties to adopt ordinances that meet certain requirements; amending s. 366.91, F.S.; defining and redefining terms; authorizing the Florida Public Service Commission to approve cost recovery by a gas public utility for certain contracts for the purchase of renewable natural gas; amending ss. 366.92, 373.236, and 403.973, F.S.; conforming cross-references; reenacting s. 288.9606(7), F.S., relating to the issuance of revenue bonds, to incorporate the amendment made to s. 366.91, F.S., in a reference thereto; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Bean—

**CS for CS for SB 954**—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; requiring an attorney representing a personal representative in an estate administration who intends to charge a certain fee to make specified written disclosures;

requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of an estate may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; amending s. 736.1007, F.S.; requiring an attorney representing a trustee in the initial administration of a trust who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of a trust may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; providing applicability; providing an effective date.

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

**CS for CS for CS for SB 1128**—A bill to be entitled An act relating to preemption over restriction of utility services; creating s. 366.032, F.S.; prohibiting municipalities, counties, special districts, or other political subdivisions from restricting or prohibiting the types or fuel sources of energy production used, delivered, converted, or supplied by certain entities to serve customers; providing construction; voiding existing specified documents and policies that are preempted by the act; providing an effective date.

By the Committees on Rules; Appropriations; and Community Affairs; and Senators Brodeur and Perry—

**CS for CS for CS for SB 1146**—A bill to be entitled An act relating to the Florida Building Code; amending s. 163.3202, F.S.; prohibiting certain regulations relating to building design elements from being applied to certain dwellings; providing exceptions; defining terms; providing construction; amending s. 381.0065, F.S.; authorizing fee owners or fee owners’ contractors to select private providers to provide inspection services for onsite sewage treatment and disposal systems if certain requirements are met; providing legislative intent; requiring the Department of Health to reduce certain permit fees; prohibiting the department from charging inspection fees if the fee owner or contractor hires a private provider to perform an inspection; providing requirements for private providers or duly authorized representatives of private providers performing such inspections; requiring fee owners or contractors to provide specified notice to the department when using a private provider for such inspections; providing requirements for the contents of such notice; prohibiting the department from charging a fee for changing the duly authorized representative named in a permit application; authorizing the department to audit the performance of private providers; providing requirements relating to work on a building, a structure, or an onsite sewage treatment and disposal system relating to such audits; amending s. 514.0115, F.S.; prohibiting the Department of Health from requiring that pools serving assisted living facilities be compliant with rules relating to swimming pool lifeguards; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term “local government”; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe; prohibiting a municipality, county, or special district from using preliminary maps issued by the Federal Emergency Management Agency for certain purposes relating to land use changes; authorizing the commission to issue errata to the code; defining the term “errata to the code”; making technical changes; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the application for or issuance of a building permit; prohibiting local governments from taking certain actions relating to building permits to demolish and replace single-family residential dwellings located in certain flood zones; pro-

viding requirements for such permits; amending s. 553.791, F.S.; revising and defining terms; providing requirements for qualified private providers; requiring local jurisdictions to reduce permit fees under certain circumstances; deleting legislative intent; specifying that contractors using private providers to provide building code inspections services must notify local building officials in writing; revising notice requirements; deleting a provision requiring fee owners or fee owners' contractors to post certain information at a project site before commencing construction; authorizing certain affidavits to be signed with electronic signatures and be submitted to local building officials electronically; authorizing certain inspections to be performed in-person or virtually; authorizing certain reports to be signed with electronic signatures; authorizing certain notices to be electronically posted; authorizing private providers to perform certain replacements and repairs without first notifying local building officials under certain circumstances; authorizing certain forms to be signed with electronic signatures; authorizing certain inspection records to be electronically posted and electronically submitted to local building officials; authorizing certificates of compliance to be electronically transmitted to local building officials; specifying that a certain registry must be distinct from the registry of qualified private providers; conforming provisions to changes made by the act; authorizing a county, a municipality, a school district, or an independent special district to use a private provider to provide building code inspection services for certain purposes; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; revising rulemaking requirements relating to suspensions and revocations by the commission; specifying that suspensions are governed by specified provisions; amending s. 553.80, F.S.; revising requirements for the expenditure of certain unexpended revenue relating to enforcing the Florida Building Code; amending ss. 125.01 and 125.56, F.S.; conforming cross-references; making technical changes; providing an effective date.

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By the Committees on Rules; and Community Affairs; and Senator Perry—

**CS for CS for SB 1274**—A bill to be entitled An act relating to growth management; amending s. 163.01, F.S.; providing an exception to a prohibition against legal entities and their members exercising the power of eminent domain over or acquiring title to certain facilities or property; amending s. 163.3167, F.S.; authorizing landowners with development orders existing before the incorporation of a municipality to elect to abandon such orders and develop the vested density and intensity contained therein under specified conditions; amending s. 163.3187, F.S.; revising the required acreage thresholds under which a small scale development amendment may be adopted; providing an effective date.

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By the Committee on Rules; and Senator Brodeur—

**CS for SB 1294**—A bill to be entitled An act relating to cottage food operations; providing a short title; amending s. 500.03, F.S.; revising the definition of the term “cottage food operation”; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing the sale, offer for sale, acceptance of payment, and delivery of cottage food products by mail; preempting the regulation of cottage food operations to the state; prohibiting local governments from prohibiting cottage food operations or regulating cottage food products by cottage food operations; requiring cottage food operations to comply with certain applicable county and municipal laws and ordinances; providing an effective date.

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By the Committee on Rules; and Senator Harrell—

**CS for SB 1324**—A bill to be entitled An act relating to digital driver licenses and identification cards; amending s. 322.032, F.S.; defining terms; requiring the Department of Highway Safety and Motor Vehicles to establish a secure and uniform system for issuing optional digital proofs of driver licenses and identification cards; authorizing the department to contract with one or more private entities to develop an electronic credentialing system; prohibiting such electronic credential-

ing system from retaining certain information; revising requirements for digital proofs of driver licenses and providing requirements for digital proofs of identification cards; revising the department's rulemaking authority; revising requirements for the issuance of digital proofs of driver licenses and identification cards; authorizing the department to use telephone numbers submitted by licensees and cardholders for specified purposes only; authorizing the department to enter into contracts with private entities for a specified purpose; prohibiting entities from storing, selling, or sharing personal information collected from scanning the digital proofs of driver licenses and identification cards; providing an exception by authorizing individuals to consent to allow private entities to collect and store such personal information; requiring that an individual be informed what information is collected in such scans and the purposes for which the information will be used; authorizing private entities to manually collect personal information from individuals under certain circumstances; providing a civil penalty; providing applicability; conforming provisions to changes made by the act; amending s. 322.14, F.S.; conforming a provision to changes made by the act; amending s. 322.15, F.S.; conforming a provision to changes made by the act; requiring a licensee to present or submit his or her printed driver license to a law enforcement officer or an authorized representative of the department under specified circumstances; re-enacting s. 322.121(2), F.S., relating to periodic reexamination of all drivers, to incorporate the amendment made to s. 322.15, F.S., in a reference thereto; providing an effective date.

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By the Committees on Rules; and Judiciary; and Senator Albritton—

**CS for CS for SB 1876**—A bill to be entitled An act relating to relief from burdens on real property rights; amending s. 70.001, F.S.; revising the definitions of the terms “action of a governmental entity” and “real property”; revising notice of claim requirements for property owners; creating a presumption that certain settlement offers protect the public interest; specifying that property owners retain the option to have a court determine awards of compensation; authorizing property owners to bring claims against governmental entities in certain circumstances; providing that property owners are not required to submit formal development applications or proceed through formal application processes to bring claims in specified circumstances; amending s. 70.45, F.S.; defining the terms “imposed” or “imposition”; authorizing property owners to bring actions to declare prohibited exactions invalid; providing applicability; amending s. 70.51, F.S.; revising the definition of the terms “land” or “real property”; providing an effective date.

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By the Committees on Rules; and Education—

**CS for SB 7070**—A bill to be entitled An act relating to the impact of COVID-19 on educational institutions; amending s. 464.019, F.S.; requiring the Board of Nursing to extend an approved program's probationary status under certain circumstances; creating s. 768.39, F.S.; providing legislative findings; defining the term “educational institution”; prohibiting an educational institution that has taken certain reasonably necessary actions to diminish the impact or spread of COVID-19 from being civilly liable for such actions; specifying that the provision of certain services by educational institutions was impossible during certain periods of time; providing that certain reasonably necessary actions are deemed justified; providing that certain publications of educational institutions are not evidence of an express or implied contract to provide specified services during the COVID-19 public health emergency; providing exceptions; providing severability; specifying conditions for an action against an educational institution; providing an effective date.

## EXECUTIVE BUSINESS

### EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Jacksonville Aviation Authority Appointee: Connell, William, Jacksonville	09/30/2023
Board of Trustees of Eastern Florida State College Appointee: Scott, Winston E., Melbourne	05/31/2023
Board of Trustees of St. Petersburg College Appointee: Stonecipher, Nathan M., St. Petersburg	05/31/2022
Education Practices Commission Appointees: Henry, Benjamin, Plant City Shaw, Charles, Greenacres	09/30/2023 09/30/2022
Tampa-Hillsborough County Expressway Authority Appointee: Weatherford, John, Tampa	07/01/2022
Board of Massage Therapy Appointee: Groover-Skipper, Dorothy, Tampa	10/31/2024
Board of Orthotists and Prosthetists Appointee: Esparza, Waldo, Tampa	10/31/2023
Florida Prepaid College Board Appointee: Rood, John Darrell, St. Augustine	06/30/2023
Board of Trustees, University of North Florida Appointee: Barrett, Jason, St. Augustine	01/06/2026

**Referred to the Committee on Ethics and Elections.**

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 3 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, PreK-12 Appropriations Subcommittee and Representative(s) Trabulsy, Bartleman, Chambliss, Fetterhoff, Grieco, Harding, Hawkins, McClain, Nixon, Snyder, Valdés, Woodson, Zika—

**CS for CS for HB 3**—A bill to be entitled An act relating to home book delivery for elementary students; providing legislative findings; creating ss. 211.0252 and 212.1833, F.S.; providing credits against oil and gas production taxes and sales taxes payable by direct pay permitholders, respectively, under the New Worlds Reading Initiative Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 220.02, F.S.; revising the order in which tax credits against the corporate income tax credit or the franchise tax are applied; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income"; amending s. 220.186, F.S.; revising the calculation of the corporate income tax credit for the Florida alternative minimum tax; creating s. 220.1876, F.S.; providing a credit against the corporate income tax under the New Worlds Reading Initiative Tax Credit; specifying requirements and procedures for, and limitations on, the credit; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the New Worlds Initiative Tax Credit; specifying requirements and procedures for, and limitations on, the credits; creating s. 1003.485 F.S.; providing definitions; establishing the New Worlds Reading Initiative under the Department of Education; requiring the department to contract with a state university to administer the initiative; providing duties of the department and administrator; requiring the administrator, in consultation with a specified entity, to develop a selection of books; requiring the administrator to facilitate distribution of books; requiring the administrator to assist

with local implementation of the initiative; requiring the administrator to maintain a clearinghouse of specified information; requiring the administrator to develop and disseminate certain training materials by specified means; requiring the administrator to annually submit an audit report; requiring the administrator to maintain specified accounts for program funds; providing spending requirements; requiring the administrator to provide a certificate of contribution in certain circumstances; establishing reporting requirements; establishing a tax credit cap amount; authorizing a taxpayer to apply for a tax credit; providing requirements for the application; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the Department of Revenue; establishing student eligibility requirements; requiring school districts to identify eligible students and notify parents; requiring school districts to coordinate with the administrator to initiate book delivery; providing requirements for book delivery; requiring that students be offered certain options relating to books; specifying when student eligibility ends; requiring school districts raise awareness of the initiative; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the Department of Education to develop a cooperative agreement and adopt rules; amending s. 1008.25, F.S.; requiring that a certain notification include information about the initiative; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 37 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Infrastructure & Tourism Appropriations Subcommittee, Government Operations Subcommittee and Representative(s) Driskell, Bartleman, Benjamin, Chambliss, Daley, Eskamani, Fischer, Hart, Hunschofsky, Jenne, Joseph, Learned, Morales, Nixon, Overdorf, Rayner, Slosberg, Smith, D., Thompson, Valdés, Williams, Woodson, Zika—

**CS for CS for HB 37**—A bill to be entitled An act relating to abandoned cemeteries; creating the Task Force on Abandoned African-American Cemeteries; specifying the purpose of the task force; requiring the Department of State to provide administrative and staff support; specifying the composition of the task force; providing meeting requirements; prescribing duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 77 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee and Representative(s) Overdorf—

**CS for HB 77**—A bill to be entitled An act relating to diesel exhaust fluid; creating s. 330.401, F.S.; requiring the governing body of each public airport that meets certain criteria to create a diesel exhaust fluid safety mitigation and exclusion plan for submission to the Department of Transportation; providing plan requirements; authorizing the governing body to delegate creation and implementation of the plan to a fixed-based operator; requiring an annual certification of compliance; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 139 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Tourism, Infrastructure & Energy Subcommittee and Representative(s) Fernandez-Barquin—

**CS for HB 139**—A bill to be entitled An act relating to motor vehicle and vessel registration data; amending s. 320.03, F.S.; requiring tax collectors, third parties contracted with tax collectors, and license tag agents to enter into a memorandum of understanding with the Department of Highway Safety and Motor Vehicles and make certain determinations regarding registration applicants; requiring the department to ensure that certain technology used by tax collectors protects customer privacy and data; authorizing the department to provide certain technology to tax collectors upon request in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements; authorizing use of such data and functionality for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term "registration renewal transactions"; amending s. 328.73, F.S.; authorizing the department to provide certain technology to tax collectors upon request in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements; authorizing use of such data and functionality for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term "registration renewal transactions"; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 169 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Maggard, Roth—

**HB 169**—A bill to be entitled An act relating to the purchase of commodities and services by water management districts; creating s. 373.6075, F.S.; authorizing water management districts to purchase certain commodities and contractual services from the purchasing contracts of specified entities; providing conditions for such purchases; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 173 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Secondary Education & Career Development Subcommittee and Representative(s) Tant, Arrington, Bartleman, Benjamin, Brown, Bush, Chambliss, Daley, Eskamani, Goff-Marcil, Grieco, Hart, Hunschofsky, Learned, Morales, Robinson, F., Salzman, Skidmore, Slosberg, Stevenson, Thompson, Toledo, Trabulsky, Valdés, Woodson—

**CS for CS for HB 173**—A bill to be entitled An act relating to individual education plan requirements for students with disabilities; amending s. 1003.5716, F.S.; revising the timeline for the development and implementation of an individual education plan (IEP) for transition services for a student with disabilities to a postsecondary education and career opportunities; revising the requirements for an IEP for the transitions to a postsecondary education and career opportunities; requiring certain information be provided at IEP meetings; revising when

a certain statement of intent must be included in the IEP; providing requirements for such statements; requiring a specified party to provide a signed statement relating to the deferment of a standard high school diploma; requiring the Department of Education to conduct a review of specified services and programs; requiring the department to establish and publish on its website uniform best practices for such services and programs by a specified date; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 195 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Persons-Mulicka, Beltran, Grieco, Roach—

**CS for CS for HB 195**—A bill to be entitled An act relating to fiscal accountability for nongovernmental entities; amending s. 215.971, F.S.; revising the required contents of agency agreements that provide state financial assistance or federal financial assistance to certain entities; specifying that certain nonstate entities that enter into agency agreements funded with federal or state financial assistance funds must comply with specified audit requirements at specified intervals; providing an exception; amending s. 215.985, F.S.; defining the term "nongovernmental entity"; requiring nongovernmental entities that have received specified revenues from governmental entities to provide a report to the Department of Management Services; requiring the report to be verified; requiring the department to post the report information received on its website; requiring the nongovernmental entity to post the report information on its website; requiring certain entities to verify submission of the report before receiving government funds; creating s. 215.986, F.S.; providing definitions; providing a limitation on the amount of state-appropriated funds a nongovernmental entity may expend on administrative expenses; requiring a nongovernmental entity to use private entity funds before using state-appropriated funds for certain purposes; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 311 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Silvers—

**CS for HB 311**—A bill to be entitled An act relating to public records; amending s. 1008.23, F.S.; expanding the examination and assessment instruments which are confidential and exempt from public record requirements; providing that provisions governing access, maintenance, and destruction of certain instruments and related materials shall be prescribed by rules of the State Board of Education and regulations of the Board of Governors, respectively; providing for future legislative review and repeal of the exemption; providing legislative findings; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 337 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Ways & Means Committee, Local Administration & Veterans Affairs Subcommittee and Representative(s) DiCeglie, Beltran, Buchanan, Fischer, Grieco, Hage, Melo, Sabatini, Truenow—

**CS for CS for CS for HB 337**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms "infrastructure" and "public facilities"; requiring local governments and special districts to credit against the collection of impact fees any contribution related to public facilities or infrastructure; providing conditions under which credits may not be applied; providing limitations on impact fee increases; providing for retroactive operation; requiring specified entities to submit an affidavit attesting that impact fees were appropriately collected and expended; providing that impact fee credits are assignable and transferable regardless of when they the credits were established; requiring school districts to report specified information regarding impact fees; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 367 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Environment, Agriculture & Flooding Subcommittee and Representative(s) Mooney, Morales—

**CS for CS for HB 367**—A bill to be entitled An act relating to construction and maintenance of water systems; amending s. 153.04, F.S.; providing requirements for independent special districts that choose to exercise certain powers; providing an exception for certain entities to construct or maintain water supply or sewage disposal systems; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include an analysis of certain expenditures in its annual assessment; creating s. 403.9301, F.S.; providing definitions; requiring counties, municipalities, and special districts that provide wastewater services to develop a needs analysis that includes certain information by a specified date; requiring municipalities and special districts to submit such analyses to a certain county; requiring the county to file a compiled document with the coordinator of the Office of Economic and Demographic Research by a specified date; requiring the office to evaluate the document and include an analysis in its annual assessment; creating s. 403.9302, F.S.; providing definitions; requiring counties, municipalities, and special districts that provide stormwater management to develop a needs analysis that includes certain information by a specified date; requiring municipalities and special districts to submit such analyses to a certain county; requiring the county to file a compiled document with the Secretary of Environmental Protection and the coordinator of the Office of Economic and Demographic Research by a specified date; requiring the office to evaluate the document and include an analysis in its annual assessment; providing a determination and declaration of important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 403 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee and Representative(s) Giallombardo, Beltran, Benjamin, Gregory, Harding, Melo, Roach—

**CS for HB 403**—A bill to be entitled An act relating to home-based businesses; creating s. 559.955, F.S.; specifying conditions under which a business is considered a home-based business; authorizing a home-based business to operate in a residential zone under certain circumstances; prohibiting a local government from certain actions relating to the licensure and regulation of home-based businesses; authorizing

specified business owners to challenge certain local government actions; authorizing the prevailing party to recover specified attorney fees and costs; providing that certain existing and future residential association declarations and documents are not superseded by this act; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS for HB 421 & HB 1101, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Tuck, Persons-Mulicka, Beltran, McClain—

**CS for CS for HB 421 & HB 1101**—A bill to be entitled An act relating to relief from burdens on real property rights; amending s. 70.001, F.S.; revising the definitions of the terms "action of a governmental entity" and "real property"; revising notice of claim requirements for property owners; creating a presumption that certain settlement offers protect the public interest; specifying that property owners retain the option to have a court determine awards of compensation; authorizing property owners to bring claims against governmental entities in certain circumstances; providing that property owners are not required to submit formal development applications or proceed through formal application processes to bring claims in specified circumstances; amending s. 70.45, F.S.; defining the terms "imposed" or "imposition"; authorizing property owners to bring actions to declare prohibited exactions invalid; providing applicability; amending s. 70.51, F.S.; revising the definition of the terms "land" or "real property"; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 441, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Civil Justice & Property Rights Subcommittee and Representative(s) Hage—

**CS for CS for HB 441**—A bill to be entitled An act relating to an elder-focused dispute resolution process; creating s. 44.407, F.S.; providing legislative findings; defining terms; authorizing the courts to appoint an eldercaring coordinator and refer certain parties and elders to eldercaring coordination; prohibiting the courts from referring certain parties to eldercaring coordination without the consent of the elder and other parties to the action; specifying the duration of eldercaring coordinator appointments; requiring the courts to conduct intermittent review hearings regarding the conclusion or extension of such appointments; specifying mechanisms by which a court appointment is terminated or extended; providing qualifications and disqualifications for eldercaring coordinators; requiring prospective eldercaring coordinators to meet certain qualifications for background screening, unless otherwise exempt; requiring prospective eldercaring coordinators to submit fingerprints for purposes of criminal history background screening; requiring prospective eldercaring coordinators to pay the fees for state and federal fingerprint processing; providing for the disqualification and removal of certain eldercaring coordinators; requiring that notice of hearing on removal of an eldercaring coordinator be timely served; authorizing the courts to award reasonable attorney fees and costs under certain circumstances; requiring the court to appoint successor eldercaring coordinators under certain circumstances; specifying the courts' authority to make certain determinations based on the parties' ability to pay the eldercaring coordination fees and costs; providing that certain communications between the parties, participants, and eldercaring coordinators are confidential; providing exceptions; providing requirements for emergency reporting to courts under certain circumstances; providing immunity from liability for el-

decaring coordinators under specified circumstances; requiring the Florida Supreme Court to establish certain minimum standards and procedures for eldercaring coordinators; authorizing a court to address procedures governing complaints against appointed eldercaring coordinators under certain circumstances; authorizing the Florida Supreme Court to appoint or employ personnel for specified purposes; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 463 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Professions & Public Health Subcommittee and Representative(s) Roach, Benjamin—

**CS for HB 463**—A bill to be entitled An act relating to community association pools; amending s. 514.0115, F.S.; exempting certain homeowners' and other property association pools from supervision by the Department of Health; providing an exception; providing that such pools are subject to certain civil enforcement; amending s. 553.77, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 483 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Altman, Benjamin, Morales—

**HB 483**—A bill to be entitled An act relating to electronic legal documents; amending s. 117.201, F.S.; revising the definition of the term "online notarization"; amending s. 117.285, F.S.; clarifying that supervising the witnessing of an electronic record by an online notary public is a notarial act; specifying applicability of online notarization procedures to supervision of the witnessing of an electronic record; modifying witnessing procedures; revising applicability; amending s. 709.2119, F.S.; revising the statutory form for an affidavit for acceptance of and reliance upon a power of attorney to reflect means of notarization; amending s. 732.401, F.S.; revising the statutory form for the notice of election relating to the descent of homestead property to reflect means of notarization; amending s. 732.503, F.S.; revising the statutory form for the self-proof of a will or codicil to reflect means of notarization; amending s. 732.521, F.S.; conforming a cross-reference; amending s. 732.703, F.S.; revising statutory forms relating to the disposition of certain assets at death to reflect means of notarization; amending s. 747.051, F.S.; revising the form for a petition of summary relief for the sale or transfer of certain property owned by an absentee to reflect means of notarization; providing for construction and retroactive application; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 535 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Busatta Cabrera—

**HB 535**—A bill to be entitled An act relating to electronic dissemination of commercial recordings and audiovisual works; amending s. 501.155, F.S.; revising the definition of the term "electronic dissemination"; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 575 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee and Representative(s) Omphroy, Hart, Valdés, Woodson—

**CS for HB 575**—A bill to be entitled An act relating to the Gold Seal Quality Care program; amending ss. 39.604, 212.08, and 402.26, F.S.; conforming provisions and cross-references to changes made by the act; transferring, renumbering, and amending s. 402.281, F.S.; revising the requirements of the Gold Seal Quality Care program; requiring the State Board of Education to adopt specified rules; specifying requirements for an accrediting association to be approved for participation in such program; requiring the Department of Education to establish a specified process and providing requirements therefor; deleting a provision requiring consultation with certain entities for specified purposes; authorizing certain entities to participate as an accrediting association; authorizing the Department of Education to recommend the maintenance of Gold Seal Quality Care designation for certain child care facilities; providing an exemption from ad valorem taxation and rate differentials for certain child care facilities; providing for a type two transfer of the Gold Seal Quality Care program within the Department of Children and Families to the Department of Education; providing for the continuation of certain contracts and agreements; amending ss. 402.315, 1002.55, 1002.69, and 1002.895, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 597 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee, Ways & Means Committee and Representative(s) Woodson, Bartleman, Benjamin, Fabricio, Hart, Hunschofsky, Joseph, Morales, Rizo, Robinson, F.—

**CS for CS for HB 597**—A bill to be entitled An act relating to homestead exemption for seniors 65 and older; amending s. 196.075, F.S.; revising provisions to require certain taxpayers to submit a claim for homestead exemption only one time if certain conditions are met; deleting a provision related to the submission of supporting documentation for an exemption renewal; requiring the property appraiser to provide specified information related to income limitations on an annual basis; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 625 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Yarborough, Benjamin, Morales—

**CS for HB 625**—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; requiring an attorney representing a personal representative in an estate administration who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of an estate may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; amending s. 736.1007,

F.S.; requiring an attorney representing a trustee in the initial administration of a trust who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of a trust may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 667 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee, Regulatory Reform Subcommittee and Representative(s) Mooney, Benjamin, McClain—

**CS for CS for HB 667**—A bill to be entitled An act relating to building inspections; amending s. 125.56, F.S.; requiring that certain counties allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; amending s. 553.79, F.S.; requiring that local enforcement agencies allow requests for inspections to be submitted electronically; providing acceptable methods of electronic submission; authorizing enforcement agencies to perform virtual inspections; providing an exception; providing a definition; requiring a refund of certain fees in certain circumstances; requiring certain surcharges be recalculated under certain conditions; amending ss. 440.103 and 553.80, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 781, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Robinson, W.—

**CS for CS for HB 781**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; deleting obsolete language; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder from removing a grantor name, grantee name, or party name from the register of the Official Records and the index on the publicly available website unless the information is subject to a specified public records exemption; prohibiting a county recorder from placing certain information on the publicly available website; prescribing requirements for a person claiming a public records exemption to request removal of information from a publicly available website, subject to penalty of perjury; prescribing the release of restricted information to the individual whose information was removed, subject to penalty of perjury; authorizing specified parties to access information recorded in the Official Records of a county which is otherwise exempt pursuant to a specified public records exemption, for a specific purpose, if specified conditions are met; requiring a sworn affidavit, subject to penalty of perjury; providing criminal penalties for the unlawful use of any official record; amending s. 119.071, F.S.; requiring that a request for maintenance of an exemption be notarized and confirm the individual's status; prescribing procedures for the removal of exempt information for a county property appraiser and county tax collector; requiring the release of information restricted from public display to the individual whose information was removed; providing disclosure of exempt information under specified circumstances to specified entities; providing that the exempt status of a home address contained in the Official Records is maintained only during a certain period; requiring the em-

ployee to submit a written request to release removed information upon the conveyance of his or her dwelling location; prescribing procedures to release certain information for a decedent under specified conditions; specifying that such release is not subject to a fee; amending s. 695.22, F.S.; deleting obsolete language; requiring the daily schedule of deeds and conveyances to include notification of any information therein which is subject to a request for removal; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 827 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Hawkins, Bartleman, Rizo, Valdés—

**HB 827**—A bill to be entitled An act relating to school district funding; amending s. 1011.62, F.S.; requiring school districts to allocate a certain amount of specified funds to certain programs that prepare prospective students to enroll in Advanced International Certificate of Education courses; requiring such funds to be spent on specified costs; requiring school districts to distribute specified bonuses to certain classroom teachers providing International General Certificate of Secondary Education instruction; requiring bonuses based on a student's specified score on the Advanced International Certificate of Education examination to be paid to all Advanced International Certificate of Education teachers instead of only full-credit Advanced International Certificate of Education teachers; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 839 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) Fabricio, Botana, Fernandez-Barquin, Garrison, Harding, Rizo, Roach, Sabatini—

**CS for CS for HB 839**—A bill to be entitled An act relating to the express preemption of fuel retailers and related transportation infrastructure; creating s. 377.707, F.S.; defining terms; prohibiting a municipality, county, special district, or political subdivision from taking certain actions to prohibit the siting, development, or redevelopment of fuel retailers and the related transportation infrastructure and from requiring fuel retailers to install or invest in a particular kind of fueling infrastructure; providing construction; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 845, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Smith, D., Bartleman, Caruso, Gottlieb, Persons-Mulicka, Salzman—

**CS for HB 845**—A bill to be entitled An act relating to the State University Free Seat Program; amending s. 1009.26, F.S.; creating the State University Free Seat Program; providing a purpose; providing a limitation on fee waivers under the program; providing an exemption from tuition and fees for one online course at a state university for certain resident students; prohibiting a state university from charging such students more than a specified percentage of the tuition rate and

the tuition differential under certain circumstances; providing a limitation on the application of such tuition discount; requiring each state university to report certain information regarding waivers under the program to the Board of Governors annually; requiring the board to adopt regulations; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 847 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Education & Employment Committee and Representative(s) Byrd, Silvers—

**CS for HB 847**—A bill to be entitled An act relating to the Florida Postsecondary Academic Library Network; amending ss. 257.02 and 295.22, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; revising provisions relating to the awareness of certain postsecondary education programs and initiatives; amending s. 1006.73, F.S.; deleting provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; providing that the Board of Governors and the Department of Education will oversee a host entity chosen to deliver certain services; providing the services to be provided by the host entity; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to submit a certain report by a specified date, annually; providing requirements for such report; requiring the Chancellors of the State University System and the Florida College System to provide a certain report; providing that specified entities have responsibility for the governance and administration of the provided services; requiring specified entities to issue a recommendation and report on expanding organizations who may access the provided services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending 1007.01, F.S.; conforming a cross-reference; amending 1007.27, F.S.; conforming a provision to changes made by the act; amending ss. 1009.23 and 1009.24, F.S.; revising a requirement to include a certain graphic on specified websites; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 871 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Snyder, Garrison, Salzman—

**HB 871**—A bill to be entitled An act relating to sovereign immunity for Child Protection Teams; amending s. 768.28, F.S.; revising the definition of the term "officer, employee, or agent" as it applies to immunity from personal liability in certain actions to include any member of a Child Protection Team established by the Department of Health in certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 885 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Plasencia, Benjamin, Gottlieb, Hart—

**CS for CS for HB 885**—A bill to be entitled An act relating to juvenile justice programs and detention; amending s. 20.316, F.S.; creating the Accountability and Program Support Program within the Department of Juvenile Justice and revising the name of an existing program; amending s. 985.101, F.S.; requiring a court to consider specified information before it issues an order to take a child into custody for failing to appear; amending s. 985.435, F.S.; requiring each judicial circuit to develop, in consultation with specified persons and entities, a written plan specifying the alternative consequence component which must be based upon certain principles; providing that the alternative consequence component is designed to provide swift and appropriate consequences or incentives to a child who is alleged to be noncompliant with or in violation of probation; repealing s. 985.686, F.S., relating to the shared county and state financial support responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and intent; requiring the Department of Juvenile Justice to calculate annually by a certain date and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share of detention costs; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual county budget sufficient funds to pay its annual percentage share of detention costs; amending s. 1003.52, F.S.; authorizing the Department of Juvenile Justice, in consultation with the Department of Education, to evaluate the viability of an alternative model for providing and funding education services for youth in detention and residential facilities; providing requirements; providing for expiration; reenacting ss. 960.001(1)(b) and 985.439(2), F.S., relating to guidelines for fair treatment of victims and witnesses in the criminal justice and juvenile justice systems and violation of probation or postcommitment probation, respectively, to incorporate the amendment made to s. 985.101, F.S., in references thereto; reenacting s. 985.565(4)(b), F.S., relating to sentencing alternatives, to incorporate the amendment made to s. 985.435, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 889 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Ways & Means Committee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Borrero, Benjamin, Sabatini, Salzman—

**CS for CS for HB 889**—A bill to be entitled An act relating to nonprofit property tax exemptions; amending s. 196.196, F.S.; specifying that portions of property not used for certain purposes are not exempt from ad valorem taxation; specifying that exemptions on certain portions of property from ad valorem taxation are not affected so long as the predominant use of the property is for specified purposes; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 917 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Insurance & Banking Subcommittee and Representative(s) McClain, Robinson, W.—

**CS for HB 917**—A bill to be entitled An act relating to documentary stamp tax exemption; amending s. 201.08, F.S.; exempting from assessment of documentary stamp taxes the modification of certain



documents which change only the interest rate under specified conditions; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 969 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Civil Justice & Property Rights Subcommittee, Regulatory Reform Subcommittee and Representative(s) McFarland, Byrd, Chaney, Daley, Eskamani, Harding, Morales, Omphroy, Stevenson—

**CS for CS for CS for HB 969**—A bill to be entitled An act relating to consumer data privacy; amending s. 501.171, F.S.; revising the definition of "personal information" to include additional specified information to data breach reporting requirements; creating s. 501.173, F.S.; providing definitions; providing exceptions; requiring controllers that collect a consumer's personal data to disclose certain information regarding data collection and selling practices to the consumer at or before the point of collection; specifying that such information may be provided through a general privacy policy or through a notice informing the consumer that additional specific information will be provided upon a certain request; prohibiting controllers from collecting additional categories of personal information or using personal information for additional purposes without notifying the consumer; requiring controllers that collect personal information to implement reasonable security procedures and practices to protect the information; authorizing consumers to request controllers to disclose the specific personal information the controller has collected about the consumer; requiring controllers to make available two or more methods for consumers to request their personal information; requiring controllers to provide such information free of charge within a certain timeframe and in a certain format upon receiving a verifiable consumer request; specifying requirements for third parties with respect to consumer information acquired or used; providing construction; authorizing consumers to request controllers to delete or correct personal information the controllers have collected about the consumers; providing exceptions; specifying requirements for controllers to comply with deletion or correction requests; authorizing consumers to opt out of third-party disclosure of personal information collected by a controller; prohibiting controllers from selling or disclosing the personal information of consumers younger than a certain age, except under certain circumstances; prohibiting controllers from selling or sharing a consumer's information if the consumer has opted out of such disclosure; prohibiting controllers from taking certain actions to retaliate against consumers who exercise certain rights; providing applicability; providing that a contract or agreement that waives or limits certain consumer rights is void and unenforceable; providing for civil actions and a private right of action for consumers under certain circumstances; providing civil remedies; authorizing the Department of Legal Affairs to bring an action under the Florida Unfair or Deceptive Trade Practices Act and to adopt rules; providing that controllers must have a specified timeframe to cure any violations; providing jurisdiction; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 971 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Government Operations Subcommittee and Representative(s) McFarland, Morales—

**CS for CS for HB 971**—A bill to be entitled An act relating to public records; amending s. 501.173, F.S.; providing an exemption from public records requirements for information relating to investigations by the

Department of Legal Affairs and law enforcement agencies of certain data privacy violations; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1067 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee, Finance & Facilities Subcommittee and Representative(s) Rommel—

**CS for CS for HB 1067**—A bill to be entitled An act relating to health care expenses; creating s. 222.26, F.S.; providing additional personal property exemptions from legal process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to post on its website a consumer-friendly list of standard charges for a minimum number of shoppable health care services; providing definitions; requiring a licensed facility to establish an internal grievance process for patients to dispute charges; requiring a facility to make available information necessary for initiating a grievance; requiring a facility to respond to a patient grievance within a specified timeframe; requiring a licensed facility to provide a cost estimate to a patient or prospective patient and the patient's health insurer within specified timeframes; prohibiting a licensed facility from charging a patient an amount that exceeds such cost estimate by a set threshold; requiring a licensed facility to provide a patient with a written explanation of excess charges under certain circumstances; revising a penalty for failure to timely provide the estimate; prohibiting a facility from billing or collecting any amount of charges from the patient or patient's health insurer for treatment under certain circumstances; creating s. 395.3011, F.S.; prohibiting certain collection activities by a licensed facility; creating s. 627.445, F.S.; providing a definition; requiring each health insurer to provide an insured with an advance explanation of benefits after receiving a patient estimate from a facility for scheduled services; providing requirements for the advanced explanation of benefits; amending ss. 627.6387, 627.6648, and 641.31076, F.S.; providing that a shared savings incentive offered by a health insurer or health maintenance organization constitutes a medical expense for rate development and rate filing purposes; providing effective dates.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1093 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Children, Families & Seniors Subcommittee and Representative(s) Valdés, Benjamin, Bush, Davis, Driskell, Eskamani, Hart, Hunschofsky, Melo, Morales, Robinson, F., Tant, Woodson—

**CS for HB 1093**—A bill to be entitled An act relating to abuse, abandonment, or neglect education; amending s. 39.4085, F.S.; revising legislative intent; specifying goals of children in shelter or foster care; providing responsibilities of the Department of Children and Families, case managers, and other staff; authorizing district school boards to establish specified educational programs for certain students and provide such programs in conjunction with other specified programs; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1103 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Public Integrity & Elections Committee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Maggard, Barnaby, Massullo, Morales—

**CS for CS for CS for HB 1103**—A bill to be entitled An act relating to special district accountability; creating s. 189.0695, F.S.; defining the term "performance review"; requiring certain independent special districts to contract with an independent entity to conduct performance reviews; providing an exception; specifying the frequency of such reviews; requiring the Office of Program Policy Analysis and Governmental Accountability to conduct performance reviews of certain classifications of independent special districts; providing criteria for contracting for such reviews; requiring the performance reviews to be reported by a time certain to specified entities; amending s. 218.32, F.S.; requiring additional information to be provided by special districts in their annual reports; amending s. 218.39, F.S.; requiring certain data be included in financial audits of special districts; requiring certain community redevelopment agencies to file separate audited financial statements; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1185 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Roth—

**CS for HB 1185**—A bill to be entitled An act relating to Indian Trail Improvement District, Palm Beach County; amending ch. 2002-330, Laws of Florida, as amended; authorizing the district to study the feasibility of an elector-initiated conversion of the district to a municipality; providing a procedure for such study; providing for a transition date and permitting continuation of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1209 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Commerce Committee, State Administration & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Fetterhoff, Chaney—

**CS for CS for CS for HB 1209**—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; specifying powers and duties of the Division of Public Assistance Fraud; amending s. 284.30, F.S.; requiring the State Risk Management Trust Fund to provide insurance for certain firefighter cancer-related benefits; making technical changes; amending s. 284.31, F.S.; requiring the Insurance Risk Management Trust Fund to provide a separate account for certain firefighter cancer-related benefits; making technical changes; amending s. 284.385, F.S.; specifying conditions that must be met before certain firefighter cancer-related benefits may be paid from the State Risk Management Trust Fund; making technical changes; creating s. 284.45, F.S.; prohibiting individuals working for entities covered by the State Risk Management Trust Fund from engaging in retaliatory conduct against sexual harassment victims; defining the term "sexual harassment victim"; specifying a criminal penalty for the willful and knowing dissemination of a sexual harassment victim's personal identifying information, except under certain circumstances; amending s. 497.101, F.S.; revising membership and terms of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services; authorizing the use of communications media technology for board member participation; defining the term "communications media

technology"; deleting a requirement for the department to adopt certain rules; amending s. 497.157, F.S.; prohibiting unlicensed persons from acting as or advertising themselves as funeral directors, embalmers, direct disposers, or preneed sales agents unless they are so licensed; providing penalties; amending s. 497.159, F.S.; conforming a provision to changes made by the act; amending s. 497.273, F.S.; authorizing a cemetery company to sell specified items for use on cemetery lands other than lands the company owns; amending s. 497.375, F.S.; authorizing licensed funeral director interns to continue performing certain tasks while transitioning to licensed funeral directors; amending s. 497.377, F.S.; authorizing licensed combination funeral director and embalmer interns to continue performing certain tasks while transitioning to licensed combination funeral director and embalmers; amending s. 497.458, F.S.; specifying that certain deposits under preneed contracts for funeral services or merchandise or burial services or merchandise must be made unless the preneed contracts have been fulfilled; amending s. 497.550, F.S.; requiring monument retailers to comply with specified requirements relating to place of business and operations; subjecting monument retailers to inspection; amending s. 552.081, F.S.; revising the definition of the term "two-component explosives" for the purpose of regulation by the Division of State Fire Marshal; amending s. 553.7921, F.S.; authorizing a contractor repairing certain existing fire alarm systems to begin work after filing an application for a required permit but before receiving the permit; providing construction; amending s. 626.2815, F.S.; revising continuing education requirements for certain persons licensed to solicit, sell, or adjust insurance; amending s. 626.371, F.S.; requiring submission of renewal appointments of certain insurance representatives within a certain timeframe; requiring the department to notify certain insurers or employers regarding inadvertent failures to appoint; requiring insurers and employers to pay certain fees and taxes within a certain timeframe; authorizing the department to issue appointments under certain circumstances; prohibiting the department from considering inadvertent failures to appoint to be violations under certain circumstances; requiring the department to suspend an insurer's or employer's authority to appoint licensees under certain circumstances; amending s. 626.7351, F.S.; revising the qualifications for customer representative licenses; amending s. 626.8443, F.S.; increasing the maximum period of suspension of a title insurance agent's or agency's license; making technical changes; amending s. 626.916, F.S.; deleting a requirement for agents to advise insureds that certain coverage may be available for personal residential property risks to be eligible for export under the Surplus Lines Law; establishing conditions under which coverage for indemnity of property insurance deductibles may be exported to surplus lines; amending s. 626.9551, F.S.; prohibiting requirements for the provision of replacement cost estimators or certain other proprietary business information under certain circumstances; amending s. 627.715, F.S.; providing an exemption from a diligent effort requirement for surplus lines agents exporting contracts or endorsements providing flood coverage; amending s. 633.102, F.S.; revising the authority of certain fire protection system contractors to design or alter certain fire protection systems; providing for resolution of conflicts between the Florida Building Code and the Florida Fire Prevention Code; amending s. 633.136, F.S.; replacing fire protection agencies in the Fire and Emergency Incident Information Reporting Program with fire service providers; revising the composition of the Fire and Emergency Incident Information System Technical Advisory Panel; defining the term "fire service provider"; amending s. 633.202, F.S.; extending a deadline for certain buildings to comply with a minimum radio signal strength requirement under the Florida Fire Prevention Code; extending a deadline for certain buildings to apply for a specified permit; creating s. 633.217, F.S.; prohibiting certain acts to influence a firesafety inspector to violate certain laws; prohibiting a firesafety inspector from knowingly and intentionally requesting, soliciting, accepting, or agreeing to accept compensation offered to induce a violation of certain codes, rules, or laws; amending s. 633.304, F.S.; revising the training requirements for licenses and permits to install or maintain fire suppression equipment; amending s. 633.402, F.S.; revising the composition of the Firefighters Employment, Standards, and Training Council; amending s. 633.416, F.S.; providing that certain persons serving as volunteer firefighters may serve as regular or permanent firefighters for a limited period, subject to certain restrictions; amending s. 648.30, F.S.; prohibiting the aiding or abetting of unlicensed activity of a bail bond agent or temporary bail bond agent; providing criminal penalties; amending s. 843.08, F.S.; prohibiting false personation of personnel or representatives of the Division of Investigative and Forensic Services; amending s. 943.045, F.S.; revising the definition of the term "criminal justice

agency" to include the investigations component of the department which investigates certain crimes; providing effective dates.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1229 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Civil Justice & Property Rights Subcommittee and Representative(s) Persons-Mulicka, Bartleman, Slosberg—

**CS for CS for HB 1229**—A bill to be entitled An act relating to public records; providing a short title; amending s. 28.2221, F.S.; requiring each county recorder or clerk of the court to make publicly available on an Internet website the identity of a defendant or respondent against whom a final judgment for an injunction for protection is entered, as well as the fact that the final judgment for an injunction for protection has been entered; providing an exception; providing that such information must be made publicly available on an Internet website if a certain person makes a request in a specified manner; requiring each county recorder or clerk of the court to post a certain notice on the Internet website and in the office of the county recorder or clerk of the court; authorizing certain persons to petition the circuit court for compliance; amending s. 28.29, F.S.; requiring that final judgments for injunctions for protection be recorded in official records; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1261, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee and Representative(s) Toledo, Caruso, Smith, D.—

**CS for HB 1261**—A bill to be entitled An act relating to higher education; creating s. 768.39, F.S.; providing legislative findings; defining the term "educational institution"; providing that the Board of Governors and the State Board of Education are afforded certain immunity protections; prohibiting an educational institution that has taken certain reasonably necessary actions to diminish the impact or spread of COVID-19 from being civilly liable for such actions; specifying that the provision of certain services by educational institutions was impossible during certain periods of time; providing that certain reasonably necessary actions are deemed justified; providing exceptions; providing severability; providing for a burden of proof; amending s. 1006.75, F.S.; requiring the Board of Governors to publish an online dashboard containing specified data; requiring that such dashboard be made available by a specified date; requiring that each state university board of trustees adopt procedures to connect undergraduate students to certain programs; requiring that the Board of Governors approve such procedures by a specified date; requiring that such procedures include placing a hold on certain student registration under certain circumstances; providing that the Board of Governors review and approve certain procedures by a specified date; amending s. 1009.25, F.S.; revising provisions relating to certain fee exemptions; amending s. 1009.26, F.S.; requiring a state university to waive the tuition and fees for certain courses in which certain resident students are enrolled; providing applicability; providing specified criteria for such waiver; requiring the reporting of tuition and fees waived for state funding purposes; requiring disbursement to the student upon his or her enrollment in a program of strategic emphasis; requiring each state university to report certain information regarding such waiver to the Board of Governors, annually; authorizing a state university in compliance with the waiver provisions to earn incentive funding, subject to appropriation; requiring the board to adopt regulations; amending s. 1009.40,

F.S.; conforming cross-references; creating s. 1009.46, F.S.; providing duties for certain postsecondary educational institutions relating to state financial aid and tuition assistance programs; requiring that an institution that fails to perform its duties be placed on probation by the Department of Education; providing duties for the department; amending s. 1009.50, F.S.; revising provisions relating to funds appropriated for the Florida Public Assistance Grant Program; removing provisions authorizing that certain funds be deposited into a specified trust fund; amending s. 1009.505, F.S.; revising provisions relating to the Florida Public Postsecondary Career Education Student Assistance Grant Program; amending s. 1009.51, F.S.; revising provisions relating to the Florida Private Student Assistance Grant Program; amending s. 1009.52, F.S.; revising provisions relating to the Florida Postsecondary Student Assistance Grant Program; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1311 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee and Representative(s) Payne—

**CS for HB 1311**—A bill to be entitled An act relating to public records and public meetings; amending s. 350.01, F.S.; providing an exemption from public meetings requirements for portions of hearings before the Public Service Commission wherein proprietary confidential business information is discussed; requiring recording and transcription of exempt portions of such hearings; providing an exemption from public records requirements for such recordings and transcripts; providing an exception; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1313, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee and Representative(s) LaMarca, Toledo—

**CS for HB 1313**—A bill to be entitled An act relating to digital driver licenses and identification cards; amending s. 322.032, F.S.; defining terms; requiring the Department of Highway Safety and Motor Vehicles to establish a secure and uniform system for issuing optional digital proofs of driver licenses and identification cards; authorizing the department to contract with one or more private entities to develop an electronic credentialing system; prohibiting such electronic credentialing system from retaining certain information; revising requirements for digital proofs of driver licenses and providing requirements for digital proofs of identification cards; revising the department's rulemaking authority; revising requirements for the issuance of digital proofs of driver licenses and identification cards; authorizing the department to use telephone numbers submitted by licensees and cardholders for specified purposes only; authorizing the department to enter into contracts with private entities for a specified purpose; prohibiting private entities from storing, selling, or sharing personal information collected from scanning the digital proofs of driver licenses and identification cards; providing an exception by authorizing individuals to consent to allow private entities to collect and store such personal information; requiring that an individual is informed what information is collected in such scans and the purposes for which the information will be used; authorizing private entities to manually collect personal information from individuals under certain circumstances; providing a civil penalty; providing applicability; conforming provisions to changes made by the act; amending s. 322.14, F.S.; conforming a provision to changes made

by the act; amending s. 322.15, F.S.; conforming a provision to changes made by the act; requiring a licensee to present or submit his or her printed driver license to a law enforcement officer or an authorized representative of the department under specified circumstances; reenacting s. 322.121(2), F.S., relating to periodic reexamination of all drivers, to incorporate the amendment made to s. 322.15, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1315 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) LaMarca—

**CS for HB 1315**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing exemptions from public records requirements for secure login credentials, Internet protocol addresses, geolocation data, and other certain information held by the Department of Highway Safety and Motor Vehicles; providing retroactive application; defining the terms "secure login credentials" and "public-facing portal"; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1347 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Higher Education Appropriations Subcommittee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Morales, Benjamin, Bartleman, Bush, Chambliss, Driskell, Eskamani, Hart, Hunschofsky, Killebrew, Melo, Omphroy, Salzman, Slosberg, Thompson, Valdés, Willhite—

**CS for CS for HB 1347**—A bill to be entitled An act relating to educational opportunities for disabled veterans; creating s. 295.011, F.S.; defining the term "disabled veteran"; providing that disabled veterans receiving certain federal educational assistance benefits are eligible to receive a waiver for the remaining cost of tuition and fees at certain institutions; requiring certain institutions to submit an annual report to the Board of Governors and the State Board of Education; requiring such boards to adopt rules; specifying applicability of other laws; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HJR 1377 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Chaney, Buchanan, DiCeglie, Massullo—

**HJR 1377**—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of Section 42 of Article XII of the State Constitution, effective January 1, 2023, to authorize the Legislature, by general law, to prohibit the consideration of any change or improvement made to real property used for residential purposes to improve the

property's resistance to flood damage in determining the assessed value of such property for ad valorem taxation purposes.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1379 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Environment, Agriculture & Flooding Subcommittee and Representative(s) Chaney, Aloupis, Buchanan, DiCeglie, Massullo—

**CS for CS for HB 1379**—A bill to be entitled An act relating to property assessments for elevated properties; amending ss. 193.155 and 193.1554, F.S.; specifying that changes to elevate certain homestead and nonhomestead residential property, respectively, do not increase the assessed value of the property; requiring property owners to provide certification for such property; defining the term "voluntary elevation" or "voluntarily elevated"; prohibiting certain areas from being included in square footage calculation; providing an exception; providing applicability; making clarifying revisions; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1381 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Professions & Public Health Subcommittee and Representative(s) Brown, Benjamin, Davis, Driskell, Eskamani, Hunschofsky, Joseph, Morales, Nixon, Rayner, Slosberg, Thompson—

**CS for HB 1381**—A bill to be entitled An act relating to maternal health outcomes; amending s. 381.7353, F.S.; revising the Department of Health's duties under the Closing the Gap grant program; amending s. 381.7355, F.S.; revising the requirements for Closing the Gap grant proposals; creating s. 383.2163, F.S.; requiring the department to establish telehealth minority maternity care pilot programs in Duval County and Orange County by a specified date; defining terms; providing program purposes; requiring the pilot programs to provide specified telehealth services to eligible pregnant women for a specified period; requiring pilot programs to train participating health care practitioners and perinatal professionals on specified topics; providing for funding for the pilot programs; requiring the department's Division of Community Health Promotion and Office of Minority Health and Health Equity to apply for certain federal funding; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1395 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Davis, Nixon, Thompson—

**CS for HB 1395**—A bill to be entitled An act relating to public records; amending s. 24.1051, F.S.; creating a temporary exemption from public records for the names of lottery winners who win prizes over a specified value; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1447 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Children, Families & Seniors Subcommittee and Representative(s) Hunschofsky, Bartleman, Benjamin, Bush, Daley, Davis, Driskell, Fetterhoff, Gottlieb, Robinson, F., Salzman, Thompson, Valdés, Woodson—

**CS for HB 1447**—A bill to be entitled An act relating to the Commission on Mental Health and Substance Abuse; providing legislative intent; creating s. 394.9086, F.S.; creating the Commission on Mental Health and Substance Abuse adjunct to the Department of Children and Families; requiring the department to provide administrative and staff support services to the commission; providing purposes; providing for membership, term limits, meetings, and duties of the commission; requiring the commission to submit reports of its findings and recommendations to the Legislature and Governor by a specified date; providing for future repeal unless saved by the Legislature through re-enactment; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HJR 1461 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Early Learning & Elementary Education Subcommittee and Representative(s) Garrison, Robinson, W.—

**CS for CS for HJR 1461**—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to limit the terms of office for members of a district school board.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1463, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) LaMarca—

**CS for CS for HB 1463**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term "administrative costs" relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Fund; amending s. 290.046, F.S.; revising the application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the defi-

inition of the term "specified agency" to include certain regional workforce boards for the purposes of labor laws; amending s. 443.036, F.S.; revising the definition of the term "temporary layoff"; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term "address"; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to implement an integrated, modular system hosted in a cloud service, rather than an integrated Internet-based system, for the reemployment assistance program; revising the functions and objectives of the Reemployment Assistance Claims and Benefits Information System; requiring the department to perform an annual review of the system; requiring the department to seek input on recommended enhancements from certain state entities; requiring the department to submit an annual report to the Governor and the Legislature beginning on a specified date; providing requirements for such report; deleting obsolete language; creating s. 443.1118, F.S.; defining terms; authorizing employers to initiate employer-assisted claims under certain circumstances; providing requirements for employer-assisted claims relating to mass separations; specifying the effective date of such claims; providing that benefits paid to a claimant pursuant to an employer-assisted claim count toward maximum benefits for which the claimant is eligible; requiring a claimant covered by an employer-assisted claim to file continued biweekly claims; providing construction; requiring and authorizing the department to adopt specified rules; amending s. 443.151, F.S.; revising the timeline for employers' responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced timeframe; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; requiring the department to take certain actions for a specified fiscal year; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1551 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Finance & Facilities Subcommittee and Representative(s) Buchanan, Stevenson—

**CS for HB 1551**—A bill to be entitled An act relating to medication technicians; amending s. 429.02, F.S.; defining the term "medication technician"; amending s. 429.52, F.S.; providing minimum requirements and specifications for training of medication technicians; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1559, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Civil Justice & Property Rights Subcommittee and Representative(s) Rodriguez, Andrade, Botana, McClain, Roach, Sabatini—

**CS for CS for HB 1559**—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.046, F.S.; revising the definition of the term "income"; amending s. 61.08, F.S.; providing definitions; providing for the priority of different forms of alimony; revising provisions relating to permanent alimony; requiring a court to make written findings regarding the basis for awarding a combination of forms of alimony; prohibiting a court from denying a request for alimony or awarding alimony solely on the basis of adultery; providing an exception; revising specified factors to be considered when determining the proper type and amount of alimony or maintenance; revising provisions relating to the protection of awards of alimony; deleting certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting the length of an award of rehabilitative alimony from exceeding a certain length of time; specifying criteria for modifying or terminating rehabilitative alimony; revising provisions relating to the award of durational alimony; providing that a party who has reached full retirement age in accordance with a specified provision may not be ordered to pay alimony; providing an exception; prohibiting an award of alimony to a party who has a certain monthly net income; prohibiting social security retirement benefits from being imputed to the obligor unless such benefits are actually paid; requiring an obligee to meet certain requirements when he or she alleges a physical disability; deleting a provision prohibiting an award of alimony under certain circumstances; requiring the court to consider certain payments made to an obligee when determining the amount and length of an award of certain alimony; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of a minor child; providing an exception; amending s. 61.14, F.S.; revising provisions relating to reducing or terminating an award of alimony or ordering reimbursement of certain alimony payments based on the existence of a supportive relationship; revising factors a court may consider when determining whether a supportive relationship exists or existed; providing that an obligor's subsequent remarriage or cohabitation is not a basis for modification of alimony; prohibiting modification of an alimony award under certain circumstances; requiring an alimony award to terminate when the obligor reaches full retirement age; providing an exception; providing factors to be considered in determining whether an obligor's retirement age is reasonable; authorizing an obligor to prospectively file a petition for modification or termination of an alimony award effective upon his or her retirement; providing that certain benefits received by an obligee constitute a change in circumstances for which an obligor may seek modification of an alimony award; providing that certain agreements for alimony payments are considered expressly modifiable or eligible for termination under certain circumstances; amending s. 61.19, F.S.; requiring the court to grant a final judgment of dissolution of marriage and reserve jurisdiction to subsequently determine all other substantive issues under certain circumstances; requiring the court to enter temporary orders to protect the parties and their children; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1593 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Smith, D.—

**HB 1593**—A bill to be entitled An act relating to Seminole County; providing an exception to general law; providing an exception for specified cemeteries in the unincorporated areas of Seminole County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1631 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Gregory—

**HB 1631**—A bill to be entitled An act relating to the Trailer Estates Park and Recreation District, Manatee County; amending ch. 2002-361, Laws of Florida; providing purpose; revising district boundaries; revising powers and duties for the trustees; providing for the qualification of electors and annual election of trustees; providing for removal of trustees and appointment to fill vacancies; providing for the assessment and collection of a recreation district assessment; providing that such assessment shall be a lien against each parcel of land so assessed and for the method of collecting such assessment; providing for the deposit and disbursement of funds of the district; establishing a fiscal year and providing for annual financial statements; authorizing the trustees to issue bonds and other obligations of the district; authorizing the trustees to acquire and dispose of real and personal property for certain purposes; authorizing the trustees to adopt and enforce rules and regulations; authorizing the assessment of penalties related to the use of facilities of the district; providing for the abolishment of the district; providing conditions precedent to the filing of suit against the district or any of the trustees thereof, and relieving individual trustees from personal liability for obligations of the district; providing definitions; revising requirements to amend the charter; providing referendum requirements; providing severability; providing construction; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1633, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee and Representative(s) Drake—

**CS for HB 1633**—A bill to be entitled An act relating to Okaloosa Gas District, Okaloosa, Santa Rosa, and Walton Counties; amending ch. 2000-443, Laws of Florida; revising the territorial limits and area of service of the district to include all of Santa Rosa County and all of Walton County; providing exceptions; revising the membership of the Board of Directors to include one member appointed by each of the Board of County Commissioners of Santa Rosa and Walton Counties; revising the director's fee for each meeting attended by a member of the Board of Directors; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1639 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Government Operations Subcommittee and Representative(s) Grant—

**CS for HB 1639**—A bill to be entitled An act relating to public records; amending s. 98.015, F.S.; creating a public records exemption for portions of records containing network schematics, hardware and software configurations, or encryption held by a county supervisor of elections; providing for release of the confidential and exempt information in certain instances to governmental entities; providing for retroactive

application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1645, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Drake—

**CS for HB 1645**—A bill to be entitled An act relating to the City of Freeport, Walton County; providing exceptions to general law; providing requirements for a specialty center designation; authorizing the sale of alcoholic beverages for consumption on the premises of a specialty center under certain conditions; providing that an applicant for an alcoholic beverage license to be located in a specialty center may not be denied licensure under certain conditions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 6095 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Fischer, Persons-Mulicka—

**HB 6095**—A bill to be entitled An act relating to scheduling of drug products containing cannabidiol; amending s. 893.03, F.S.; removing provisions concerning the scheduling of certain drug products containing cannabidiol; amending s. 893.02, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7011, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Education & Employment Committee, Early Learning & Elementary Education Subcommittee and Representative(s) Aloupis—

**CS for HB 7011**—A bill to be entitled An act relating to student literacy; amending s. 1001.215, F.S.; revising and providing duties for the Just Read, Florida! Office within the Department of Education; amending s. 1001.42, F.S.; revising a district school board's duty to implement a school improvement plan for certain low-performing schools to conform to changes made by the act; amending s. 1002.33, F.S.; conforming a provision to changes made by the act; amending s. 1002.55, F.S.; revising requirements for prekindergarten instructors relating to the completion of emergent literacy training courses; amending s. 1002.59, F.S.; requiring the Office of Early Learning to adopt minimum standards for such courses in collaboration with the Just Read, Florida! Office; requiring such courses to be consistent with certain strategies identified by the Just Read, Florida! Office and reviewed; amending s. 1002.67, F.S.; requiring certain private prekindergarten providers and public schools to participate in a certain coordinated screening and progress monitoring system; amending s. 1002.69, F.S.; prohibiting the use of results from the statewide kindergarten screening in the calculation of readiness rates for a specified program year; requiring that certain prekindergarten providers and

public schools participate in the coordinated screening and progress monitoring system; requiring that system results be used for specified purposes; providing that readiness rates calculated for a specified program year are for informational purposes only; prohibiting the use of such rates for the purpose of imposing sanctions or penalties; amending s. 1002.83, F.S.; requiring early learning coalitions to adopt best-practices plans for transitioning prekindergarten students into kindergarten; providing requirements for such plans; requiring the Office of Early Learning to provide certain guidelines to assist early learning coalitions, schools districts, charter schools, and parents; amending s. 1003.57, F.S.; requiring a school district to notify the parents of certain students of certain available scholarship options within a specified timeframe; amending ss. 1002.995 and 1003.621, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; providing requirements for certain candidates entering a teacher preparation program in a specified school year; revising provisions relating to teacher preparation programs; removing provisions authorizing the waiver of certain admission requirements for such programs; requiring certain school district and instructional personnel to have a certificate or endorsement in reading beginning in a specified school year; amending s. 1004.85, F.S.; providing requirements for certain candidates entering an educator preparation institute in a specified school year; amending s. 1006.28, F.S.; requiring each school district to provide certain training to school librarians and media specialists; amending s. 1008.25, F.S.; requiring certain students to participate in a certain coordinated screening and progress monitoring system; prohibiting a school from waiting until a certain evaluation is completed to provide specified interventions for certain students; requiring that such interventions be initiated upon receipt of certain documentation; requiring a school to immediately begin collecting evidence for portfolios for certain students under specified conditions; requiring schools to communicate with parents at least monthly regarding the progress of certain students; providing requirements for such communication; requiring the department to compile resources that school districts must incorporate into read-at-home plans; providing requirements for such resources; requiring that a parent be provided a hardcopy of such resources upon request; requiring the department, in collaboration with the Office of Early Learning, to procure and require the use of a certain coordinated screening and progress monitoring system; providing requirements for such system; requiring private Voluntary Prekindergarten Education Program providers and public schools to participate in such system beginning in a specified school year; providing the frequency with which such system must be administered during the program year or school year, as applicable; providing that certain prekindergarten students may be eligible for certain instruction and interventions; authorizing a school district to pay for such instruction and interventions using certain funds; requiring screening and progress monitoring system results to be reported to the department and maintained in a specified department warehouse; requiring such results to be provided to a student's teacher and parent; requiring the department, in collaboration with the Office of Early Learning, to provide certain training and support; amending s. 1008.345, F.S.; conforming a cross-reference; creating s. 1008.365, F.S.; providing a short title; establishing the Reading Achievement Initiative for Scholastic Excellence Program within the department; providing a purpose; requiring the department to establish a specified number of literacy support regions and regional support teams for a certain purpose; requiring a regional literacy support director to meet certain criteria; providing duties and requirements for such teams; authorizing the department to establish criteria for identifying schools that need supports; requiring such schools to implement or amend a certain plan, as applicable; requiring the department to provide progress monitoring data to such teams regarding the implementation of supports; providing requirements for such supports; providing that certain schools are not required to implement a turnaround option or take other corrective actions; authorizing a school to discontinue receiving supports and implementing a school improvement plan under certain circumstances; requiring the department to establish a tutoring program and develop certain training to prepare high school students to tutor certain students; providing eligibility criteria for high school students to participate in the tutoring program; requiring school districts that wish to participate in such program to recruit, train, and deploy eligible high school students; providing requirements for such program; requiring the department to designate certain high school students as New Worlds Scholars; requiring the State Board of Education to adopt rules; amending s. 1011.62, F.S.; renaming the research-based reading instruction allocation as the evidence-based reading instruction allocation; requiring such allocation to

be used to provide comprehensive reading instruction to certain pre-kindergarten students; requiring a school district's K-12 comprehensive reading plan to be developed with input from certain personnel and provide for certain interventions delivered by certain instructional personnel; requiring the department to annually release to certain school districts their allocations of appropriated funds by a specified date; requiring the department to annually report certain findings and recommendations to the State Board of Education by a specified date; providing a definition; amending s. 1011.67, F.S.; authorizing school districts to purchase certain instructional materials with specified funds without undergoing certain adoption procedures; amending s. 1012.56, F.S.; providing requirements for certain candidates entering a competency-based professional development certification program in a specified school year; amending s. 1012.585, F.S.; revising requirements for the renewal of a professional certificate in certain areas; providing a limitation on earning certain inservice points; amending s. 1012.586, F.S.; requiring the department to adopt competency-based pathways for instructional personnel to earn a reading endorsement by the beginning of a specified school year; providing requirements for such pathways; providing requirements for the department in adopting such pathways; requiring school districts to resubmit certain programs to the department for approval by a specified date; prohibiting instructional personnel from earning a reading endorsement solely by achieving a passing score on a specified assessment; amending s. 1012.98, F.S.; requiring the department to identify certain professional development opportunities to be implemented by school districts, with priority given to certain training; amending s. 1012.986, F.S.; revising the goals of the William Cecil Golden Professional Development Program for School Leaders to include support for instructional personnel who provide reading instruction and interventions; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7033 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Early Learning & Elementary Education Subcommittee and Representative(s) Koster, Andrade, Chaney, Garrison, Trabulsy, Valdes—

**HB 7033**—A bill to be entitled An act relating to the Task Force on Closing the Achievement Gap for Boys; creating the Task Force on Closing the Achievement Gap for Boys within the Department of Education; providing a purpose for the task force; providing for membership and meetings of the task force; requiring the department to provide certain staff support, data, and information to assist the task force; requiring that the task force submit a report to the Governor and Legislature by a specified date; providing for future expiration of the task force; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7045, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Appropriations Committee, Education & Employment Committee and Representative(s) Fine—

**CS for HB 7045**—A bill to be entitled An act relating to school choice; amending s. 11.45, F.S.; revising the frequency with which the Auditor General must conduct certain operational audits; repealing s. 1002.385, F.S., relating to the Gardiner Scholarship; amending s. 1002.39, F.S.; revising provisions relating to the calculation of the maximum amount of scholarship funds granted to an eligible student with a disability under the John M. McKay Scholarships for Students with Disabilities Program; providing for future repeal of the program; amending s. 1002.394, F.S.; providing definitions; revising student eligibility requirements under the Family Empowerment Scholarship Program; providing requirements for the use of funds under the program; revising provisions relating to the term of scholarships under the program; providing that certain students are not eligible for a scholarship under the program under certain circumstances; providing exceptions; revising the obligations of school districts, the Department of Education, private schools, and eligible scholarship-funding organizations under the program; revising the responsibilities of parents and students relating to program participation; revising provisions relating to the funding and payment of scholarships awarded under the program; requiring specified state agencies to work with an organization to provide access to lists of approved licensed service providers; providing that certain students with disabilities are eligible for enrollment in transition-to-work programs at certain participating private schools; providing requirements for such students, private schools, and businesses under transition-to-work programs; revising provisions relating to the State Board of Education's rulemaking authority; removing obsolete provisions; amending s. 1002.395, F.S.; revising student eligibility criteria based on household income level for the Florida Tax Credit Scholarship Program; amending ss. 1002.40, 1009.971, 1009.98, 1009.981, 1011.61, and 1011.62, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committee on Appropriations.

## CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 15 and April 20 were corrected and approved.

## ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 2:51 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, April 22 or upon call of the President.





# Journal of the Senate

Number 16—Regular Session

Thursday, April 22, 2021

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## CALL TO ORDER

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

Mr. President	Diaz	Polsky
Albritton	Farmer	Powell
Ausley	Gainer	Rodriguez
Baxley	Garcia	Rodriguez
Bean	Gibson	Rouson
Berman	Gruters	Stargel
Book	Harrell	Stewart
Boyd	Hooper	Taddeo
Bradley	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright
Burgess	Passidomo	
Cruz	Perry	

## PRAYER

The following prayer was offered by Reverend Dora L. Thomas, Saint Paul’s United Methodist Church, Tallahassee:

Senate President, Senators, honored guests, and all Senate staff, let us breathe deeply together, recognizing the one who created us—the source of all being. This morning, we simply pause in awe of life, humanity, and all creation. Spirit, we ask for your attention and care as we enter the downhill drag of this legislative session. Bless our work done in good faith, done in good spirit, and even done in good humor as we get a little punchy after days of long hours. Continue to inspire good governance of our state through our relationships, compassion, discernment, and votes.

Forgive our indiscretions, those we know and those we don’t. Love us. Heal us. And, make us whole. Holy One, your power is greater than ours, and we trust you to guide our collective work for the good of our neighbor. Grant us your wisdom. Help us to see your vision for our communities, state, nation, and world. Give us ears to listen and hearts to follow. Today, we pray for peace with you, with each other, and for the world. Amen.

## PLEDGE

Senator Brodeur 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. Philip Ham of Pensacola, sponsored by Senator Broxson, as the doctor of the day. Dr. Ham specializes in family medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Gruters—

By Senator Gruters—

**SR 2062**—A resolution recognizing the 100th anniversary celebration of Charlotte County.

WHEREAS, April 23, 2021, marks the 100th anniversary of the establishment of Charlotte County, and

WHEREAS, Charlotte County was created by an act of the Legislature and was signed into law by Governor Cary A. Hardee, and

WHEREAS, Charlotte County has grown from a modest community of approximately 4,000 residents to nearly 200,000 residents today, and

WHEREAS, the economy in Charlotte County supports a variety of industries, including construction, health care, aviation, tourism, and retail, and

WHEREAS, Charlotte County celebrates its rich history with commemorative markers, historical archives, and partnerships with local historical societies and has scheduled a year of events to mark its centennial anniversary, NOW, THEREFORE,

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

That Charlotte County and the residents who have made it such a wonderful place to live, work, and play are congratulated upon the occasion of the 100th anniversary celebration.

—was introduced, read, and adopted by publication.

## BILLS ON THIRD READING

**CS for CS for SB 1598**—A bill to be entitled An act relating to consumer protection; amending 501.0051, F.S.; deleting authorization for consumer reporting agencies to charge a fee for reissuing or providing a new unique personal identifier to a consumer; amending s. 624.307, F.S.; revising a requirement for persons licensed or authorized by the Department of Financial Services or the Office of Insurance Regulation to respond to the department’s Division of Consumer Services regarding consumer complaints; amending s. 624.501, F.S.; deleting a fee for adjusting firm licenses; amending s. 626.112, F.S.; deleting an obsolete provision; prohibiting unlicensed activity by an adjusting firm; providing an exemption; providing an exemption from licensure for branch firms that meet certain criteria; providing an administrative penalty for failing to apply for certain licensure; providing a criminal penalty for aiding or abetting unlicensed activity; amending s. 626.602, F.S.; authorizing the department to disapprove the use of insurance agency names containing the word “Medicare” or “Medicaid”;

providing an exception for certain insurance agencies for a certain period; providing for expiration of certain licenses on a certain date; amending s. 626.621, F.S.; adding grounds on which the department may take certain actions against a license, appointment, or application of certain insurance representatives; amending ss. 626.782 and 626.783, F.S.; revising the definitions of the terms “industrial class insurer” and “ordinary-combination class insurer,” respectively, to conform to changes made by the act; repealing s. 626.796, F.S., relating to the representation of multiple insurers in the same industrial debit territory; amending s. 626.854, F.S.; revising the timeframes in which an insured or a claimant may cancel a public adjuster’s contract to adjust a claim without penalty or obligation; requiring that a public adjuster’s contract include a specified disclosure; specifying requirements for written estimates of loss provided by public adjusters to claimants or insureds; revising a prohibition against certain contractors or subcontractors providing insureds with specified services; providing an exception; revising services a person is prohibited from performing unless the person meets specified requirements; authorizing the department to take administrative actions and impose fines against persons performing specified activities without licensure; prohibiting specified persons from charging insureds or third-party claimants or receiving payments under certain circumstances; amending s. 626.916, F.S.; revising disclosure requirements for certain classes of insurance before being eligible for export under the Surplus Lines Law; amending s. 626.9541, F.S.; adding certain acts or practices to the definition of sliding; amending s. 626.9741, F.S.; requiring an insurer to include certain additional information when providing an applicant or insured with certain credit report or score information; amending ss. 626.9953, 626.9957, and 627.062, F.S.; conforming cross-references; amending s. 627.502, F.S.; prohibiting life insurers from writing new policies of industrial life insurance beginning on a certain date; making technical changes; amending s. 627.70131, F.S.; providing that a communication made to or by an insurer’s representative, rather than to or by an insurer’s agent, constitutes communication to or by the insurer; defining the term “representative”, rather than “agent”; revising the timeframe for insurers to begin certain investigations; requiring an insurer-assigned licensed adjuster to provide the policyholder with certain information in certain investigations; requiring insurers to maintain certain records and provide certain lists upon request; requiring insurers to include specified notices when providing preliminary or partial damage estimates or claim payments; providing applicability; conforming provisions to changes made by the act; amending s. 627.7142, F.S.; revising information contained in the Homeowner Claims Bill of Rights; conforming provisions to changes made by the act; amending s. 631.57, F.S.; deleting a deductible on the obligation of the Florida Insurance Guaranty Association, Incorporated, as to certain covered claims; amending s. 631.904, F.S.; revising the definition of the term “covered claim”; deleting a requirement that a policy be in force on the date of the final order of liquidation; providing effective dates.

—was read the third time by title.

On motion by Senator Gruters, **CS for CS for SB 1598** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Farmer	Powell
Albritton	Gainer	Rodrigues
Ausley	Garcia	Rodriguez
Baxley	Gibson	Rouson
Bean	Gruters	Stargel
Berman	Harrell	Stewart
Boyd	Hooper	Taddeo
Bradley	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright
Burgess	Passidomo	
Diaz	Perry	

Nays—3

Book	Cruz	Polsky
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Vote after roll call:

Yea—Brandes, Pizzo

**CS for CS for SB 2006**—A bill to be entitled An act relating to emergency management; amending s. 11.90, F.S.; authorizing the Legislative Budget Commission to convene to transfer certain funds to the Emergency Preparedness and Response Fund; amending s. 252.311, F.S.; revising legislative intent with respect to the State Emergency Management Act; amending s. 252.34, F.S.; defining terms; amending s. 252.35, F.S.; requiring that the state comprehensive emergency management plan provide for certain public health emergency communications and include the Department of Health’s public health emergency plan; requiring the Division of Emergency Management to cooperate with federal and state health agencies; requiring statewide awareness and education programs to include education on public health emergency preparedness and mitigation; requiring the division to complete and maintain an inventory of personal protective equipment; directing the division to submit a specified annual report to the Governor, the Legislature, and the Chief Justice of the Supreme Court; providing limitations on the timeframe for delegation of certain authorities by the division; requiring the division to submit a specified biennial report to the Chief Justice of the Supreme Court; amending s. 252.355, F.S.; requiring the division to maintain certain information on special needs shelter options during certain public health emergencies; deleting obsolete language; amending s. 252.356, F.S.; requiring state agencies that contract with providers for the care of persons with certain disabilities or limitations to include in such contracts a procedure for providing essential services in preparation for, during, and following public health emergencies; amending s. 252.359, F.S.; redefining the term “essentials” to include personal protective equipment used during public health emergencies; amending s. 252.36, F.S.; limiting the duration of emergency orders, proclamations, and rules issued by the Governor; providing legislative intent; providing a presumption that K-12 public schools should remain open, if possible, during an extended public health emergency; providing a presumption that businesses should remain open, if possible, during an extended public health emergency; requiring the Governor to include specific reasons for closing or restricting in-person attendance at K-12 public schools and for closing or restricting operations of businesses during an extended public health emergency; requiring the Governor to provide specific reasons if such schools or businesses are closed as part of an emergency declaration; requiring the Governor to regularly review and reassess any issued emergency declarations; requiring the Governor to provide notice of declarations of emergencies to the Legislature; expanding the Legislature’s authority to terminate states of emergency; requiring that all emergency declarations and orders be filed with the Division of Administrative Hearings within a specified timeframe; specifying that failure to timely file such declarations or orders results in their being voided; requiring the division to index such emergency orders and make them available on its website within a specified timeframe; requiring such orders to be searchable by specified criteria; requiring that the Division of Emergency Management publish a link to the index on its website; providing for retroactive application; directing the Governor to report certain department and agency activities to the Legislature during a state of emergency; creating s. 252.3611, F.S.; requiring specified information to be included in orders, proclamations, and rules issued by the Governor, the division, or an agency; directing specified entities to submit specified contracts and reports to the Legislature; directing the Auditor General to conduct specified financial audits; amending s. 252.365, F.S.; requiring that disaster-preparedness plans of specified agencies address pandemics and other public health emergencies and include certain increases in public access of government services and availability and distribution of personal protective equipment during an emergency; directing agencies to update disaster preparedness plans by a specified date; amending s. 252.37, F.S.; revising legislative intent; authorizing the Governor to transfer and expend moneys from the Emergency Preparedness and Response Fund, surplus funds, or the Budget Stabilization Fund under specified conditions; requiring notice of certain actions within a specified timeframe unless specific conditions exist; requiring the Governor to void such action if the Legislature timely objects to such transfer in writing; authorizing the Governor to transfer additional moneys, subject to approval by the Legislative Budget Commission, if specified conditions exist; requiring an agency or political subdivision to submit in advance a detailed spending plan for certain emergency funds to the Legislature; providing

an exception; requiring an agency or political subdivision to submit a certain notice and a project worksheet to the Legislature under specified conditions within a specified timeframe; amending s. 252.38, F.S.; specifying that a political subdivision has the burden of proving the proper exercise of its police power in the issuance of certain emergency orders; amending s. 252.385, F.S.; requiring the division's hurricane shelter plan to address projected hurricane shelter needs during public health emergencies; amending s. 252.44, F.S.; requiring emergency mitigation planning by state agencies to include agencies with jurisdiction over public health; amending s. 252.46, F.S.; providing that a failure by a political subdivision to file certain orders and rules with specified entities within a specified timeframe voids the issued orders or rules; requiring that certain orders be available on a dedicated webpage; requiring the division to provide links to such webpage on its website in a specified format; providing for the automatic expiration of emergency orders issued by a political subdivision; providing for the tolling of the expiration of such orders under certain conditions for a specified time; authorizing the extension of an emergency order by a majority vote of the governing body of the political subdivision; requiring the political subdivision to ratify the emergency order; prohibiting the chief elected officer or chief administrative officer from amending or replacing such order once ratified without approval from the governing body; prohibiting the chief elected officer or chief administrative officer from issuing a subsequent order in response to the same emergency unless ratified by the governing body; defining terms; authorizing the governing body of a political subdivision to convene, for a limited purpose, by specified means; suspending quorum requirements under specified conditions; requiring the meeting notice to contain specified information; requiring that orders issued by a political subdivision which impose a curfew restricting travel or movement allow persons to travel during the curfew to and from their places of employment; amending s. 377.703, F.S.; conforming a cross-reference; amending s. 381.00315, F.S.; revising a definition; directing the Department of Health, in collaboration with specified entities, to develop a specified public health emergency plan; requiring the department to submit the plan to the division; requiring the department to review and update the plan as necessary; directing the State Health Officer to establish methods of reporting certain data; authorizing the State Health Officer to order and request assistance with specified duties; revising the duties of the State Health Officer during a declared public health emergency; creating s. 381.00316, F.S.; prohibiting a business entity from requiring patrons or customers to provide documentation certifying vaccination against or recovery from COVID-19; prohibiting governmental entities from requiring persons to provide documentation certifying vaccination against or recovery from COVID-19; prohibiting educational institutions from requiring students or residents to provide documentation certifying vaccination against or recovery from COVID-19; authorizing specified screening protocols; providing application; providing noncriminal penalties; authorizing the department to adopt rules; amending s. 406.11, F.S.; requiring district medical examiners to certify deaths and to assist the State Health Officer with certain functions upon request; providing that any emergency orders issued before a specified date will expire but may be reissued if certain conditions exist and a certain requirement is met; requiring the Department of Business and Professional Regulation, by a specified date, to review all executive orders issued under its delegated authority during the COVID-19 pandemic to make recommendations to the Legislature; providing effective dates.

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

On motion by Senator Burgess, **CS for CS for SB 2006**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Burgess	Hutson
Albritton	Diaz	Mayfield
Baxley	Farmer	Passidomo
Book	Gainer	Perry
Boyd	Garcia	Rodriguez
Bracy	Gibson	Rodriguez
Bradley	Gruters	Stargel
Brodeur	Harrell	Taddeo
Broxson	Hooper	Wright

Nays—9

Berman	Polsky	Stewart
Cruz	Powell	Thurston
Jones	Rouson	Torres

Vote after roll call:

Yea—Ausley, Bean, Brandes

Nay—Pizzo

Nay to Yea—Rouson

**SPECIAL RECOGNITION**

Senator Rodriguez recognized her son, Eros, who was present in the gallery.

**CS for CS for SB 1892**—A bill to be entitled An act relating to the Emergency Preparedness and Response Fund; creating s. 252.3711, F.S.; creating the Emergency Preparedness and Response Fund within the Executive Office of the Governor; providing for the deposit and use of funds; providing for future review and termination of the fund; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz, **CS for CS for SB 1892** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Polsky
Albritton	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright
Burgess	Passidomo	
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Ausley, Brandes

**CS for SB 1728**—A bill to be entitled An act relating to an out-of-state fee waiver for nonresident students; amending s. 1009.26, F.S.; requiring a state university to waive the out-of-state fee for a non-resident student who meets certain requirements; providing applicability; requiring each state university to report specified information regarding such out-of-state fee waivers to the Board of Governors annually; requiring that a student who is granted such out-of-state fee waiver be excluded from the limitation on the systemwide total enrollment of nonresident students; requiring the Board of Governors to adopt regulations; creating s. 1009.261, F.S.; enacting the Grandchild Out-of-State Fees Waiver Compact; providing the purposes of the compact; defining terms; requiring postsecondary educational institutions located within member states to waive out-of-state fees for students who meet specified criteria; providing that the waiver is applicable for up to a specified amount of credits; requiring member-state postsecondary educational institutions to require a student, or the student's parent if the student is a dependent child, to provide a written declaration verifying eligibility; requiring the eligible grandparent to provide proof of residency and honorable discharge; requiring the ex-

ective, legislative, and judicial branches of member state governments to enforce the compact; providing that the provisions of the compact have standing as statutory law; providing for the implementation, withdrawal, and amendment of the compact; providing construction; providing an effective date.

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

On motion by Senator Baxley, **CS for SB 1728**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Mayfield	Wright
Burgess	Passidomo	

Nays—1

Powell

Vote after roll call:

Yea—Brandes

**CS for CS for CS for SB 426**—A bill to be entitled An act relating to state preemption of seaport regulations; creating s. 311.25, F.S.; prohibiting a local ballot initiative or referendum from restricting maritime commerce in the seaports of this state; providing that such a local ballot initiative, referendum, or action adopted therein is prohibited, void, and expressly preempted to the state; prohibiting local governments and their political subdivisions and special districts from restricting maritime commerce in a seaport located in or adjoining an area of critical state concern with respect to any federally authorized passenger cruise vessel; providing that certain actions relating to such restrictions are prohibited, void, and expressly preempted to the state; providing applicability; clarifying remaining authority of certain local entities; providing for severability; providing a directive to the Division of Law Revision; providing an effective date.

—was read the third time by title.

On motion by Senator Boyd, **CS for CS for CS for SB 426** was passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Broxson	Mayfield
Albritton	Burgess	Passidomo
Baxley	Diaz	Perry
Bean	Farmer	Rodrigues
Book	Gainer	Stargel
Boyd	Garcia	Stewart
Bracy	Gibson	Wright
Bradley	Gruters	
Brodeur	Harrell	

Nays—14

Ausley	Jones	Rouson
Berman	Pizzo	Taddeo
Cruz	Polsky	Thurston
Hooper	Powell	Torres
Hutson	Rodriguez	

Vote after roll call:

Yea—Brandes

Yea to Nay—Farmer, Stewart

**HB 529**—A bill to be entitled An act relating to moments of silence in public schools; amending s. 1003.45, F.S.; providing legislative findings; requiring that public school principals require certain teachers to set aside time for a moment of silence at the beginning of each school day; specifying the duration of the required moment of silence; prohibiting teachers from making suggestions as to the nature of any reflection that a student may engage in during the moment of silence; deleting a provision authorizing district school boards to provide a brief period of silent prayer or meditation; requiring certain teachers to encourage parents or guardians to discuss the moment of silence with their children and to make suggestions as to the best use of this time; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **HB 529** was passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Gainer	Polsky
Albritton	Garcia	Rodrigues
Baxley	Gruters	Rodriguez
Bean	Harrell	Rouson
Boyd	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Jones	Taddeo
Brodeur	Mayfield	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—6

Ausley	Book	Gibson
Berman	Farmer	Powell

Vote after roll call:

Yea—Brandes, Burgess

**HB 241**—A bill to be entitled An act relating to Parents’ Bill of Rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term “parent”; creating s. 1014.03, F.S.; providing that the state, its political subdivisions, other governmental entities, or other institutions may not infringe on parental rights without demonstrating specified information; creating s. 1014.04, F.S.; providing that a parent of a minor child has specified rights relating to his or her minor child; prohibiting the state from infringing upon specified parental rights; providing that certain actions by specified individuals are grounds for disciplinary actions against such individuals; prohibiting specified parental rights from being denied or abridged; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; providing requirements for such policy; defining the term “instructional materials”; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing; providing a procedure for the denial of such information; creating s. 1014.06, F.S.; prohibiting certain health care practitioners and their employees from taking specified actions without a parent’s written permission; prohibiting a health care facility from allowing certain actions without a parent’s written permission; providing exceptions; providing for disciplinary actions and criminal penalties; amending s. 408.813, F.S.; providing that certain violations relating to parental consent are grounds for administrative fines for health care facilities; amending s. 456.072, F.S.; providing that failure to comply with certain parental consent requirements is grounds

for disciplinary action for health care practitioners; providing an effective date.

—was read the third time by title.

On motion by Senator Rodrigues, **HB 241** was passed and certified to the House. The vote on passage was:

Yeas—24

Mr. President	Broxson	Hutson
Albritton	Burgess	Mayfield
Baxley	Diaz	Passidomo
Bean	Gainer	Perry
Book	Garcia	Rodriguez
Boyd	Gruters	Rodriguez
Bradley	Harrell	Stargel
Brodeur	Hooper	Wright

Nays—15

Ausley	Gibson	Rouson
Berman	Jones	Stewart
Bracy	Pizzo	Taddeo
Cruz	Polsky	Thurston
Farmer	Powell	Torres

Vote after roll call:

Yea—Brandes

### SPECIAL ORDER CALENDAR

**CS for CS for SB 1948**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term “administrative costs” relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Fund; amending s. 290.046, F.S.; revising the application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the definition of the term “specified agency” to include certain regional workforce boards for the purposes of labor laws; amending s. 443.036, F.S.; revising the definition of the term “temporary layoff”; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term “address”; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to implement an integrated, modular system hosted in a cloud service, rather than an integrated Internet-based system, for the reemployment assistance program; revising the functions and objectives of the Reemployment Assistance Claims and Benefits Information System; requiring the department to perform an annual review of the system; requiring the department to seek input from certain state entities when performing such review; requiring the department to submit an annual report to the Governor and the Legislature beginning on a specified date; providing requirements for such report; deleting obsolete language; requiring the department to take actions to modernize the system in the 2021-2022 fiscal year as directed in the General Appropriations Act; creating s. 443.1118, F.S.; defining terms; providing requirements for employer-assisted claims relating to mass separations; specifying the

effective date of such claims; providing that benefits paid to a claimant pursuant to an employer-assisted claim count toward maximum benefits for which the claimant is eligible; requiring a claimant covered by an employer-assisted claim to file continued biweekly claims; providing construction; requiring and authorizing the department to adopt specified rules; amending s. 443.151, F.S.; revising the timeline for employers’ responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced time-frame; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1948**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1463** was withdrawn from the Committee on Appropriations.

On motion by Senator Bean—

**CS for CS for HB 1463**—A bill to be entitled An act relating to the Department of Economic Opportunity; amending s. 20.60, F.S.; renaming the executive director of the Department of Economic Opportunity as the Secretary of Economic Opportunity; authorizing the secretary to appoint deputy and assistant secretaries for a specified purpose; establishing the Office of the Secretary and the Office of Economic Accountability and Transparency; providing duties for the Office of Economic Accountability and Transparency; authorizing the secretary to create offices within the Office of the Secretary and within the divisions; requiring the secretary to appoint division directors; providing duties for the division directors; conforming provisions to changes made by the act; amending s. 288.901, F.S.; revising the membership of the board of directors of Enterprise Florida, Inc.; amending s. 290.042, F.S.; revising the definition of the term “administrative costs” relating to the Florida Small Cities Community Development Block Grant Program Act; amending s. 290.044, F.S.; revising the application process and funding for the Florida Small Cities Community Development Block Grant Program Fund; amending s. 290.046, F.S.; revising the application process and funding for development grants awarded by the department to local governments; amending s. 331.3081, F.S.; conforming a cross-reference; amending s. 435.02, F.S.; revising the definition of the term “specified agency” to include certain regional workforce boards for the purposes of labor laws; amending s. 443.036, F.S.; revising the definition of the term “temporary layoff”; amending s. 443.091, F.S.; revising the reporting requirements for reemployment assistance benefit eligibility; defining the term “address”; amending s. 443.101, F.S.; deleting a provision providing that individuals who voluntarily leave work as a direct result of circumstances relating to domestic violence are ineligible for benefits under certain circumstances; amending s. 443.1113, F.S.; requiring the department to implement an integrated, modular system hosted in a cloud service, rather than an integrated Internet-based system, for the reemployment assistance program; revising the functions and objectives of the Reemployment Assistance Claims and Benefits Information System; requiring the department to perform an annual review of the system; requiring the department to seek input from recommended enhancements from certain state entities; requiring the department to submit an annual report to the Governor and the Legislature beginning on a specified date; providing requirements for such report; deleting obsolete language; creating s. 443.1118, F.S.; defining terms; authorizing employers to initiate employer-assisted claims under certain circumstances; providing requirements for employer-assisted claims relating to mass separations; specifying the effective date of such claims; providing that benefits paid

to a claimant pursuant to an employer-assisted claim count toward maximum benefits for which the claimant is eligible; requiring a claimant covered by an employer-assisted claim to file continued biweekly claims; providing construction; requiring and authorizing the department to adopt specified rules; amending s. 443.151, F.S.; revising the timeline for employers' responses to notices of benefits claims sent by the department; authorizing claimants to request the department to reconsider a monetary determination; providing requirements for such request; providing that monetary determinations and redeterminations are final after a specified period of time; providing exceptions; deleting a requirement that appeals referees be attorneys in good standing with The Florida Bar or be admitted to The Florida Bar within 8 months after the date of employment; prohibiting appeals from being filed after a specified time; amending s. 445.004, F.S.; revising the membership of the state board, which directs CareerSource Florida, Inc.; amending s. 553.79, F.S.; requiring specified building permit applications applied for by licensed contractors for property owners under certain programs administered by the department to be issued within a reduced time-frame; amending ss. 14.20195, 16.615, 20.04, 213.053, 220.194, 288.005, 288.061, 288.0656, 288.106, 288.1089, 288.1251, 288.8014, 288.955, 288.9604, 288.987, 290.0065, 311.09, 311.105, 334.065, 373.4149, 380.045, 403.0752, 420.0005, 420.0006, 420.101, 420.503, 420.504, 420.506, 420.507, 420.511, 420.602, 420.609, 420.622, 427.012, 443.1116, 446.53, 450.261, 624.5105, and 1004.015, F.S.; conforming provisions to changes made by the act; requiring the department to take certain actions for a specified fiscal year; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1948** and read the second time by title.

On motion by Senator Bean, by two-thirds vote, **CS for CS for HB 1463** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 902**—A bill to be entitled An act relating to community association pools; amending s. 514.0115, F.S.; exempting certain homeowners' association pools from supervision by the Department of Health; providing exceptions; amending s. 553.77, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 902**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 463** was withdrawn from the Committee on Rules.

On motion by Senator Rodrigues—

**CS for HB 463**—A bill to be entitled An act relating to community association pools; amending s. 514.0115, F.S.; exempting certain homeowners' and other property association pools from supervision by the Department of Health; providing an exception; providing that such pools are subject to certain civil enforcement; amending s. 553.77, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 902** and read the second time by title.

On motion by Senator Rodrigues, by two-thirds vote, **CS for HB 463** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Hooper

**CS for SB 936**—A bill to be entitled An act relating to recovery of spaceflight assets; creating s. 331.502, F.S.; defining terms; providing that a spaceflight entity retains ownership of a spaceflight asset after launch or upon reentry; requiring a person who finds an item reasonably identifiable as a spaceflight asset to report the description and location of the asset to law enforcement; requiring a law enforcement agency to make reasonable efforts to identify and notify the owner of a spaceflight asset; authorizing the owner of a spaceflight asset to enter private property under specified circumstances; prohibiting a person from appropriating a spaceflight asset to his or her own use or refusing to surrender a spaceflight asset to law enforcement or the owner; providing criminal penalties; amending s. 331.501, F.S.; updating references to federal provisions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 936**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 221** was withdrawn from the Committee on Appropriations.

On motion by Senator Wright—

**CS for CS for HB 221**—A bill to be entitled An act relating to recovery of spaceflight assets; creating s. 331.502, F.S.; providing definitions; providing a spaceflight entity retains ownership of a spaceflight asset after launch or upon reentry; requiring a person who finds an item reasonably identifiable as a spaceflight asset to report the description and location to law enforcement; requiring law enforcement to notify the owner of a spaceflight asset; authorizing the owner of a spaceflight asset to enter private property under specified circumstances; prohibiting a person from appropriating a spaceflight asset to his or her own use or refusing to surrender a spaceflight asset to law enforcement or the owner; providing criminal penalties; providing construction; amending s. 331.501, F.S.; updating references to federal provisions; providing an effective date.

—a companion measure, was substituted for **CS for SB 936** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 221** was placed on the calendar of Bills on Third Reading.

**CS for CS for SB 976**—A bill to be entitled An act relating to the protection of ecological systems; creating s. 259.1055, F.S.; providing a short title; providing legislative findings and a purpose for the Florida Wildlife Corridor Act; defining terms; requiring the Department of Environmental Protection to take certain actions to support the Florida wildlife corridor; providing construction; requiring the St. Johns River Water Management District, in consultation with the Department of

Environmental Protection, Seminole County, the Fish and Wildlife Conservation Commission, and the Department of Transportation, to issue a report that includes information and updates regarding the implementation of recommendations from the Little Wekiva Watershed Management Plan Final Report dated November 2005 by a specified date; requiring the Department of Environmental Protection and the water management district to review certain permits along the Little Wekiva River; requiring certain enforcement actions to be taken against noncompliant permittees; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 976** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for SB 1132** was deferred.

**CS for SB 1436**—A bill to be entitled An act relating to the Florida Postsecondary Academic Library Network; amending ss. 257.02 and 295.22, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; revising provisions relating to the awareness of certain postsecondary education programs and initiatives; amending s. 1006.73, F.S.; deleting provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; providing that the Board of Governors and the Department of Education will oversee a host entity chosen to deliver certain services; providing the services to be provided by the host entity; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to annually submit a certain report by a specified date; providing requirements for such report; requiring the chancellors of the State University System and the Florida College System to provide a certain report; providing that specified entities have responsibility for the governance and administration of the provided services; requiring specified entities to issue a recommendation and report on expanding organizations who may access the provided services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending s. 1007.01, F.S.; conforming a cross-reference; amending s. 1007.27, F.S.; conforming a provision to changes made by the act; amending ss. 1009.23 and 1009.24, F.S.; conforming cross-references; revising a requirement to include a certain graphic on specified websites; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1436**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 847** was withdrawn from the Committee on Appropriations.

On motion by Senator Gruters—

**CS for HB 847**—A bill to be entitled An act relating to the Florida Postsecondary Academic Library Network; amending ss. 257.02 and

295.22, F.S.; conforming provisions to changes made by the act; amending s. 1004.013, F.S.; revising provisions relating to the awareness of certain postsecondary education programs and initiatives; amending s. 1006.73, F.S.; deleting provisions relating to the Florida Academic Library Services Cooperative; providing responsibilities for the Florida Postsecondary Academic Library Network; providing that the Board of Governors and the Department of Education will oversee a host entity chosen to deliver certain services; providing the services to be provided by the host entity; transferring responsibility for the statewide Internet-based catalog of distance learning courses to the host entity; providing requirements for such catalog; transferring responsibility for certain statewide online student advising services to the host entity; providing requirements for such services; requiring the host entity to submit a certain report by a specified date, annually; providing requirements for such report; requiring the Chancellors of the State University System and the Florida College System to provide a certain report; providing that specified entities have responsibility for the governance and administration of the provided services; requiring specified entities to issue a recommendation and report on expanding organizations who may access the provided services; repealing s. 1006.735, F.S., relating to the Complete Florida Plus Program; amending 1007.01, F.S.; conforming a cross-reference; amending 1007.27, F.S.; conforming a provision to changes made by the act; amending ss. 1009.23 and 1009.24, F.S.; revising a requirement to include a certain graphic on specified websites; providing an effective date.

—a companion measure, was substituted for **CS for SB 1436** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for HB 847** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 1166**—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; creating the Accountability and Program Support Program within the Department of Juvenile Justice and revising the name of an existing program; amending s. 985.101, F.S.; authorizing a court to order that a child be taken into custody for failure to appear; requiring a court to consider specified information before it issues such an order; amending s. 985.435, F.S.; requiring each judicial circuit to develop, in consultation with specified persons and entities, a written plan specifying the alternative consequence component which must be based upon certain principles; providing that the alternative consequence component is designed to provide swift and appropriate consequences or incentives to a child who is alleged to be noncompliant with or in violation of probation; repealing s. 985.686, F.S., relating to the shared county and state financial support responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and intent; requiring the Department of Juvenile Justice to calculate annually by a certain date and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share of detention costs; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual county budget sufficient

funds to pay its annual percentage share of detention costs; amending s. 1003.52, F.S.; authorizing the Department of Juvenile Justice, in consultation with the Department of Education, to evaluate the viability of an alternative model for providing and funding education services for youth in detention and residential facilities; providing requirements; providing for expiration; reenacting ss. 960.001(1)(b) and 985.439(2), F.S., relating to guidelines for fair treatment of victims and witnesses in the criminal justice and juvenile justice systems and violation of probation or postcommitment probation, respectively, to incorporate the amendment made to s. 985.101, F.S., in references thereto; reenacting s. 985.565(4)(b), F.S., relating to sentencing alternatives, to incorporate the amendment made to s. 985.435, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1166**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 885** was withdrawn from the Committee on Appropriations.

On motion by Senator Brandes—

**CS for CS for HB 885**—A bill to be entitled An act relating to juvenile justice programs and detention; amending s. 20.316, F.S.; creating the Accountability and Program Support Program within the Department of Juvenile Justice and revising the name of an existing program; amending s. 985.101, F.S.; requiring a court to consider specified information before it issues an order to take a child into custody for failing to appear; amending s. 985.435, F.S.; requiring each judicial circuit to develop, in consultation with specified persons and entities, a written plan specifying the alternative consequence component which must be based upon certain principles; providing that the alternative consequence component is designed to provide swift and appropriate consequences or incentives to a child who is alleged to be noncompliant with or in violation of probation; repealing s. 985.686, F.S., relating to the shared county and state financial support responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and intent; requiring the Department of Juvenile Justice to calculate annually by a certain date and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share of detention costs; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual county budget sufficient funds to pay its annual percentage share of detention costs; amending s. 1003.52, F.S.; authorizing the Department of Juvenile Justice, in consultation with the Department of Education, to evaluate the viability of an alternative model for providing and funding education services for youth in detention and residential facilities; providing requirements; providing for expiration; reenacting ss. 960.001(1)(b) and 985.439(2), F.S., relating to guidelines for fair treatment of victims and witnesses in the criminal justice and juvenile justice systems and violation of probation or postcommitment probation, respectively, to incorporate the amendment made to s. 985.101, F.S., in references thereto; reenacting s. 985.565(4)(b), F.S., relating to sentencing alternatives, to incorporate the amendment made to s. 985.435, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1166** and read the second time by title.

On motion by Senator Brandes, by two-thirds vote, **CS for CS for HB 885** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Gruters
Albritton	Brodeur	Harrell
Ausley	Broxson	Hooper
Baxley	Burgess	Hutson
Bean	Cruz	Jones
Berman	Diaz	Mayfield
Book	Farmer	Passidomo
Boyd	Gainer	Perry
Bracy	Garcia	Pizzo
Bradley	Gibson	Polsky

Powell	Stargel	Torres
Rodriguez	Stewart	Wright
Rodriguez	Taddeo	
Rouson	Thurston	

Nays—None

**CS for CS for SB 726**—A bill to be entitled An act relating to individual education plan requirements for students with disabilities; amending s. 1003.5716, F.S.; revising the timeline for the development and implementation of an individual education plan (IEP) for transition services for a student with disabilities to a postsecondary education and career opportunities; revising the requirements for an IEP for the transitions to a postsecondary education and career opportunities; requiring certain information to be provided at IEP meetings; revising when a certain statement of intent must be included in the IEP; providing requirements for such statement; requiring a specified party to provide a signed statement relating to the deferment of a standard high school diploma; requiring the Department of Education, in conjunction with the Project 10: Transition Education Network, to conduct a review of specified services and programs; requiring the department to establish and publish on its website uniform best practices for such services and programs by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 726**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 173** was withdrawn from the Committee on Appropriations.

On motion by Senator Taddeo—

**CS for CS for HB 173**—A bill to be entitled An act relating to individual education plan requirements for students with disabilities; amending s. 1003.5716, F.S.; revising the timeline for the development and implementation of an individual education plan (IEP) for transition services for a student with disabilities to a postsecondary education and career opportunities; revising the requirements for an IEP for the transitions to a postsecondary education and career opportunities; requiring certain information be provided at IEP meetings; revising when a certain statement of intent must be included in the IEP; providing requirements for such statements; requiring a specified party to provide a signed statement relating to the deferment of a standard high school diploma; requiring the Department of Education to conduct a review of specified services and programs; requiring the department to establish and publish on its website uniform best practices for such services and programs by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 726** and read the second time by title.

On motion by Senator Taddeo, by two-thirds vote, **CS for CS for HB 173** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None



Vote after roll call:

Yea—Hutson

**CS for CS for SB 676**—A bill to be entitled An act relating to special and specialty license plates; amending s. 320.08053, F.S.; clarifying when the department may not issue new specialty license plates; amending s. 320.08056, F.S.; providing an exception to the requirement that specialty license plate annual use fees and interest earned from those fees be expended only in this state; amending s. 320.08058, F.S.; revising legislative intent; revising distribution and application of annual use fees from the sale of Florida Indian River Lagoon license plates; revising distribution of annual use fees from the sale of Wildlife Foundation of Florida license plates; revising distribution of annual use fees from the sale of Divine Nine license plates; providing eligibility requirements for issuance of such plates; authorizing such plates to be personalized; prohibiting the transfer of such plates between vehicle owners; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for the distribution and use of fees collected from the sale of such plates; amending s. 320.0807, F.S.; revising requirements for the issuance of certain special license plates; amending s. 320.089, F.S.; authorizing the department to issue Army of Occupation license plates; specifying qualifications and requirements for the license plates; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, **CS for CS for SB 676** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Hutson

Consideration of **CS for SB 404** was deferred.

**SB 952**—A bill to be entitled An act relating to water management districts; creating s. 373.6075, F.S.; authorizing water management districts to purchase commodities and contractual services from the contracts of other specified entities under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 952**, pursuant to Rule 3.11(3), there being no objection, **HB 169** was withdrawn from the Committee on Rules.

On motion by Senator Burgess—

**HB 169**—A bill to be entitled An act relating to the purchase of commodities and services by water management districts; creating s. 373.6075, F.S.; authorizing water management districts to purchase certain commodities and contractual services from the purchasing contracts of specified entities; providing conditions for such purchases; providing an effective date.

—a companion measure, was substituted for **SB 952** and read the second time by title.

On motion by Senator Burgess, by two-thirds vote, **HB 169** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 754**—A bill to be entitled An act relating to motor vehicle and vessel registration data; amending s. 320.03, F.S.; requiring tax collectors, third parties contracted with tax collectors, and license tag agents to enter into a memorandum of understanding with the Department of Highway Safety and Motor Vehicles and make certain determinations regarding registration applicants; requiring the department to ensure that certain technology used by tax collectors protects customer privacy and data; authorizing the department to provide certain technology to tax collectors, upon request, in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements for the department; authorizing use of such data and functionalities for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term “registration renewal transactions”; amending s. 328.73, F.S.; authorizing the department to provide certain technology to tax collectors, upon request, in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements for the department; authorizing use of such data and functionalities for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term “registration renewal transactions”; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 754**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 139** was withdrawn from the Committee on Appropriations.

On motion by Senator Diaz—

**CS for HB 139**—A bill to be entitled An act relating to motor vehicle and vessel registration data; amending s. 320.03, F.S.; requiring tax collectors, third parties contracted with tax collectors, and license tag agents to enter into a memorandum of understanding with the Department of Highway Safety and Motor Vehicles and make certain determinations regarding registration applicants; requiring the department to ensure that certain technology used by tax collectors protects customer privacy and data; authorizing the department to provide certain technology to tax collectors upon request in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements; authorizing use of such data and functionality for certain purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term “registration renewal transactions”; amending s. 328.73, F.S.; authorizing the department to provide certain technology to tax collectors upon request in order to provide data access and uniform interface functionalities for registration renewal transactions; providing requirements; authorizing use of such data and functionality for certain

purposes; requiring development of data access and uniform interface functionalities by a certain date; defining the term “registration renewal transactions”; providing an effective date.

—a companion measure, was substituted for **CS for SB 754** and read the second time by title.

On motion by Senator Diaz, by two-thirds vote, **CS for HB 139** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

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**CS for SB 262**—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing certain hospitals to dispense supplies of prescribed medicinal drugs in a specified amount to emergency department patients or inpatients upon discharge under certain circumstances; authorizing a greater specified supply of medicinal drugs to be prescribed and dispensed in areas in which a state of emergency has been declared and is in effect; authorizing a prescriber to provide a patient with a prescription for medicinal drugs beyond the initial prescription period under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for SB 262** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

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Consideration of **CS for SB 7070** was deferred.

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**CS for SB 590**—A bill to be entitled An act relating to school safety; amending s. 381.0056, F.S.; revising parent, guardian, or caregiver notification requirements that must be met before an involuntary examination of a minor; amending s. 394.463, F.S.; revising data reporting requirements for the Department of Children and Families; amending s. 1001.212, F.S.; revising data reporting requirements for the Office of

Safe Schools; amending s. 1002.20, F.S.; revising parent notification requirements; providing an exception; providing that parents of public school students have a right to access school safety and discipline incidents as reported; amending s. 1002.33, F.S.; revising parent notification requirements; providing an exception; providing that parents of charter school students have a right to access school safety and discipline incidents as reported; amending s. 1006.07, F.S.; requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; requiring codes of student conduct to include provisions relating to the assignment of students to school-based intervention programs; prohibiting participation in such programs from being entered into a specified system under certain circumstances; authorizing certain procedures to include accommodations for specified drills; requiring district school boards to establish certain emergency response and emergency preparedness policies and procedures and provide timely notification to parents following certain unlawful acts or significant emergencies; creating reporting requirements for schools relating to involuntary examinations of minors; amending s. 1006.12, F.S.; revising training requirements for school safety officers; amending s. 1011.62, F.S.; requiring that certain plans include procedures to assist certain mental and behavioral health providers in attempts to verbally de-escalate certain crisis situations before initiating an involuntary examination; requiring the procedures to include certain strategies; creating requirements for memoranda of understanding between schools and local mobile crisis response services; providing an effective date.

—was read the second time by title.

Senators Harrell and Gibson offered the following amendment which was moved by Senator Harrell and adopted:

**Amendment 1 (227004) (with title amendment)**—Delete lines 97-189 and insert:

established under ss. 1002.20(3) and 1002.33(9), as applicable.  
*For purposes of this subparagraph, “a reasonable attempt to notify” means the exercise of reasonable diligence and care by the principal or the principal’s designee to make contact with the student’s parent, guardian, or other known emergency contact whom the student’s parent or guardian has authorized to receive notification of an involuntary examination. At a minimum, the principal or the principal’s designee must take the following actions:*

*a. Use available methods of communication to contact the student’s parent, guardian, or other known emergency contact, including but not limited to, telephone calls, text messages, e-mails, and voice mail messages following the decision to initiate an involuntary examination of the student.*

*b. Document the method and number of attempts made to contact the student’s parent, guardian, or other known emergency contact, and the outcome of each attempt.*

*A principal or his or her designee who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the parent or caregiver must be contacted. All such information must be in compliance with federal and state law.*

Section 2. Subsection (4) of section 394.463, Florida Statutes, is amended to read:

**394.463 Involuntary examination.—**

(4) **DATA ANALYSIS.**—Using data collected under paragraph (2)(a), the department shall, at a minimum, analyze data on *both* the initiation of involuntary examinations of children and *the initiation of involuntary examinations of students who are removed from a school*, identify any patterns or trends and cases in which involuntary examinations are repeatedly initiated on the same child or student, study root causes for such patterns, trends, or repeated involuntary examinations, and make recommendations to encourage the use of ~~for encouraging~~ alternatives to ~~eliminate and eliminating~~ inappropriate initiations of such examinations. The department shall submit a report on its findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 1 of each ~~odd-numbered~~ ~~odd-numbered~~ year.

Section 3. Subsection (7) of section 1001.212, Florida Statutes, is amended to read:

1001.212 Office of Safe Schools.—There is created in the Department of Education the Office of Safe Schools. The office is fully accountable to the Commissioner of Education. The office shall serve as a central repository for best practices, training standards, and compliance oversight in all matters regarding school safety and security, including prevention efforts, intervention efforts, and emergency preparedness planning. The office shall:

(7) Provide data to support the evaluation of mental health services pursuant to s. 1004.44. *Such data must include, for each school, the number of involuntary examinations as defined in s. 394.455 which are initiated at the school, on school transportation, or at a school-sponsored activity and the number of children for whom an examination is initiated.*

Section 4. Paragraph (l) of subsection (3) of section 1002.20, Florida Statutes, is amended, and subsection (25) is added to that section, to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(3) HEALTH ISSUES.—

(l) Notification of involuntary examinations.—

1. *Except as provided in subparagraph 2., the public school principal or the principal's designee shall make a reasonable attempt to immediately notify the parent of a student before the student who is removed from school, school transportation, or a school-sponsored activity to be and taken to a receiving facility for an involuntary examination pursuant to s. 394.463. For purposes of this subparagraph, "a reasonable attempt to notify" means the exercise of reasonable diligence and care by the principal or the principal's designee to make contact with the student's parent, guardian, or other known emergency contact whom the student's parent or guardian has authorized to receive notification of an involuntary examination. At a minimum, the principal or the principal's designee must take the following actions:*

*a. Use available methods of communication to contact the student's parent, guardian, or other known emergency contact, including but not limited to, telephone calls, text messages, e-mails, and voice mail messages following the decision to initiate an involuntary examination of the student.*

*b. Document the method and number of attempts made to contact the student's parent, guardian, or other known emergency contact, and the outcome of each attempt.*

*A principal or his or her designee who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the parent or caregiver must be contacted. All such information must be in compliance with federal and state law.*

2. The principal or the principal's designee may delay the required notification for no more than 24 hours after the student is removed if:

*a. The principal or the principal's designee deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to s. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect; or*

*b. The principal or principal's designee reasonably believes that such delay is necessary to avoid jeopardizing the health and safety of the student.*

3. Before a principal or his or her designee contacts a law enforcement officer, he or she must verify that de-escalation strategies have been utilized and outreach to a mobile response team has been initiated unless the principal or the principal's designee reasonably believes that any delay in removing the student will increase the likelihood of harm

to the student or others. This requirement does not supersede the authority of a law enforcement officer to act under s. 394.463.

Each district school board shall develop a policy and procedures for notification under this paragraph.

(25) SAFE SCHOOLS.—

*(a) School safety and emergency incidents.—Parents of public school students have a right to timely notification of threats, unlawful acts, and significant emergencies pursuant to s. 1006.07(4) and (7).*

*(b) School environmental safety incident reporting.—Parents of public school students have a right to access school safety and discipline incidents as reported pursuant to s. 1006.07(9).*

Section 5. Paragraph (q) of subsection (9) of section 1002.33, Florida Statutes, is amended, and paragraph (r) is added to that subsection, to read:

1002.33 Charter schools.—

(9) CHARTER SCHOOL REQUIREMENTS.—

*(q)1. The charter school principal or the principal's designee shall make a reasonable attempt to immediately notify the parent of a student before the student who is removed from school, school transportation, or a school-sponsored activity to be and taken to a receiving facility for an involuntary examination pursuant to s. 394.463. For purposes of this subparagraph, "a reasonable attempt to notify" means the exercise of reasonable diligence and care by the principal or the principal's designee to make contact with the student's parent, guardian, or other known emergency contact whom the student's parent or guardian has authorized to receive notification of an involuntary examination. At a minimum, the principal or the principal's designee must take the following actions:*

*a. Use available methods of communication to contact the student's parent, guardian, or other known emergency contact, including but not limited to, telephone calls, text messages, e-mails, and voice mail messages following the decision to initiate an involuntary examination of the student.*

*b. Document the method and number of attempts made to contact the student's parent, guardian, or other known emergency contact, and the outcome of each attempt.*

*A principal or his or her designee who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the parent or caregiver must be contacted. All such information must be in compliance with federal and state law.*

And the title is amended as follows:

Delete lines 5-15 and insert: before an involuntary examination of a minor; defining the term "a reasonable attempt to notify"; requiring a principal or his or her designee who successfully notifies any known emergency contact to share only the information necessary to alert such contact that the parent or caregiver must be contacted; requiring all such information to be in compliance with federal and state law; amending s. 394.463, F.S.; revising data reporting requirements for the Department of Children and Families; amending s. 1001.212, F.S.; revising data reporting requirements for the Office of Safe Schools; amending s. 1002.20, F.S.; revising parent notification requirements; providing an exception; defining the term "a reasonable attempt to notify"; requiring a principal or his or her designee who successfully notifies any known emergency contact to share only the information necessary to alert such contact that the parent or caregiver must be contacted; requiring all such information to be in compliance with federal and state law; providing that parents of public school students have a right to access school safety and discipline incidents as reported; amending s. 1002.33, F.S.; revising parent notification requirements; defining the term "a reasonable attempt to notify"; requiring a principal or his or her designee who successfully notifies any known emergency contact to share only the information necessary to alert such contact that the parent or caregiver must be contacted; requiring all such information to be in compliance with federal and state law; providing an exception;

Senator Jones moved the following amendment which was adopted:

**Amendment 2 (603772) (with title amendment)**—Between lines 341 and 342 insert:

Section 8. Section 1008.386, Florida Statutes, is amended to read:

1008.386 Florida student identification ~~numbers~~.—

(1) When a student enrolls in a public school in this state, the district school board shall request that the student provide his or her social security number and shall indicate whether the student identification number assigned to the student is a social security number. A student satisfies this requirement by presenting his or her social security card or a copy of the card to a school enrollment official. However, a student is not required to provide his or her social security number as a condition for enrollment or graduation. The Commissioner of Education shall assist school districts with the assignment of student identification numbers to avoid duplication of any student identification number.

(2) The department shall establish a process for assigning a Florida student identification number to each student in the state, at which time a school district may not use social security numbers as student identification numbers in its management information systems.

(3) *Beginning with the 2021-2022 school year, any student identification card issued by a public school to students in grades 6 through 12 must include the telephone numbers for national or statewide crisis and suicide hotlines and text lines.*

(4) The State Board of Education may adopt rules to implement this section.

And the title is amended as follows:

Between lines 36 and 37 insert: 1008.386, F.S.; requiring that student identification cards issued to certain students by public schools include specified telephone numbers; amending s.

Senator Harrell moved the following amendment which was adopted:

**Amendment 3 (693672)**—Delete lines 443-444 and insert: *either by contracts or interagency agreements with the managing entity, one or more local community behavioral health providers, or the local mobile*

On motion by Senator Harrell, by two-thirds vote, **CS for SB 590**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 1108**—A bill to be entitled An act relating to education; amending s. 1001.23, F.S.; authorizing the Department of Education to hold patents, copyrights, trademarks, and service marks; authorizing the department to take specified actions to enforce its rights under certain circumstances; requiring the department to notify the Department of State in writing when property rights by patent, copyright, trademark, or service marks are secured by the department; re-

quiring, except for educational materials and products, any proceeds received by the department from the exercise of its rights to be deposited in the department's Operating Trust Fund; creating s. 1002.334, F.S.; establishing the Innovative Blended Learning and Real-Time Student Assessment Pilot Program within the department; providing the purpose of the program; defining the term "innovative blended learning"; specifying program eligibility; requiring program applicants to submit applications to the department in a format prescribed by the department; requiring program applications to include specified information; requiring applications to be considered only for synchronous innovative blended learning programs; requiring the Commissioner of Education to select applicants to participate in the program; providing a start date for the program; providing for funding; authorizing the commissioner to remove an approved applicant from the program under certain circumstances; providing for future expiration; amending s. 1003.4282, F.S.; deleting obsolete language; requiring certain students to take a specified assessment relating to civic literacy; providing that such assessment meets certain postsecondary requirements under specified circumstances; conforming a cross-reference; amending s. 1007.25, F.S.; requiring certain postsecondary students to complete a civic literacy course and pass a specified assessment to demonstrate competency in civic literacy; authorizing students to meet the assessment requirements in high school; providing for rulemaking; authorizing the development of new civic literacy courses; providing requirements for such courses; amending s. 1008.212, F.S.; conforming cross-references; amending s. 1008.22, F.S.; revising the purpose of the assessment program; deleting obsolete language; requiring that certain assessments be given in a paper-based format; requiring school districts to provide the SAT or ACT to grade 11 students beginning in a specified school year; requiring school districts to choose which assessment to administer; deleting specified reporting requirements; deleting a requirement that the Commissioner of Education maintain a specified item bank; deleting specified requirements for the date of the administration of specified assessments; revising a deadline for the publication of certain assessments; conforming provisions to changes made by the act; amending s. 1008.24, F.S.; revising the tests that are included under test administration and security rules; amending ss. 1008.34 and 1008.3415, F.S.; conforming cross-references; amending s. 1009.286, F.S.; providing an additional exception to credit hours used when calculating baccalaureate degrees; providing an effective date.

—was read the second time by title.

Senator Brodeur moved the following amendment which was adopted:

**Amendment 1 (272776) (with title amendment)**—Between lines 225 and 226 insert:

Section 4. Section 1003.4996, Florida Statutes, is amended to read:

1003.4996 Competency-Based Education Pilot Program.—Beginning with the 2016-2017 school year, the Competency-Based Education Pilot Program is created within the Department of Education to be administered for a period of 7 ½ years. The purpose of the pilot program is to provide an educational environment that allows students to advance to higher levels of learning upon the mastery of concepts and skills through statutory exemptions relating to student progression and the awarding of credits.

(1) PARTICIPATION.—The P.K. Yonge Developmental Research School and the Lake, Palm Beach, Pinellas, and Seminole County School Districts may submit an application in a format prescribed by the department to participate in the pilot program.

(2) APPLICATION.—The application to participate in the pilot program must, at a minimum, include:

(a) The vision and timelines for the implementation of competency-based education within the school district, including a list of the schools that will participate in the pilot program during the first school year and the list of schools that will be integrated into the program in subsequent school years.

(b) The annual goals and performance outcomes for participating schools, including, but not limited to:

1. Student performance as defined in s. 1008.34.

- 2. Promotion and retention rates.
- 3. Graduation rates.
- 4. Indicators of college and career readiness.

Taddeo Torres  
Thurston Wright

Nays—None

(c) A communication plan for parents and other stakeholders, including local businesses and community members.

(d) The scope of and timelines for professional development for school instructional and administrative personnel.

(e) A plan for student progression based on the mastery of content, including mechanisms that determine and ensure that a student has satisfied the requirements for grade-level promotion and content mastery.

(f) A plan for using technology and digital and blended learning to enhance student achievement and facilitate the competency-based education system.

(g) The proposed allocation of resources for the pilot program at the school and district levels.

(h) The recruitment and selection of participating schools.

(i) The rules to be waived for participating schools pursuant to subsection (3) to implement the pilot program.

(3) EXEMPTION FROM RULES.—In addition to the waivers authorized in s. 1001.10(3), the State Board of Education may authorize the commissioner to grant an additional waiver of rules relating to student progression and the awarding of credits.

(4) STUDENT FUNDING.—Students enrolled in a participating school shall be reported for and generate funding pursuant to s. 1011.62.

(5) DEPARTMENT DUTIES.—The department shall:

(a) Compile the student and staff schedules of participating schools before and after implementation of the pilot program.

(b) Provide participating schools with access to statewide, standardized assessments required under s. 1008.22.

(c) Annually, by June 1, provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report summarizing the activities and accomplishments of the pilot program and any recommendations for statutory revisions.

(6) RULES.—The State Board of Education shall adopt rules to administer this section.

And the title is amended as follows:

Between lines 35 and 36 insert: s. 1003.4996, F.S.; extending the timeframe for the Competency-Based Education Pilot Program; amending

On motion by Senator Diaz, by two-thirds vote, **CS for CS for SB 1108**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Broxson	Jones
Albritton	Burgess	Mayfield
Ausley	Cruz	Passidomo
Baxley	Diaz	Perry
Bean	Farmer	Pizzo
Berman	Gainer	Polsky
Book	Garcia	Powell
Boyd	Gibson	Rodrigues
Bracy	Gruters	Rodriguez
Bradley	Harrell	Rouson
Brandes	Hooper	Stargel
Brodeur	Hutson	Stewart

On motion by Senator Hutson—

**CS for CS for SB 1080**—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.095, F.S.; deleting the definition of the term “adult”; revising age limitations relating to mail order, Internet, and remote sales of tobacco products; amending s. 210.15, F.S.; requiring permits to be issued to persons or corporations whose officers are not under 21 years of age; amending s. 386.212, F.S.; providing that it is unlawful for persons under 21 years of age to smoke tobacco or vape in, on, or within 1,000 feet of the real property comprising a public or private elementary, middle, or secondary school during specified hours; renaming ch. 569, F.S.; providing directives to the Division of Law Revision; amending s. 569.002, F.S.; defining the terms “nicotine product” and “nicotine dispensing device”; conforming provisions to changes made by the act; creating s. 569.0025, F.S.; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, tobacco products to the state; amending ss. 569.003, 569.004, and 569.006, F.S.; conforming provisions to changes made by the act; amending s. 569.007, F.S.; revising age limitations relating to the sale and delivery of tobacco products; revising applicability; amending s. 569.0075, F.S.; revising age limitations relating to gifting sample tobacco products; amending s. 569.008, F.S.; revising legislative intent; revising qualification requirements for responsible retail tobacco products dealers; conforming provisions to changes made by the act; amending s. 569.009, F.S.; conforming a provision to changes made by the act; amending s. 569.101, F.S.; revising age limitations relating to selling, delivering, bartering, furnishing, or giving tobacco products to certain persons; amending s. 569.11, F.S.; revising age limitations relating to possessing and obtaining tobacco products; amending s. 569.12, F.S.; expanding the authority of tobacco product enforcement officers to include nicotine products; amending s. 569.14, F.S.; revising requirements for signage relating to tobacco products, nicotine products, and nicotine dispensing devices; conforming provisions to changes made by the act; amending s. 569.19, F.S.; conforming provisions to changes made by the act; creating s. 569.31, F.S.; defining terms; creating s. 569.315, F.S.; preempting the establishment of the minimum age for purchasing and possessing, and the regulation for the marketing, sale, or delivery of, nicotine products to the state; creating s. 569.32, F.S.; requiring retail nicotine product dealers to acquire a permit; providing requirements and authorizations for such permit; creating s. 569.33, F.S.; specifying that an applicant for a retail nicotine products dealer permit consents to certain inspections and searches upon accepting such permit; creating s. 569.34, F.S.; prohibiting certain persons, firms, associations, or corporations from operating without a permit; providing civil penalties; creating s. 569.35, F.S.; providing administrative penalties for retail nicotine product dealers under certain circumstances; requiring the Division of Alcoholic Beverages and Tobacco to deposit funds collected from administrative fines into the General Revenue Fund; creating s. 569.37, F.S.; providing restrictions on the sale or delivery of nicotine products; creating s. 569.38, F.S.; prohibiting certain persons from gifting sample nicotine products to persons under a specified age; creating s. 569.381, F.S.; providing legislative intent; providing requirements for a dealer to qualify as a responsible retail nicotine products dealer; authorizing the division to mitigate certain penalties; requiring the division to develop and make available a nicotine products training program; requiring dealers to exercise diligence in the management and supervision of their premises and the supervision and training of certain persons; creating s. 569.39, F.S.; requiring the division to adopt rules; creating ss. 569.41 and 569.42, F.S.; providing civil and criminal penalties relating to selling, delivering, bartering, furnishing, or giving nicotine products to certain persons and possessing and acquiring nicotine products, respectively; creating s. 569.43, F.S.; providing signage requirements relating to the sale of nicotine products or nicotine dispensing devices; providing criminal penalties; creating s. 569.44, F.S.; requiring the division to provide an annual report containing specified information to the Governor and the Legislature; creating s. 569.45, F.S.; defining terms; providing requirements for mail order, Internet, and remote sales of nicotine products; providing applicability; providing criminal penalties;

repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment:

**Amendment 1 (226212) (with directory amendment)**—Delete lines 290-1152 and insert:

(2)(a) Permits may be issued only to persons who are 21 ~~18~~ years of age or older or to corporations the officers of which are 21 ~~18~~ years of age or older.

Section 9. Section 569.004, Florida Statutes, is amended to read:

569.004 Consent to inspection and search without warrant.—An applicant for a permit, by accepting the permit when issued, agrees that the place or premises covered by the permit is subject to inspection and search without a search warrant by the division or its authorized assistants, and by sheriffs, deputy sheriffs, or police officers, to determine compliance with this chapter, *including part II of this chapter if the applicant deals, at retail, in nicotine products within the state or allows a nicotine products vending machine to be located on its premises within the state.*

Section 10. Section 569.006, Florida Statutes, is amended to read:

569.006 Retail tobacco products dealers; administrative penalties.—The division may suspend or revoke the permit of the dealer upon sufficient cause appearing of the violation of any of the provisions of this chapter, *including part II of this chapter if the dealer deals, at retail, in nicotine products within the state or allows a nicotine products vending machine to be located on its premises within the state,* by a dealer or by a dealer's agent or employee. The division may also assess and accept administrative fines of up to \$1,000 against a dealer for each violation. The division shall deposit all fines collected into the General Revenue Fund as collected. An order imposing an administrative fine becomes effective 15 days after the date of the order. The division may suspend the imposition of a penalty against a dealer, conditioned upon the dealer's compliance with terms the division considers appropriate.

Section 11. Subsections (1), (2), and (4) of section 569.007, Florida Statutes, are amended to read:

569.007 Sale or delivery of tobacco products; restrictions.—

(1) In order to prevent persons under 21 ~~18~~ years of age from purchasing or receiving tobacco products, the sale or delivery of tobacco products is prohibited, except:

(a) When under the direct control or line of sight of the dealer or the dealer's agent or employee; or

(b) Sales from a vending machine are prohibited under the provisions of paragraph (1)(a) and are only permissible from a machine that is equipped with an operational lockout device which is under the control of the dealer or the dealer's agent or employee who directly regulates the sale of items through the machine by triggering the lockout device to allow the dispensing of one tobacco product. The lockout device must include a mechanism to prevent the machine from functioning if the power source for the lockout device fails or if the lockout device is disabled, and a mechanism to ensure that only one tobacco product is dispensed at a time.

(2) The provisions of subsection (1) shall not apply to an establishment that prohibits persons under 21 ~~18~~ years of age on the licensed premises.

(4) A dealer or a dealer's agent or employee may require proof of age of a purchaser of a tobacco product before selling the product to that person, *unless the purchaser appears to be 30 years of age or older.*

Section 12. Section 569.0075, Florida Statutes, is amended to read:

569.0075 Gift of sample tobacco products prohibited.—The gift of sample tobacco products to any person under the age of 21 ~~18~~ by an entity licensed or permitted under the provisions of chapter 210 or this

*part chapter*, or by an employee of such entity, is prohibited and is punishable as provided in s. 569.101.

Section 13. Subsection (1), paragraphs (b) and (c) of subsection (2), and subsection (3) of section 569.008, Florida Statutes, are amended to read:

569.008 Responsible retail tobacco products dealers; qualifications; mitigation of disciplinary penalties; diligent management and supervision; presumption.—

(1) The Legislature intends to prevent the sale of tobacco products to persons under 21 ~~18~~ years of age and to encourage retail tobacco products dealers to comply with responsible practices in accordance with this section.

(2) To qualify as a responsible retail tobacco products dealer, the dealer must establish and implement procedures designed to ensure that the dealer's employees comply with the provisions of this *part chapter*. The dealer must provide a training program for the dealer's employees which addresses the use and sale of tobacco products and which includes at least the following topics:

(b) Methods of recognizing and handling customers under 21 ~~18~~ years of age.

(c) Procedures for proper examination of identification cards in order to verify that customers are not under 21 ~~18~~ years of age.

(3) In determining penalties under s. 569.006, the division may mitigate penalties imposed against a dealer because of an employee's illegal sale of a tobacco product to a person under 21 ~~18~~ years of age if the following conditions are met:

(a) The dealer is qualified as a responsible dealer under this section.

(b) The dealer provided the training program required under subsection (2) to that employee before the illegal sale occurred.

(c) The dealer had no knowledge of that employee's violation at the time of the violation and did not direct, approve, or participate in the violation.

(d) If the sale was made through a vending machine, the machine was equipped with an operational lock-out device.

Section 14. Section 569.009, Florida Statutes, is amended to read:

569.009 Rulemaking authority.—The division shall adopt any rules necessary to administer and enforce the provisions of this *part chapter*.

Section 15. Section 569.101, Florida Statutes, is amended to read:

569.101 Selling, delivering, bartering, furnishing, or giving tobacco products to persons under 21 ~~18~~ years of age; criminal penalties; defense.—

(1) It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, to any person who is under 21 ~~18~~ years of age, any tobacco product.

(2) Any person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (1) for a second or subsequent time within 1 year of the first violation, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A person charged with a violation of subsection (1) has a complete defense if, at the time the tobacco product was sold, delivered, bartered, furnished, or given:

(a) The buyer or recipient falsely evidenced that she or he was 21 ~~18~~ years of age or older;

(b) The appearance of the buyer or recipient was such that a prudent person would believe the buyer or recipient to be 21 ~~18~~ years of age or older; and

(c) Such person carefully checked a driver license or an identification card issued by this state or another state of the United States, a passport, or a United States armed services identification card presented by the buyer or recipient and acted in good faith and in reliance upon the representation and appearance of the buyer or recipient in the belief that the buyer or recipient was *21 18* years of age or older.

Section 16. Section 569.11, Florida Statutes, is amended to read:

569.11 Possession, misrepresenting age or military service to purchase, and purchase of tobacco products by persons under *21 18* years of age prohibited; penalties; jurisdiction; disposition of fines.—

(1) It is unlawful for any person under *21 18* years of age to knowingly possess any tobacco product. Any person under *21 18* years of age who violates this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

(a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine. In addition, the person must attend a school-approved anti-tobacco program, if locally available; or

(b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(2) It is unlawful for any person under *21 18* years of age to misrepresent his or her age or military service for the purpose of inducing a dealer or an agent or employee of the dealer to sell, give, barter, furnish, or deliver any tobacco product, or to purchase, or attempt to purchase, any tobacco product from a person or a vending machine. Any person under *21 18* years of age who violates this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

(a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco program, if available; or

(b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(3) Any person under *21 18* years of age cited for committing a noncriminal violation under this section must sign and accept a civil citation indicating a promise to appear before the county court or comply with the requirement for paying the fine and must attend a school-approved anti-tobacco program, if locally available. If a fine is assessed for a violation of this section, the fine must be paid within 30 days after the date of the citation or, if a court appearance is mandatory, within 30 days after the date of the hearing.

(4) A person charged with a noncriminal violation under this section must appear before the county court or comply with the requirement for paying the fine. The court, after a hearing, shall make a determination as to whether the noncriminal violation was committed. If the court finds the violation was committed, it shall impose an appropriate penalty as specified in subsection (1) or subsection (2). A person who participates in community service shall be considered an employee of the state for the purpose of chapter 440, for the duration of such service.

(5)(a) If a person under *21 18* years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to complete community service, pay the fine as required by paragraph (1)(a) or paragraph (2)(a), or attend a school-approved anti-tobacco program, if locally available, the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 30 consecutive days.

(b) If a person under *21 18* years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to pay the applicable fine as required by paragraph (1)(b) or paragraph (2)(b), the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver

license or driving privilege of that person for a period of 45 consecutive days.

(6) Eighty percent of all civil penalties received by a county court pursuant to this section shall be remitted by the clerk of the court to the Department of Revenue for transfer to the Department of Education to provide for teacher training and for research and evaluation to reduce and prevent the use of tobacco products by children. The remaining 20 percent of civil penalties received by a county court pursuant to this section shall remain with the clerk of the county court to cover administrative costs.

Section 17. Section 569.12, Florida Statutes, is amended to read:

569.12 Jurisdiction; tobacco product *and nicotine product* enforcement officers or agents; enforcement.—

(1) In addition to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, any law enforcement officer certified under s. 943.10(1), (6), or (8) shall enforce the provisions of this chapter.

(2)(a) A county or municipality may designate certain of its employees or agents as tobacco product *and nicotine product* enforcement officers. The training and qualifications of the employees or agents for such designation shall be determined by the county or the municipality. Nothing in this section shall be construed to permit the carrying of firearms or other weapons by a tobacco product *and nicotine product* enforcement agent, nor does designation as a tobacco product *and nicotine product* enforcement officer provide the employee or agent with the power of arrest or subject the employee or agent to the provisions of ss. 943.085-943.255. Nothing in this section amends, alters, or contravenes the provisions of any state-administered retirement system or any state-supported retirement system established by general law.

(b) A tobacco product *and nicotine product* enforcement officer is authorized to issue a citation to a person under the age of *21 18* when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of s. 386.212, ~~or~~ s. 569.11, or s. 569.42.

(3) A correctional probation officer as defined in s. 943.10(3) is authorized to issue a citation to a person under the age of *21 18* when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of s. 569.11 or s. 569.42.

(4) A citation issued to any person violating the provisions of s. 569.11 or s. 569.42 shall be in a form prescribed by the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation and shall contain:

(a) The date and time of issuance.

(b) The name and address of the person to whom the citation is issued.

(c) The date and time the civil infraction was committed.

(d) The facts constituting reasonable cause.

(e) The number of the Florida statute violated.

(f) The name and authority of the citing officer.

(g) The procedure for the person to follow in order to contest the citation, perform the required community service, attend the required anti-tobacco or anti-tobacco and anti-nicotine program, or to pay the civil penalty.

Section 18. Section 569.14, Florida Statutes, is amended to read:

569.14 Posting of a sign stating that the sale of tobacco products or nicotine products to persons under *21 18* years of age is unlawful; enforcement; penalty.—

(1) A dealer that sells tobacco products shall post a clear and conspicuous sign in each place of business where such products are sold which substantially states the following:

**THE SALE OF TOBACCO PRODUCTS TO PERSONS UNDER THE AGE OF 21 IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.**

(2) A dealer that sells tobacco products and nicotine products or nicotine dispensing devices, ~~as defined in s. 877.112,~~ may use a sign that substantially states the following:

**THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, OR NICOTINE DISPENSING DEVICES TO PERSONS UNDER THE AGE OF 21 IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.**

A dealer that uses a sign as described in this subsection meets the signage requirements of subsection (1) and s. 569.43(1) ~~§ 877.112.~~

(3) The division shall make available to dealers of tobacco products signs that meet the requirements of subsection (1) or subsection (2).

(4) Any dealer that sells tobacco products shall provide at the checkout counter in a location clearly visible to the dealer or the dealer's agent or employee instructional material in a calendar format or similar format to assist in determining whether a person is of legal age to purchase tobacco products. This point of sale material must contain substantially the following language:

IF YOU WERE NOT BORN BEFORE THIS DATE  
(insert date and applicable year)  
YOU CANNOT BUY TOBACCO PRODUCTS, NICOTINE  
PRODUCTS, OR NICOTINE DISPENSING DEVICES.

Upon approval by the division, in lieu of a calendar a dealer may use card readers, scanners, or other electronic or automated systems that can verify whether a person is of legal age to purchase tobacco products. Failure to comply with the provisions contained in this subsection shall result in imposition of administrative penalties as provided in s. 569.006.

(5) The division, through its agents and inspectors, shall enforce this section.

(6) Any person who fails to comply with subsection (1) is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 19. Section 569.19, Florida Statutes, is amended to read:

569.19 Annual report.—The division shall report annually with written findings to the Legislature and the Governor by December 31, on the progress of implementing the enforcement provisions of this part ~~chapter~~. This must include, but is not limited to:

- (1) The number and results of compliance visits.
- (2) The number of violations for failure of a retailer to hold a valid license.
- (3) The number of violations for selling tobacco products to persons under age 21 ~~18~~, and the results of administrative hearings on the above and related issues.
- (4) The number of persons under age 21 ~~18~~ cited for violations of s. 569.11 and sanctions imposed as a result of citation.

Section 20. Section 569.31, Florida Statutes, is created to read:

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

- (1) “Dealer” is synonymous with the term “retail nicotine products dealer.”
- (2) “Division” means the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation.
- (3) “Nicotine dispensing device” means any product that employs an electronic, chemical, or mechanical means to produce vapor or aerosol from a nicotine product, including, but not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product, any replacement cartridge for such device, and

any other container of nicotine in a solution or other form intended to be used with or within an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product.

(4) “Nicotine product” means any product that contains nicotine, including liquid nicotine, which is intended for human consumption, whether inhaled, chewed, absorbed, dissolved, or ingested by any means. The term also includes any nicotine dispensing device. The term does not include a:

- (a) Tobacco product, as defined in s. 569.002;
  - (b) Product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Federal Food, Drug, and Cosmetic Act; or
  - (c) Product that contains incidental nicotine.
- (5) “Permit” is synonymous with the term “retail nicotine products dealer permit.”
- (6) “Retail nicotine products dealer” means the holder of a retail nicotine products dealer permit.
- (7) “Retail nicotine products dealer permit” means a permit issued by the division under s. 569.32.
- (8) “Self-service merchandising” means the open display of nicotine products, whether packaged or otherwise, for direct retail customer access and handling before purchase without the intervention or assistance of the dealer or the dealer's owner, employee, or agent. An open display of such products and devices includes the use of an open display unit.
- (9) “Any person under the age of 21” does not include any person under the age of 21 who:
- (a) Is in the military reserve or on active duty in the Armed Forces of the United States; or
  - (b) Is acting in his or her scope of lawful employment.

Section 21. Section 569.315, Florida Statutes, is created to read:

569.315 Preemption.—The establishment of the minimum age for purchasing or possessing, and the regulation for the marketing, sale, or delivery of, nicotine products is preempted to the state.

Section 22. Section 569.32, Florida Statutes, is created to read:

569.32 Retail nicotine products dealer permits; application; qualifications; renewal; duplicates.—

- (1)(a) Each person, firm, association, or corporation that seeks to deal, at retail, in nicotine products within the state, or to allow a nicotine products vending machine to be located on its premises in the state, must obtain a retail nicotine products dealer permit for each place of business or premises at which nicotine products are sold. Each dealer owning, leasing, furnishing, or operating vending machines through which nicotine products are sold must obtain a permit for each machine and shall post the permit in a conspicuous place on or near the machine; however, if the dealer has more than one vending machine at a single location or if nicotine products are sold both over the counter and through a vending machine at a single location, the dealer need obtain only one permit for that location.
- (b) Application for a permit must be made on a form furnished by the division and must set forth the name under which the applicant transacts or intends to transact business, the address of the location of the applicant's place of business within the state, and any other information the division requires. If the applicant has or intends to have more than one place of business dealing in nicotine products within the state, a separate application must be made for each place of business. If the applicant is a firm or an association, the application must set forth the names and addresses of the persons constituting the firm or association; if the applicant is a corporation, the application must set forth the names and addresses of the principal officers of the corporation. The application must also set forth any other information prescribed by the division for the purpose of identifying the applicant firm, association, or corporation. The application must be signed and verified by oath or affir-



mation by the owner, if a sole proprietor, or, if the owner is a firm, association, or partnership, by the members or partners thereof, or, if the owner is a corporation, by an executive officer of the corporation or by a person authorized by the corporation to sign the application, together with the written evidence of this authority.

(2)(a) Permits may be issued only to persons who are 21 years of age or older or to corporations the officers of which are 21 years of age or older.

(b) The division may refuse to issue a permit to any person, firm, association, or corporation the permit of which has been revoked, to any corporation an officer of which has had his or her permit revoked, or to any person who is or has been an officer of a corporation the permit of which has been revoked. Any permit issued to a firm, association, or corporation prohibited from obtaining a permit under this chapter shall be revoked by the division.

(3) Upon approval of an application for a permit, the division shall issue to the applicant a permit for the place of business or premises specified in the application. A permit is not assignable and is valid only for the person in whose name the permit is issued and for the place designated in the permit. The permit shall be conspicuously displayed at all times at the place for which issued.

Section 23. Section 569.33 Florida Statutes, is created to read:

569.33 Consent to inspection and search without warrant.—An applicant for a retail nicotine products dealer permit, by accepting the permit when issued, agrees that the place or premises covered by the permit is subject to inspection and search without a search warrant by the division or its authorized assistants, and by sheriffs, deputy sheriffs, or police officers, to determine compliance with this part.

Section 24. Section 569.34, Florida Statutes, is created to read:

569.34 Operating without a retail nicotine products dealer permit; penalty.—

(1) It is unlawful for a person, firm, association, or corporation to deal, at retail, in nicotine products, in any manner, or to allow a nicotine products vending machine to be located on its premises, without having a retail nicotine product dealer permit as required by s. 569.32. A person who violates this section commits a noncriminal violation, punishable by a fine of not more than \$500.

(2) A retail tobacco products dealer, as defined in s. 569.002(4), is not required to have a separate or additional retail nicotine products dealer permit to deal, at retail, in nicotine products within the state, or allow a nicotine products vending machine to be located on its premises in the state. Any retail tobacco products dealer that deals, at retail, in nicotine products or allows a nicotine products vending machine to be located on its premises in the state, is subject to, and must be in compliance with, this part.

(3) Any person who violates this section shall be cited for such infraction and shall be cited to appear before the county court. The citation may indicate the time, date, and location of the scheduled hearing and must indicate that the penalty for a noncriminal violation is a fine of not more than \$500.

(a) A person cited for an infraction under this section may:

1. Post a \$500 bond; or
2. Sign and accept the citation indicating a promise to appear.

(b) A person cited for violating this section may:

1. Pay the fine, either by mail or in person, within 10 days after receiving the citation; or
2. If the person has posted bond, forfeit the bond by not appearing at the scheduled hearing.

(c) If the person pays the fine or forfeits bond, the person is deemed to have admitted violating this section and to have waived the right to a hearing on the issue of commission of the violation. Such admission may not be used as evidence in any other proceeding.

(d) The court, after a hearing, shall make a determination as to whether an infraction has been committed. If the commission of an infraction has been proven beyond a reasonable doubt, the court may impose a civil penalty in an amount that may not exceed \$500.

(e) If a person is found by the court to have committed the infraction, that person may appeal that finding to the circuit court.

Section 25. Section 569.35, Florida Statutes, is created to read:

569.35 Retail nicotine product dealers; administrative penalties.—The division may suspend or revoke the permit of a dealer, including the retail tobacco products dealer permit of a retail tobacco products dealer as defined in s. 569.002(4), upon sufficient cause appearing of the violation of any of the provisions of this part, by a dealer, or by a dealer's agent or employee. The division may also assess and accept an administrative fine of up to \$1,000 against a dealer for each violation. The division shall deposit all fines collected into the General Revenue Fund as collected. An order imposing an administrative fine becomes effective 15 days after the date of the order. The division may suspend the imposition of a penalty against a dealer, conditioned upon the dealer's compliance with terms the division considers appropriate.

Section 26. Section 569.37, Florida Statutes, is created to read:

569.37 Sale or delivery of nicotine products; restrictions.—

(1) In order to prevent persons under 21 years of age from purchasing or receiving nicotine products, the sale or delivery of nicotine products is prohibited, except:

(a) When under the direct control or line of sight of the dealer or the dealer's agent or employee; or

(b) Sales from a vending machine are prohibited under paragraph (a) and are only permissible from a machine that is equipped with an operational lockout device that is under the control of the dealer or the dealer's agent or employee who directly regulates the sale of items through the machine by triggering the lockout device to allow the dispensing of one nicotine product. The lockout device must include a mechanism to prevent the machine from functioning if the power source for the lockout device fails or if the lockout device is disabled, and a mechanism to ensure that only one nicotine product is dispensed at a time.

(2)(a) A dealer that sells nicotine products may not sell, permit to be sold, offer for sale, or display for sale such products or devices by means of self-service merchandising.

(b) A dealer that sells nicotine products may not place such products or devices in an open display unit unless the unit is located in an area that is inaccessible to customers.

(3) The provisions of subsections (1) and (2) shall not apply to an establishment that prohibits persons under 21 years of age on the licensed premises.

(4) A dealer or a dealer's agent or employee may require proof of age of a purchaser of a nicotine product before selling the product to that person, unless the purchaser appears to be 30 years of age or older.

Section 27. Section 569.38, Florida Statutes, is created to read:

569.38 Gift of sample nicotine products and nicotine dispensing devices.—The gift of sample nicotine products to any person under the age of 21 by an entity permitted under this part, or by an employee of such entity, is prohibited and is punishable as provided in s. 569.41.

Section 28. Section 569.381, Florida Statutes, is created to read:

569.381 Responsible retail nicotine products dealers; qualifications; mitigation of disciplinary penalties; diligent management and supervision; presumption.—

(1) It is the intent of the Legislature to prevent the sale of nicotine products to persons under 21 years of age and to encourage retail nicotine products dealers to comply with responsible practices in accordance with this section.

(2) To qualify as a responsible retail nicotine products dealer, the dealer must establish and implement procedures designed to ensure that the dealer's employees comply with this part. The dealer must provide a training program for the dealer's employees which addresses the use and sale of nicotine products and which includes at least the following topics:

- (a) Laws covering the sale of nicotine products.
- (b) Methods of recognizing and handling customers under 21 years of age.
- (c) Procedures for proper examination of identification cards in order to verify that customers are not under 21 years of age.
- (d) The use of the age audit identification function on electronic point-of-sale equipment, where available.

(3) In determining penalties under s. 569.35, the division may mitigate penalties imposed against a dealer because of an employee's illegal sale of a nicotine product to a person under 21 years of age if the following conditions are met:

- (a) The dealer is qualified as a responsible dealer under this section.
- (b) The dealer provided the training program required under subsection (2) to that employee before the illegal sale occurred.
- (c) The dealer had no knowledge of that employee's violation at the time of the violation and did not direct, approve, or participate in the violation.
- (d) If the sale was made through a vending machine, the machine was equipped with an operational lock-out device.

(4) The division shall develop and make available a model nicotine products training program designed to ensure adherence to this part by dealers and their employees which, if followed, will qualify dealers as responsible dealers.

(5) Dealers shall exercise diligence in the management and supervision of their premises and in the supervision and training of their employees, agents, or servants. In proceedings to impose penalties under s. 569.35, proof that employees, agents, or servants of the dealer, while in the scope of their employment, committed at least three violations of s. 569.41 during a 180-day period shall be prima facie evidence of a lack of due diligence by the dealer in the management and supervision of his or her premises and in the supervision and training of employees, agents, officers, or servants.

(6) The division may consider qualification as a responsible retail nicotine products dealer under this section as evidence that the dealer properly exercised the diligence required under this section.

Section 29. Section 569.39, Florida Statutes, is created to read:

569.39 Rulemaking authority.—The division shall adopt rules to administer and enforce this part.

Section 30. Section 569.41, Florida Statutes, is created to read:

569.41 Selling, delivering, bartering, furnishing, or giving nicotine products to persons under 21 years of age; criminal penalties; defense.—

(1) It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, to any person who is under 21 years of age, any nicotine product.

(2) Any person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (1) for a second or subsequent time within 1 year after the first violation commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A person charged with a violation of subsection (1) has a complete defense if, at the time the nicotine product was sold, delivered, bartered, furnished, or given:

(a) The buyer or recipient falsely evidenced that she or he was 21 years of age or older;

(b) The appearance of the buyer or recipient was such that a prudent person would believe the buyer or recipient to be 21 years of age or older; and

(c) Such person carefully checked a driver license or an identification card issued by the state or another state of the United States, a passport, or a United States armed services identification card presented by the buyer or recipient and acted in good faith and in reliance upon the representation and appearance of the buyer or recipient in the belief that the buyer or recipient was 21 years of age or older.

Section 31. Section 569.42, Florida Statutes, is created to read:

569.42 Possession, misrepresenting age or military service to purchase, and purchase of nicotine products by persons under 21 years of age prohibited; penalties; jurisdiction; disposition of fines.—

(1) It is unlawful for any person under 21 years of age to knowingly possess any nicotine product. Any person under 21 years of age who violates this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

(a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine. In addition, the person must attend a school-approved anti-tobacco and anti-nicotine program, if locally available; or

(b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(2) It is unlawful for any person under 21 years of age to misrepresent his or her age or military service for the purpose of inducing a dealer or an agent or employee of the dealer to sell, give, barter, furnish, or deliver any nicotine product, or to purchase, or attempt to purchase, any nicotine product from a person or a vending machine. Any person under 21 years of age who violates this subsection commits a noncriminal violation as defined in s. 775.08(3), punishable by:

(a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco and anti-nicotine program, if available; or

(b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(3) Any person under 21 years of age cited for committing a noncriminal violation under this section must sign and accept a civil citation indicating a promise to appear before the county court or comply with the requirement for paying the fine and must attend a school-approved anti-tobacco and anti-nicotine program, if locally available. If a fine is assessed for a violation of this section, the fine must be paid within 30 days after the date of the citation or, if a court appearance is mandatory, within 30 days after the date of the hearing.

(4) A person charged with a noncriminal violation under this section must appear before the county court or comply with the requirement for paying the fine. The court, after a hearing, shall make a determination as to whether the noncriminal violation was committed. If the court finds the violation was committed, it shall impose an appropriate penalty as specified in subsection (1) or subsection (2). A person who participates in community service shall be considered an employee of the state for the purpose of chapter 440, for the duration of such service.

(5)(a) If a person under 21 years of age is found by the court to have committed a noncriminal violation under this section and the person has failed to complete community service, pay the fine as required by paragraph (1)(a) or paragraph (2)(a), or attend a school-approved anti-tobacco and anti-nicotine program, if locally available, the court may direct the Department of Highway Safety and Motor Vehicles to withhold

issuance of or suspend the driver license or driving privilege of that person for a period of 30 consecutive days.

(b) If a person under 21 years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to pay the applicable fine as required by paragraph (1)(b) or paragraph (2)(b), the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 45 consecutive days.

(6) Eighty percent of all civil penalties received by a county court under this section shall be remitted by the clerk of the court to the Department of Revenue for transfer to the Department of Education to provide for teacher training and for research and evaluation to reduce and prevent the use of nicotine products by children. The remaining 20 percent of civil penalties received by a county court under this section shall remain with the clerk of the county court to cover administrative costs.

Section 32. Section 569.43, Florida Statutes, is created to read:

569.43 Posting of a sign stating that the sale of nicotine products or nicotine dispensing devices to persons under 21 years of age is unlawful; enforcement; penalty.—

(1) A dealer that sells nicotine products shall post a clear and conspicuous sign in each place of business at which such products are sold which substantially states the following:

**THE SALE OF NICOTINE PRODUCTS OR NICOTINE DISPENSING DEVICES TO PERSONS UNDER THE AGE OF 21 IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.**

(2) The division shall make available to dealers of nicotine products signs that meet the requirements of subsection (1).

(3) Any dealer that sells nicotine products shall provide at the checkout counter in a location clearly visible to the dealer or the dealer's agent or employee instructional material in a calendar format or similar format to assist in determining whether a person is of legal age to purchase nicotine products. This point of sale material must contain substantially the following language:

**IF YOU WERE NOT BORN BEFORE THIS DATE**

(insert date and applicable year)

**YOU CANNOT BUY TOBACCO PRODUCTS, NICOTINE PRODUCTS, OR NICOTINE DISPENSING DEVICES.**

Upon approval by the division, in lieu of a calendar a dealer may use card readers, scanners, or other electronic or automated systems that can verify whether a person is of legal age to purchase nicotine products. Failure to comply with the provisions contained in this subsection shall result in imposition of administrative penalties as provided in s. 569.35.

(4) The division, through its agents and inspectors, shall enforce this section.

(5) Any person who fails to comply with subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 33. Section 569.44, Florida Statutes, is created to read:

569.44 Annual report.—The division shall report annually with written findings to the Legislature and the Governor by December 31, on the progress of implementing the enforcement provisions of this part. This must include, but is not limited to:

(1) The number and results of compliance visits.

(2) The number of violations for failure of a retailer to hold a valid permit.

(3) The number of violations for selling nicotine products to persons under age 21, and the results of administrative hearings on the above and related issues.

(4) The number of persons under age 21 cited for violations of s. 569.42 and sanctions imposed as a result of citation.

Section 34. Section 569.45, Florida Statutes, is created to read:

569.45 Mail order, Internet, and remote sales of nicotine products; age verification.—

(1) For purposes of this section, the term:

(a) "Consumer" means a person in the state who comes into possession of any nicotine product who, at the time of possession, is not intending to sell or distribute the nicotine product, or is not a retailer.

(b) "Delivery sale" means any sale of nicotine products to a consumer in the state for which:

1. The consumer submits the order for the sale by telephonic or other voice transmission, mail, delivery service, or the Internet or other online service; or

2. The nicotine products are delivered by use of mail or a delivery service.

(c) "Delivery service" means any person engaged in the commercial delivery of letters, packages, or other containers.

(d) "Legal minimum purchase age" means the minimum age at which an individual may legally purchase nicotine products in the state.

(e) "Retailer" means any person who is required to obtain a retail nicotine products dealer permit or a retail tobacco products dealer permit, as defined in s. 569.002.

(f) "Shipping container" means a container in which nicotine products are shipped in connection with a delivery sale.

(g) "Shipping document" means a bill of lading, airbill, United States Postal Service form, or any other document used to verify the undertaking by a delivery service to deliver letters, packages, or other containers.

(2)(a) A sale of nicotine products constituting a delivery sale under paragraph (1)(b) is a delivery sale regardless of whether the person accepting the order for the delivery sale is located inside or outside the state.

(b) A retailer must obtain a retail nicotine products dealer permit or a retail tobacco products dealer permit, as defined in s. 569.002, from the division under the requirements of this chapter before accepting an order for a delivery sale.

(c) A person may not make a delivery sale of nicotine products to any individual who is not 21 years of age or older.

(d) Each person accepting an order for a delivery sale must comply with each of the following:

1. The age verification requirements set forth in subsection (3).

2. The disclosure requirements set forth in subsection (4).

3. The shipping requirements set forth in subsection (5).

(3) A person may not mail, ship, or otherwise deliver nicotine products in connection with an order for a delivery sale unless, before the first delivery to the consumer, the person accepting the order for the delivery sale:

(a) Obtains from the person submitting the order a certification that includes:

1. Reliable confirmation that the person is 21 years of age or older; and

2. A statement signed by the person in writing and under penalty of perjury which:

a. Certifies the address and date of birth of the person; and

b. Confirms that the person wants to receive delivery sales from a nicotine products company and understands that, under the laws of the state, the following actions are illegal:

- (I) Signing another person's name to the certification;
  - (II) Selling nicotine products to individuals who are not 21 years of age or older; and
  - (III) Purchasing nicotine products, if the person making the purchase is not 21 years of age or older.
- (b) Makes a good faith effort to verify the information contained in the certification provided by the individual under paragraph (a) against a commercially available database that may be reasonably relied upon for accurate age information or obtains a photocopy or other image of a valid government-issued identification card stating the date of birth or age of the individual.
- (c) Provides to the individual, via electronic mail or other means, a notice meeting the requirements of subsection (4).
- (d) If an order for nicotine products is made pursuant to an advertisement on the Internet, receives payment for the delivery sale from the consumer by a credit or debit card issued in the name of the consumer, or by personal or company check of the consumer.
- (e) Submits, to each credit card acquiring company with which the

And the directory clause is amended as follows:

Delete line 278 and insert:

Section 35. Paragraph (c) of subsection (1) and paragraph (a) of subsection (2) of section

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Hutson moved the following substitute amendment which was adopted:

**Substitute Amendment 2 (465114) (with directory and title amendments)**—Delete lines 290-1152 and insert:

(2)(a) Permits may be issued only to persons who are 21 ~~18~~ years of age or older or to corporations the officers of which are 21 ~~18~~ years of age or older.

Section 9. Section 569.004, Florida Statutes, is amended to read:

569.004 Consent to inspection and search without warrant.—An applicant for a permit, by accepting the permit when issued, agrees that the place or premises covered by the permit is subject to inspection and search without a search warrant by the division or its authorized assistants, and by sheriffs, deputy sheriffs, or police officers, to determine compliance with this chapter, *including part II of this chapter if the applicant deals, at retail, in nicotine products within the state or allows a nicotine products vending machine to be located on its premises within the state.*

Section 10. Section 569.006, Florida Statutes, is amended to read:

569.006 Retail tobacco products dealers; administrative penalties.—The division may suspend or revoke the permit of the dealer upon sufficient cause appearing of the violation of any of the provisions of this chapter, *including part II of this chapter if the dealer deals, at retail, in nicotine products within the state or allows a nicotine products vending machine to be located on its premises within the state,* by a dealer or by a dealer's agent or employee. The division may also assess and accept administrative fines of up to \$1,000 against a dealer for each violation. The division shall deposit all fines collected into the General Revenue Fund as collected. An order imposing an administrative fine becomes effective 15 days after the date of the order. The division may suspend the imposition of a penalty against a dealer, conditioned upon the dealer's compliance with terms the division considers appropriate.

Section 11. Subsections (1), (2), and (4) of section 569.007, Florida Statutes, are amended to read:

569.007 Sale or delivery of tobacco products; restrictions.—

(1) In order to prevent persons under 21 ~~18~~ years of age from purchasing or receiving tobacco products, the sale or delivery of tobacco products is prohibited, except:

(a) When under the direct control or line of sight of the dealer or the dealer's agent or employee; or

(b) Sales from a vending machine are prohibited under the provisions of paragraph (1)(a) and are only permissible from a machine that is equipped with an operational lockout device which is under the control of the dealer or the dealer's agent or employee who directly regulates the sale of items through the machine by triggering the lockout device to allow the dispensing of one tobacco product. The lockout device must include a mechanism to prevent the machine from functioning if the power source for the lockout device fails or if the lockout device is disabled, and a mechanism to ensure that only one tobacco product is dispensed at a time.

(2) The provisions of subsection (1) shall not apply to an establishment that prohibits persons under 21 ~~18~~ years of age on the licensed premises.

(4) A dealer or a dealer's agent or employee *must* ~~may~~ require proof of age of a purchaser of a tobacco product before selling the product to that person, *unless the purchaser appears to be 30 years of age or older.*

Section 12. Section 569.0075, Florida Statutes, is amended to read:

569.0075 Gift of sample tobacco products prohibited.—The gift of sample tobacco products to any person under the age of 21 ~~18~~ by an entity licensed or permitted under the provisions of chapter 210 or this ~~part~~ ~~chapter~~, or by an employee of such entity, is prohibited and is punishable as provided in s. 569.101.

Section 13. Subsection (1), paragraphs (b) and (c) of subsection (2), and subsection (3) of section 569.008, Florida Statutes, are amended to read:

569.008 Responsible retail tobacco products dealers; qualifications; mitigation of disciplinary penalties; diligent management and supervision; presumption.—

(1) The Legislature intends to prevent the sale of tobacco products to persons under 21 ~~18~~ years of age and to encourage retail tobacco products dealers to comply with responsible practices in accordance with this section.

(2) To qualify as a responsible retail tobacco products dealer, the dealer must establish and implement procedures designed to ensure that the dealer's employees comply with the provisions of this ~~part~~ ~~chapter~~. The dealer must provide a training program for the dealer's employees which addresses the use and sale of tobacco products and which includes at least the following topics:

(b) Methods of recognizing and handling customers under 21 ~~18~~ years of age.

(c) Procedures for proper examination of identification cards in order to verify that customers are not under 21 ~~18~~ years of age.

(3) In determining penalties under s. 569.006, the division may mitigate penalties imposed against a dealer because of an employee's illegal sale of a tobacco product to a person under 21 ~~18~~ years of age if the following conditions are met:

(a) The dealer is qualified as a responsible dealer under this section.

(b) The dealer provided the training program required under subsection (2) to that employee before the illegal sale occurred.

(c) The dealer had no knowledge of that employee's violation at the time of the violation and did not direct, approve, or participate in the violation.

(d) If the sale was made through a vending machine, the machine was equipped with an operational lock-out device.

Section 14. Section 569.009, Florida Statutes, is amended to read:

569.009 Rulemaking authority.—The division shall adopt any rules necessary to administer and enforce the provisions of this *part chapter*.

Section 15. Section 569.101, Florida Statutes, is amended to read:

569.101 Selling, delivering, bartering, furnishing, or giving tobacco products to persons under 21 ~~18~~ years of age; criminal penalties; defense.—

(1) It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, to any person who is under 21 ~~18~~ years of age, any tobacco product.

(2) Any person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (1) for a second or subsequent time within 1 year of the first violation, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A person charged with a violation of subsection (1) has a complete defense if, at the time the tobacco product was sold, delivered, bartered, furnished, or given:

(a) The buyer or recipient falsely evidenced that she or he was 21 ~~18~~ years of age or older;

(b) The appearance of the buyer or recipient was such that a prudent person would believe the buyer or recipient to be 21 ~~18~~ years of age or older; and

(c) Such person carefully checked a driver license or an identification card issued by this state or another state of the United States, a passport, or a United States armed services identification card presented by the buyer or recipient and acted in good faith and in reliance upon the representation and appearance of the buyer or recipient in the belief that the buyer or recipient was 21 ~~18~~ years of age or older.

Section 16. Section 569.11, Florida Statutes, is amended to read:

569.11 Possession, misrepresenting age or military service to purchase, and purchase of tobacco products by persons under 21 ~~18~~ years of age prohibited; penalties; jurisdiction; disposition of fines.—

(1) It is unlawful for any person under 21 ~~18~~ years of age to knowingly possess any tobacco product. Any person under 21 ~~18~~ years of age who violates this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

(a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine. In addition, the person must attend a school-approved anti-tobacco program, if locally available; or

(b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(2) It is unlawful for any person under 21 ~~18~~ years of age to misrepresent his or her age or military service for the purpose of inducing a dealer or an agent or employee of the dealer to sell, give, barter, furnish, or deliver any tobacco product, or to purchase, or attempt to purchase, any tobacco product from a person or a vending machine. Any person under 21 ~~18~~ years of age who violates this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

(a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco program, if available; or

(b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(3) Any person under 21 ~~18~~ years of age cited for committing a noncriminal violation under this section must sign and accept a civil citation indicating a promise to appear before the county court or comply with the requirement for paying the fine and must attend a school-approved anti-tobacco program, if locally available. If a fine is assessed for a violation of this section, the fine must be paid within 30 days after the date of the citation or, if a court appearance is mandatory, within 30 days after the date of the hearing.

(4) A person charged with a noncriminal violation under this section must appear before the county court or comply with the requirement for paying the fine. The court, after a hearing, shall make a determination as to whether the noncriminal violation was committed. If the court finds the violation was committed, it shall impose an appropriate penalty as specified in subsection (1) or subsection (2). A person who participates in community service shall be considered an employee of the state for the purpose of chapter 440, for the duration of such service.

(5)(a) If a person under 21 ~~18~~ years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to complete community service, pay the fine as required by paragraph (1)(a) or paragraph (2)(a), or attend a school-approved anti-tobacco program, if locally available, the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 30 consecutive days.

(b) If a person under 21 ~~18~~ years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to pay the applicable fine as required by paragraph (1)(b) or paragraph (2)(b), the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 45 consecutive days.

(6) Eighty percent of all civil penalties received by a county court pursuant to this section shall be remitted by the clerk of the court to the Department of Revenue for transfer to the Department of Education to provide for teacher training and for research and evaluation to reduce and prevent the use of tobacco products by children. The remaining 20 percent of civil penalties received by a county court pursuant to this section shall remain with the clerk of the county court to cover administrative costs.

Section 17. Section 569.12, Florida Statutes, is amended to read:

569.12 Jurisdiction; tobacco product *and nicotine product* enforcement officers or agents; enforcement.—

(1) In addition to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, any law enforcement officer certified under s. 943.10(1), (6), or (8) shall enforce the provisions of this chapter.

(2)(a) A county or municipality may designate certain of its employees or agents as tobacco product *and nicotine product* enforcement officers. The training and qualifications of the employees or agents for such designation shall be determined by the county or the municipality. Nothing in this section shall be construed to permit the carrying of firearms or other weapons by a tobacco product *and nicotine product* enforcement agent, nor does designation as a tobacco product *and nicotine product* enforcement officer provide the employee or agent with the power of arrest or subject the employee or agent to the provisions of ss. 943.085-943.255. Nothing in this section amends, alters, or contravenes the provisions of any state-administered retirement system or any state-supported retirement system established by general law.

(b) A tobacco product *and nicotine product* enforcement officer is authorized to issue a citation to a person under the age of 21 ~~18~~ when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of s. 386.212, ~~or~~ s. 569.11, or s. 569.42.

(3) A correctional probation officer as defined in s. 943.10(3) is authorized to issue a citation to a person under the age of 21 ~~18~~ when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of s. 569.11 or s. 569.42.

(4) A citation issued to any person violating the provisions of s. 569.11 or s. 569.42 shall be in a form prescribed by the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation and shall contain:

- (a) The date and time of issuance.
- (b) The name and address of the person to whom the citation is issued.
- (c) The date and time the civil infraction was committed.
- (d) The facts constituting reasonable cause.
- (e) The number of the Florida statute violated.
- (f) The name and authority of the citing officer.
- (g) The procedure for the person to follow in order to contest the citation, perform the required community service, attend the required anti-tobacco or anti-tobacco and anti-nicotine program, or to pay the civil penalty.

Section 18. Section 569.14, Florida Statutes, is amended to read:

569.14 Posting of a sign stating that the sale of tobacco products or nicotine products to persons under 21 ~~18~~ years of age is unlawful; enforcement; penalty.—

(1) A dealer that sells tobacco products shall post a clear and conspicuous sign in each place of business where such products are sold which substantially states the following:

THE SALE OF TOBACCO PRODUCTS TO PERSONS UNDER THE AGE OF 21 ~~18~~ IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.

(2) A dealer that sells tobacco products and nicotine products or nicotine dispensing devices, as defined in s. ~~877.112~~, may use a sign that substantially states the following:

THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, OR NICOTINE DISPENSING DEVICES TO PERSONS UNDER THE AGE OF 21 ~~18~~ IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.

A dealer that uses a sign as described in this subsection meets the signage requirements of subsection (1) and s. ~~569.43(1) s. 877.112~~.

(3) The division shall make available to dealers of tobacco products signs that meet the requirements of subsection (1) or subsection (2).

(4) Any dealer that sells tobacco products shall provide at the checkout counter in a location clearly visible to the dealer or the dealer's agent or employee instructional material in a calendar format or similar format to assist in determining whether a person is of legal age to purchase tobacco products. This point of sale material must contain substantially the following language:

IF YOU WERE NOT BORN BEFORE THIS DATE  
(insert date and applicable year)  
YOU CANNOT BUY TOBACCO PRODUCTS, NICOTINE PRODUCTS, OR NICOTINE DISPENSING DEVICES.

Upon approval by the division, in lieu of a calendar a dealer may use card readers, scanners, or other electronic or automated systems that can verify whether a person is of legal age to purchase tobacco products. Failure to comply with the provisions contained in this subsection shall result in imposition of administrative penalties as provided in s. 569.006.

(5) The division, through its agents and inspectors, shall enforce this section.

(6) Any person who fails to comply with subsection (1) is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 19. Section 569.19, Florida Statutes, is amended to read:

569.19 Annual report.—The division shall report annually with written findings to the Legislature and the Governor by December 31, on the progress of implementing the enforcement provisions of this ~~part~~ ~~chapter~~. This must include, but is not limited to:

- (1) The number and results of compliance visits.
- (2) The number of violations for failure of a retailer to hold a valid license.
- (3) The number of violations for selling tobacco products to persons under age 21 ~~18~~, and the results of administrative hearings on the above and related issues.
- (4) The number of persons under age 21 ~~18~~ cited for violations of s. 569.11 and sanctions imposed as a result of citation.

Section 20. Section 569.31, Florida Statutes, is created to read:

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

(1) "Dealer" is synonymous with the term "retail nicotine products dealer."

(2) "Division" means the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation.

(3) "Nicotine dispensing device" means any product that employs an electronic, chemical, or mechanical means to produce vapor or aerosol from a nicotine product, including, but not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product, any replacement cartridge for such device, and any other container of nicotine in a solution or other form intended to be used with or within an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product.

(4) "Nicotine product" means any product that contains nicotine, including liquid nicotine, which is intended for human consumption, whether inhaled, chewed, absorbed, dissolved, or ingested by any means. The term also includes any nicotine dispensing device. The term does not include a:

- (a) Tobacco product, as defined in s. 569.002;
- (b) Product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Federal Food, Drug, and Cosmetic Act; or
- (c) Product that contains incidental nicotine.

(5) "Permit" is synonymous with the term "retail nicotine products dealer permit."

(6) "Retail nicotine products dealer" means the holder of a retail nicotine products dealer permit.

(7) "Retail nicotine products dealer permit" means a permit issued by the division under s. 569.32.

(8) "Self-service merchandising" means the open display of nicotine products, whether packaged or otherwise, for direct retail customer access and handling before purchase without the intervention or assistance of the dealer or the dealer's owner, employee, or agent. An open display of such products and devices includes the use of an open display unit.

(9) "Any person under the age of 21" does not include any person under the age of 21 who:

- (a) Is in the military reserve or on active duty in the Armed Forces of the United States; or
- (b) Is acting in his or her scope of lawful employment.

Section 21. Section 569.315, Florida Statutes, is created to read:

569.315 Preemption.—The establishment of the minimum age for purchasing or possessing, and the regulation for the marketing, sale, or delivery of, nicotine products is preempted to the state.

Section 22. Section 569.32, Florida Statutes, is created to read:

569.32 Retail nicotine products dealer permits; application; qualifications; renewal; duplicates.—

(1)(a) Each person, firm, association, or corporation that seeks to deal, at retail, in nicotine products within the state, or to allow a nicotine products vending machine to be located on its premises in the state, must obtain a retail nicotine products dealer permit for each place of business or premises at which nicotine products are sold. Each dealer owning, leasing, furnishing, or operating vending machines through which nicotine products are sold must obtain a permit for each machine and shall post the permit in a conspicuous place on or near the machine; however, if the dealer has more than one vending machine at a single location or if nicotine products are sold both over the counter and through a vending machine at a single location, the dealer need obtain only one permit for that location.

(b) Application for a permit must be made on a form furnished by the division and must set forth the name under which the applicant transacts or intends to transact business, the address of the location of the applicant's place of business within the state, and any other information the division requires. If the applicant has or intends to have more than one place of business dealing in nicotine products within the state, a separate application must be made for each place of business. If the applicant is a firm or an association, the application must set forth the names and addresses of the persons constituting the firm or association; if the applicant is a corporation, the application must set forth the names and addresses of the principal officers of the corporation. The application must also set forth any other information prescribed by the division for the purpose of identifying the applicant firm, association, or corporation. The application must be signed and verified by oath or affirmation by the owner, if a sole proprietor, or, if the owner is a firm, association, or partnership, by the members or partners thereof, or, if the owner is a corporation, by an executive officer of the corporation or by a person authorized by the corporation to sign the application, together with the written evidence of this authority.

(2)(a) Permits may be issued only to persons who are 21 years of age or older or to corporations the officers of which are 21 years of age or older.

(b) The division may refuse to issue a permit to any person, firm, association, or corporation the permit of which has been revoked, to any corporation an officer of which has had his or her permit revoked, or to any person who is or has been an officer of a corporation the permit of which has been revoked. Any permit issued to a firm, association, or corporation prohibited from obtaining a permit under this chapter shall be revoked by the division.

(3) Upon approval of an application for a permit, the division shall issue to the applicant a permit for the place of business or premises specified in the application. A permit is not assignable and is valid only for the person in whose name the permit is issued and for the place designated in the permit. The permit shall be conspicuously displayed at all times at the place for which issued.

Section 23. Section 569.33 Florida Statutes, is created to read:

569.33 Consent to inspection and search without warrant.—An applicant for a retail nicotine products dealer permit, by accepting the permit when issued, agrees that the place or premises covered by the permit is subject to inspection and search without a search warrant by the division or its authorized assistants, and by sheriffs, deputy sheriffs, or police officers, to determine compliance with this part.

Section 24. Section 569.34, Florida Statutes, is created to read:

569.34 Operating without a retail nicotine products dealer permit; penalty.—

(1) It is unlawful for a person, firm, association, or corporation to deal, at retail, in nicotine products, in any manner, or to allow a nicotine products vending machine to be located on its premises, without having a retail nicotine product dealer permit as required by s. 569.32. A person who violates this section commits a noncriminal violation, punishable by a fine of not more than \$500.

(2) A retail tobacco products dealer, as defined in s. 569.002(4), is not required to have a separate or additional retail nicotine products dealer

permit to deal, at retail, in nicotine products within the state, or allow a nicotine products vending machine to be located on its premises in the state. Any retail tobacco products dealer that deals, at retail, in nicotine products or allows a nicotine products vending machine to be located on its premises in the state, is subject to, and must be in compliance with, this part.

(3) Any person who violates this section shall be cited for such infraction and shall be cited to appear before the county court. The citation may indicate the time, date, and location of the scheduled hearing and must indicate that the penalty for a noncriminal violation is a fine of not more than \$500.

(a) A person cited for an infraction under this section may:

1. Post a \$500 bond; or
2. Sign and accept the citation indicating a promise to appear.

(b) A person cited for violating this section may:

1. Pay the fine, either by mail or in person, within 10 days after receiving the citation; or
2. If the person has posted bond, forfeit the bond by not appearing at the scheduled hearing.

(c) If the person pays the fine or forfeits bond, the person is deemed to have admitted violating this section and to have waived the right to a hearing on the issue of commission of the violation. Such admission may not be used as evidence in any other proceeding.

(d) The court, after a hearing, shall make a determination as to whether an infraction has been committed. If the commission of an infraction has been proven beyond a reasonable doubt, the court may impose a civil penalty in an amount that may not exceed \$500.

(e) If a person is found by the court to have committed the infraction, that person may appeal that finding to the circuit court.

Section 25. Section 569.35, Florida Statutes, is created to read:

569.35 Retail nicotine product dealers; administrative penalties.—The division may suspend or revoke the permit of a dealer, including the retail tobacco products dealer permit of a retail tobacco products dealer as defined in s. 569.002(4), upon sufficient cause appearing of the violation of any of the provisions of this part, by a dealer, or by a dealer's agent or employee. The division may also assess and accept an administrative fine of up to \$1,000 against a dealer for each violation. The division shall deposit all fines collected into the General Revenue Fund as collected. An order imposing an administrative fine becomes effective 15 days after the date of the order. The division may suspend the imposition of a penalty against a dealer, conditioned upon the dealer's compliance with terms the division considers appropriate.

Section 26. Section 569.37, Florida Statutes, is created to read:

569.37 Sale or delivery of nicotine products; restrictions.—

(1) In order to prevent persons under 21 years of age from purchasing or receiving nicotine products, the sale or delivery of nicotine products is prohibited, except:

(a) When under the direct control or line of sight of the dealer or the dealer's agent or employee; or

(b) Sales from a vending machine are prohibited under paragraph (a) and are only permissible from a machine that is equipped with an operational lockout device that is under the control of the dealer or the dealer's agent or employee who directly regulates the sale of items through the machine by triggering the lockout device to allow the dispensing of one nicotine product. The lockout device must include a mechanism to prevent the machine from functioning if the power source for the lockout device fails or if the lockout device is disabled, and a mechanism to ensure that only one nicotine product is dispensed at a time.

(2)(a) A dealer that sells nicotine products may not sell, permit to be sold, offer for sale, or display for sale such products or devices by means of self-service merchandising.

(b) A dealer that sells nicotine products may not place such products or devices in an open display unit unless the unit is located in an area that is inaccessible to customers.

(3) The provisions of subsections (1) and (2) shall not apply to an establishment that prohibits persons under 21 years of age on the licensed premises.

(4) A dealer or a dealer's agent or employee must require proof of age of a purchaser of a nicotine product before selling the product to that person, unless the purchaser appears to be 30 years of age or older.

Section 27. Section 569.38, Florida Statutes, is created to read:

569.38 Gift of sample nicotine products and nicotine dispensing devices.—The gift of sample nicotine products to any person under the age of 21 by an entity permitted under this part, or by an employee of such entity, is prohibited and is punishable as provided in s. 569.41.

Section 28. Section 569.381, Florida Statutes, is created to read:

569.381 Responsible retail nicotine products dealers; qualifications; mitigation of disciplinary penalties; diligent management and supervision; presumption.—

(1) It is the intent of the Legislature to prevent the sale of nicotine products to persons under 21 years of age and to encourage retail nicotine products dealers to comply with responsible practices in accordance with this section.

(2) To qualify as a responsible retail nicotine products dealer, the dealer must establish and implement procedures designed to ensure that the dealer's employees comply with this part. The dealer must provide a training program for the dealer's employees which addresses the use and sale of nicotine products and which includes at least the following topics:

- (a) Laws covering the sale of nicotine products.
- (b) Methods of recognizing and handling customers under 21 years of age.
- (c) Procedures for proper examination of identification cards in order to verify that customers are not under 21 years of age.
- (d) The use of the age audit identification function on electronic point-of-sale equipment, where available.

(3) In determining penalties under s. 569.35, the division may mitigate penalties imposed against a dealer because of an employee's illegal sale of a nicotine product to a person under 21 years of age if the following conditions are met:

- (a) The dealer is qualified as a responsible dealer under this section.
- (b) The dealer provided the training program required under subsection (2) to that employee before the illegal sale occurred.
- (c) The dealer had no knowledge of that employee's violation at the time of the violation and did not direct, approve, or participate in the violation.
- (d) If the sale was made through a vending machine, the machine was equipped with an operational lock-out device.

(4) The division shall develop and make available a model nicotine products training program designed to ensure adherence to this part by dealers and their employees which, if followed, will qualify dealers as responsible dealers.

(5) Dealers shall exercise diligence in the management and supervision of their premises and in the supervision and training of their employees, agents, or servants. In proceedings to impose penalties under s. 569.35, proof that employees, agents, or servants of the dealer, while in the scope of their employment, committed at least three violations of s. 569.41 during a 180-day period shall be prima facie evidence of a lack of due diligence by the dealer in the management and supervision of his or her premises and in the supervision and training of employees, agents, officers, or servants.

(6) The division may consider qualification as a responsible retail nicotine products dealer under this section as evidence that the dealer properly exercised the diligence required under this section.

Section 29. Section 569.39, Florida Statutes, is created to read:

569.39 Rulemaking authority.—The division shall adopt rules to administer and enforce this part.

Section 30. Section 569.41, Florida Statutes, is created to read:

569.41 Selling, delivering, bartering, furnishing, or giving nicotine products to persons under 21 years of age; criminal penalties; defense.—

(1) It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, to any person who is under 21 years of age, any nicotine product.

(2) Any person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (1) for a second or subsequent time within 1 year after the first violation commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A person charged with a violation of subsection (1) has a complete defense if, at the time the nicotine product was sold, delivered, bartered, furnished, or given:

- (a) The buyer or recipient falsely evidenced that she or he was 21 years of age or older;
- (b) The appearance of the buyer or recipient was such that a prudent person would believe the buyer or recipient to be 21 years of age or older; and

(c) Such person carefully checked a driver license or an identification card issued by the state or another state of the United States, a passport, or a United States armed services identification card presented by the buyer or recipient and acted in good faith and in reliance upon the representation and appearance of the buyer or recipient in the belief that the buyer or recipient was 21 years of age or older.

Section 31. Section 569.42, Florida Statutes, is created to read:

569.42 Possession, misrepresenting age or military service to purchase, and purchase of nicotine products by persons under 21 years of age prohibited; penalties; jurisdiction; disposition of fines.—

(1) It is unlawful for any person under 21 years of age to knowingly possess any nicotine product. Any person under 21 years of age who violates this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine. In addition, the person must attend a school-approved anti-tobacco and anti-nicotine program, if locally available; or
- (b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.

Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(2) It is unlawful for any person under 21 years of age to misrepresent his or her age or military service for the purpose of inducing a dealer or an agent or employee of the dealer to sell, give, barter, furnish, or deliver any nicotine product, or to purchase, or attempt to purchase, any nicotine product from a person or a vending machine. Any person under 21 years of age who violates this subsection commits a noncriminal violation as defined in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco and anti-nicotine program, if available; or
- (b) For a second or subsequent violation within 12 weeks after the first violation, a \$25 fine.



Any second or subsequent violation not within the 12-week period after the first violation is punishable as provided for a first violation.

(3) Any person under 21 years of age cited for committing a noncriminal violation under this section must sign and accept a civil citation indicating a promise to appear before the county court or comply with the requirement for paying the fine and must attend a school-approved anti-tobacco and anti-nicotine program, if locally available. If a fine is assessed for a violation of this section, the fine must be paid within 30 days after the date of the citation or, if a court appearance is mandatory, within 30 days after the date of the hearing.

(4) A person charged with a noncriminal violation under this section must appear before the county court or comply with the requirement for paying the fine. The court, after a hearing, shall make a determination as to whether the noncriminal violation was committed. If the court finds the violation was committed, it shall impose an appropriate penalty as specified in subsection (1) or subsection (2). A person who participates in community service shall be considered an employee of the state for the purpose of chapter 440, for the duration of such service.

(5)(a) If a person under 21 years of age is found by the court to have committed a noncriminal violation under this section and the person has failed to complete community service, pay the fine as required by paragraph (1)(a) or paragraph (2)(a), or attend a school-approved anti-tobacco and anti-nicotine program, if locally available, the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 30 consecutive days.

(b) If a person under 21 years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to pay the applicable fine as required by paragraph (1)(b) or paragraph (2)(b), the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 45 consecutive days.

(6) Eighty percent of all civil penalties received by a county court under this section shall be remitted by the clerk of the court to the Department of Revenue for transfer to the Department of Education to provide for teacher training and for research and evaluation to reduce and prevent the use of nicotine products by children. The remaining 20 percent of civil penalties received by a county court under this section shall remain with the clerk of the county court to cover administrative costs.

Section 32. Section 569.43, Florida Statutes, is created to read:

569.43 Posting of a sign stating that the sale of nicotine products or nicotine dispensing devices to persons under 21 years of age is unlawful; enforcement; penalty.—

(1) A dealer that sells nicotine products shall post a clear and conspicuous sign in each place of business at which such products are sold which substantially states the following:

**THE SALE OF NICOTINE PRODUCTS OR NICOTINE DISPENSING DEVICES TO PERSONS UNDER THE AGE OF 21 IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.**

(2) The division shall make available to dealers of nicotine products signs that meet the requirements of subsection (1).

(3) Any dealer that sells nicotine products shall provide at the checkout counter in a location clearly visible to the dealer or the dealer's agent or employee instructional material in a calendar format or similar format to assist in determining whether a person is of legal age to purchase nicotine products. This point of sale material must contain substantially the following language:

**IF YOU WERE NOT BORN BEFORE THIS DATE  
(insert date and applicable year)  
YOU CANNOT BUY TOBACCO PRODUCTS, NICOTINE  
PRODUCTS, OR NICOTINE DISPENSING DEVICES.**

Upon approval by the division, in lieu of a calendar a dealer may use card readers, scanners, or other electronic or automated systems that can

verify whether a person is of legal age to purchase nicotine products. Failure to comply with the provisions contained in this subsection shall result in imposition of administrative penalties as provided in s. 569.35.

(4) The division, through its agents and inspectors, shall enforce this section.

(5) Any person who fails to comply with subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 33. Section 569.44, Florida Statutes, is created to read:

569.44 Annual report.—The division shall report annually with written findings to the Legislature and the Governor by December 31, on the progress of implementing the enforcement provisions of this part. This must include, but is not limited to:

(1) The number and results of compliance visits.

(2) The number of violations for failure of a retailer to hold a valid permit.

(3) The number of violations for selling nicotine products to persons under age 21, and the results of administrative hearings on the above and related issues.

(4) The number of persons under age 21 cited for violations of s. 569.42 and sanctions imposed as a result of citation.

Section 34. Section 569.45, Florida Statutes, is created to read:

569.45 Mail order, Internet, and remote sales of nicotine products; age verification.—

(1) For purposes of this section, the term:

(a) "Consumer" means a person in the state who comes into possession of any nicotine product who, at the time of possession, is not intending to sell or distribute the nicotine product, or is not a retailer.

(b) "Delivery sale" means any sale of nicotine products to a consumer in the state for which:

1. The consumer submits the order for the sale by telephonic or other voice transmission, mail, delivery service, or the Internet or other online service; or

2. The nicotine products are delivered by use of mail or a delivery service.

(c) "Delivery service" means any person engaged in the commercial delivery of letters, packages, or other containers.

(d) "Legal minimum purchase age" means the minimum age at which an individual may legally purchase nicotine products in the state.

(e) "Retailer" means any person who is required to obtain a retail nicotine products dealer permit or a retail tobacco products dealer permit, as defined in s. 569.002.

(f) "Shipping container" means a container in which nicotine products are shipped in connection with a delivery sale.

(g) "Shipping document" means a bill of lading, airbill, United States Postal Service form, or any other document used to verify the undertaking by a delivery service to deliver letters, packages, or other containers.

(2)(a) A sale of nicotine products constituting a delivery sale under paragraph (1)(b) is a delivery sale regardless of whether the person accepting the order for the delivery sale is located inside or outside the state.

(b) A retailer must obtain a retail nicotine products dealer permit or a retail tobacco products dealer permit, as defined in s. 569.002, from the division under the requirements of this chapter before accepting an order for a delivery sale.

(c) A person may not make a delivery sale of nicotine products to any individual who is not 21 years of age or older.

(d) Each person accepting an order for a delivery sale must comply with each of the following:

1. The age verification requirements set forth in subsection (3).
2. The disclosure requirements set forth in subsection (4).
3. The shipping requirements set forth in subsection (5).

(3) A person may not mail, ship, or otherwise deliver nicotine products in connection with an order for a delivery sale unless, before the first delivery to the consumer, the person accepting the order for the delivery sale:

(a) Obtains from the person submitting the order a certification that includes:

1. Reliable confirmation that the person is 21 years of age or older; and
2. A statement signed by the person in writing and under penalty of perjury which:

- a. Certifies the address and date of birth of the person; and
- b. Confirms that the person wants to receive delivery sales from a nicotine products company and understands that, under the laws of the state, the following actions are illegal:

(I) Signing another person's name to the certification;

(II) Selling nicotine products to individuals who are not 21 years of age or older; and

(III) Purchasing nicotine products, if the person making the purchase is not 21 years of age or older.

(b) Makes a good faith effort to verify the information contained in the certification provided by the individual under paragraph (a) against a commercially available database that may be reasonably relied upon for accurate age information or obtains a photocopy or other image of a valid government-issued identification card stating the date of birth or age of the individual.

(c) Provides to the individual, via electronic mail or other means, a notice meeting the requirements of subsection (4).

(d) If an order for nicotine products is made pursuant to an advertisement on the Internet, receives payment for the delivery sale from the consumer by a credit or debit card issued in the name of the consumer, or by personal or company check of the consumer.

(e) Submits, to each credit card acquiring company with which the

And the directory clause is amended as follows:

Delete line 278 and insert:

Section 8. Paragraph (c) of subsection (1) and paragraph (a) of subsection (2) of section

And the title is amended as follows:

Between lines 25 and 26 insert: requiring proof of age for certain purchases of tobacco products;

Pursuant to Rule 4.19, **CS for CS for SB 1080**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **SB 900** was deferred.

**SB 918**—A bill to be entitled An act relating to education; amending s. 1011.62, F.S.; requiring school districts to allocate a certain amount of specified funds to certain programs that prepare prospective students to

enroll in Advanced International Certificate of Education courses; requiring such funds to be spent on specified costs; requiring school districts to distribute specified bonuses to certain classroom teachers providing International General Certificate of Secondary Education instruction; requiring bonuses based on a student's specified score on the Advanced International Certificate of Education examination to be paid to all Advanced International Certificate of Education teachers instead of only full-credit Advanced International Certificate of Education teachers; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 918**, pursuant to Rule 3.11(3), there being no objection, **HB 827** was withdrawn from the Committee on Appropriations.

On motion by Senator Bradley—

**HB 827**—A bill to be entitled An act relating to school district funding; amending s. 1011.62, F.S.; requiring school districts to allocate a certain amount of specified funds to certain programs that prepare prospective students to enroll in Advanced International Certificate of Education courses; requiring such funds to be spent on specified costs; requiring school districts to distribute specified bonuses to certain classroom teachers providing International General Certificate of Secondary Education instruction; requiring bonuses based on a student's specified score on the Advanced International Certificate of Education examination to be paid to all Advanced International Certificate of Education teachers instead of only full-credit Advanced International Certificate of Education teachers; providing an effective date.

—a companion measure, was substituted for **SB 918** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote, **HB 827** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Berman	Garcia	Rodrigues
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Bean

On motion by Senator Baxley—

**CS for CS for CS for SB 90**—A bill to be entitled An act relating to election administration; amending s. 97.052, F.S.; revising requirements for the uniform statewide voter registration application; amending s. 97.0525, F.S.; authorizing an applicant to submit an online voter registration application using the last four digits of the applicant's social security number; prescribing procedures for applicants who submit an application using the last four digits of their social security numbers; specifying additional requirements for comprehensive risk assessments of the online voter registration system; amending s. 97.053, F.S.; revising requirements governing the acceptance of voter registration applications; amending s. 97.057, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assist the Department of State in identifying certain residence address changes; requiring the Department of State to report such changes to supervisors of

elections; amending s. 97.0575, F.S.; revising requirements for third-party voter registration organizations; providing applicability; revising circumstances under which a third-party voter registration organization is subject to fines for violations regarding the delivery of voter registration applications; revising requirements for Division of Elections rules governing third-party voter registration organizations; amending s. 97.0585, F.S.; deleting an exemption from public records requirements for information related to a voter registration applicant's or voter's prior felony conviction and his or her restoration of voting rights to conform to changes made by the act; amending s. 97.1031, F.S.; revising requirements for notifying the supervisor of address changes; modifying procedures for submitting changes of name or party affiliation to conform to changes made by the act; amending s. 98.0981, F.S.; providing that certain ballot types or precinct subtotals may not be reported in precinct-level election results; requiring supervisors to post live turnout data for election day voting and vote-by-mail ballot statistics on their websites; requiring supervisors to transmit live turnout data to the Division of Elections; directing the division to create and maintain a statewide voter turnout dashboard on its website using such data; amending s. 99.021, F.S.; requiring a person seeking to qualify for office as a candidate with no party affiliation to subscribe to an oath or affirmation that he or she is registered without party affiliation and has not been a registered member of a political party for a specified timeframe; amending ss. 99.061 and 99.063, F.S.; conforming provisions to changes made by the act; amending s. 101.043, F.S.; deleting a provision that prohibits the use of an address appearing on identification presented by an elector at the polls as a basis to confirm an elector's legal residence; deleting a provision that prohibits a clerk or an inspector from asking an elector to provide additional identification information under specified circumstances; creating s. 101.046, F.S.; prescribing procedures and limitations governing signature verification; defining the term "wet signature"; amending s. 101.051, F.S.; prohibiting certain solicitation of voters at drop box locations; increasing the no-solicitation zone surrounding a drop box location or the entrance of a polling place or an early voting site wherein certain activities are prohibited; amending s. 101.545, F.S.; requiring ballots, forms, and election materials to be retained for a specified minimum timeframe following an election; amending s. 101.5605, F.S.; revising the timeframe within which the department must approve or disapprove a voting system submitted for certification; amending s. 101.5614, F.S.; revising requirements for making true duplicate copies of vote-by-mail ballots under certain circumstances; requiring that an observer of the duplication of ballots be provided certain allowances; requiring the canvassing board to take certain action in response to an objection to a ballot duplicate; amending s. 101.591, F.S.; revising the timeframe and requirements for the voting systems audit report submitted to the department; amending s. 101.595, F.S.; requiring a specified report regarding overvotes and undervotes to be submitted with the voting systems audit report; revising the date by which the department must submit the report to the Governor and Legislature; amending s. 101.62, F.S.; limiting the duration of requests for vote-by-mail ballots to all elections through the end of the calendar year of the next regularly scheduled general election; specifying applicability; requiring certain vote-by-mail ballot requests to include additional identifying information regarding the requesting elector; requiring supervisors of elections to record whether a voter's certificate on a vote-by-mail ballot has a mismatched signature; revising the definition of the term "immediate family" to conform to changes made by the act; prohibiting counties, municipalities, and state agencies from sending vote-by-mail ballots to voters absent a request; providing exceptions; amending s. 101.64, F.S.; prohibiting the display of an absent elector's party affiliation or other partisan information on the outside of vote-by-mail ballots and return and secrecy envelopes; amending s. 101.68, F.S.; specifying that the supervisor may not use any knowledge of a voter's party affiliation during the signature comparison process; authorizing the canvassing of vote-by-mail ballots upon the completion of the public preelection testing of automatic tabulating equipment; amending s. 101.69, F.S.; revising requirements governing the placement and supervision of secure drop boxes for the return of vote-by-mail ballots; requiring the supervisor to designate drop box locations in advance of an election; prohibiting changes in drop box locations for an election after their initial designation; specifying requirements regarding the retrieval of vote-by-mail ballots returned in a drop box; providing that the supervisor is subject to a civil penalty for certain violations regarding drop boxes; amending s. 102.031, F.S.; prohibiting certain solicitation activities within a specified area surrounding a drop box; revising the definition of "solicit" and "solicitation" to include the giving, or attempting to give,

any item to a voter by certain persons; providing for construction; restricting certain persons from prohibiting the solicitation of voters by a candidate or a candidate's designee outside of the no-solicitation zone; amending s. 102.141, F.S.; requiring the names of canvassing board members be published on the supervisor's website before the tabulation of any vote-by-mail ballots in an election; authorizing each political party and candidate to have one watcher at canvassing board meetings within a distance that allows him or her to directly observe proceedings; requiring additional information be included in public notices of canvassing board meetings; amending s. 104.0616, F.S.; revising the definition of "immediate family"; prohibiting any person from distributing, ordering, requesting, collecting, delivering, or otherwise physically possessing more than two vote-by-mail ballots of other electors per election, not including immediate family members; providing exceptions; providing a penalty; providing effective dates.

—was read the second time by title.

Senator Jones moved the following amendment which failed:

**Amendment 1 (832704) (with title amendment)**—Between lines 451 and 452 insert:

Section 6. Section 97.0583, Florida Statutes, is amended to read:

97.0583 Voter registration at *secondary schools and* qualifying educational institutions.—

(1) *Secondary schools are encouraged to provide opportunities for preregistration for students 16 years of age and older to help ensure greater participation in the electoral process once students are eligible to vote upon reaching 18 years of age.*

(2) Each qualifying educational institution shall provide each student enrolled in that institution the opportunity to register to vote or to update a voter registration record on each campus at least once a year. Qualifying educational institutions are also encouraged to provide voter registration services at other times and places, such as upon application for financial aid, during admissions, at registration, upon issuance of student identifications, and at new-student orientation.

And the title is amended as follows:

Delete line 27 and insert: voter registration organizations; amending s. 97.0583, F.S.; encouraging secondary schools to provide opportunities for preregistration for certain students; amending s. 97.0585,

Senator Brandes moved the following amendments which failed:

**Amendment 2 (869250) (with title amendment)**—Delete lines 254-349 and insert:

(c)1. *If the applicant has submitted the last four digits of his or her social security number, the online voter registration system must verify the last four digits of the social security number in accordance with s. 97.053(6). The applicant must also provide an electronic image of his or her signature. The department shall adopt rules to authorize a secure method for an applicant to upload or otherwise provide a high-quality electronic image of his or her signature through the online voter registration system.*

2. *If the last four digits of the applicant's social security number are verified pursuant to s. 97.053(6), the online voter registration system shall transmit, using the statewide voter registration system maintained pursuant to s. 98.035, the applicant's registration application, along with the electronic image of the applicant's signature provided pursuant to subparagraph 1., to the supervisor of elections. The electronic image of the applicant's signature satisfies the signature requirement of s. 97.052(2)(q).*

(d) *If the applicant's name and date of birth cannot be verified by the records of the Department of Highway Safety and Motor Vehicles, or if the last four digits of the applicant's social security number cannot be verified, applicant indicated that he or she has not been issued a Florida driver license or Florida identification card, the online voter registration system shall populate the applicant's information into a printable voter registration application pursuant to s. 97.052(2) and direct the applicant to print, sign, and date the application and deliver the application to the supervisor of elections for disposition pursuant to s. 97.073.*

Section 3. Paragraph (a) of subsection (5) and subsection (6) of section 97.053, Florida Statutes, are amended to read:

97.053 Acceptance of voter registration applications.—

(5)(a) A voter registration application is complete if it contains the following information necessary to establish the applicant's eligibility pursuant to s. 97.041, including:

1. The applicant's name.
2. The applicant's address of legal residence, including a distinguishing apartment, suite, lot, room, or dormitory room number or other identifier, if appropriate. Failure to include a distinguishing apartment, suite, lot, room, or dormitory room or other identifier on a voter registration application does not impact a voter's eligibility to register to vote or cast a ballot, and such an omission may not serve as the basis for a challenge to a voter's eligibility or reason to not count a ballot.
3. The applicant's date of birth.
4. A mark in the checkbox affirming that the applicant is a citizen of the United States.

5.a. The applicant's current and valid Florida driver license number or the identification number from a Florida identification card issued under s. 322.051, or

b. If the applicant has not been issued a current and valid Florida driver license or a Florida identification card, the last four digits of the applicant's social security number.

In case an applicant has not been issued a current and valid Florida driver license, Florida identification card, or social security number, the applicant shall affirm this fact in the manner prescribed in the uniform statewide voter registration application.

6. A mark in the ~~applicable~~ checkbox affirming that the applicant has not been convicted of a felony or that, if convicted, ~~has had his or her civil rights restored through executive clemency, or has had his or her voting rights restored pursuant to s. 4, Art. VI of the State Constitution.~~

7. A mark in the checkbox affirming that the applicant has not been adjudicated mentally incapacitated with respect to voting or that, if so adjudicated, has had his or her right to vote restored.

8. The original signature or a digital signature transmitted by the Department of Highway Safety and Motor Vehicles of the applicant swearing or affirming under the penalty for false swearing pursuant to s. 104.011 that the information contained in the registration application is true and subscribing to the oath required by s. 3, Art. VI of the State Constitution and s. 97.051.

(6) A voter registration application, *including an application with a change in name, address, or party affiliation*, may be accepted as valid only after the department has verified the authenticity or nonexistence of the driver license number, the Florida identification card number, or the last four digits of the social security number provided by the applicant. If a completed voter registration application has been received by the book-closing deadline but the driver license number, the Florida identification card number, or the last four digits of the social security number provided by the applicant cannot be verified, the applicant shall be notified that the number cannot be verified and that the applicant must provide evidence to the supervisor sufficient to verify the authenticity of the applicant's driver license number, Florida identification card number, or last four digits of the social security number. If the applicant provides the necessary evidence, the supervisor shall place the applicant's name on the registration rolls as an active voter. If the applicant has not provided the necessary evidence or the number has not otherwise been verified prior to the applicant presenting himself or herself to vote, the applicant shall be provided a provisional ballot. The provisional ballot shall be counted only if the number is verified by the end of the canvassing period or if the applicant presents evidence to the supervisor of elections sufficient to verify the authenticity of the applicant's driver license number, Florida identification card number, or

last four digits of the social security number no later than 5 p.m. of the second day following the election.

Section 4. Effective July 1, 2022, paragraph (a) of subsection (5) of section 97.053, Florida Statutes, as amended by section 3 of this act, is amended to read:

97.053 Acceptance of voter registration applications.—

(5)(a) A voter registration application is complete if it contains the following information necessary to establish the applicant's eligibility pursuant to s. 97.041, including:

1. The applicant's name.
2. The applicant's address of legal residence, including a distinguishing apartment, suite, lot, room, or dormitory room number or other identifier, if appropriate. Failure to include a distinguishing apartment, suite, lot, room, or dormitory room or other identifier on a voter registration application does not impact a voter's eligibility to register to vote or cast a ballot, and such an omission may not serve as the basis for a challenge to a voter's eligibility or reason to not count a ballot.
3. The applicant's date of birth.
4. A mark in the checkbox affirming that the applicant is a citizen of the United States.

5.a. The applicant's current and valid Florida driver license number or the identification number from a Florida identification card issued under s. 322.051, or

b. If the applicant has not been issued a current and valid Florida driver license or a Florida identification card, the last four digits of the applicant's social security number.

In case an applicant has not been issued a current and valid Florida driver license, Florida identification card, or social security number, the applicant shall affirm this fact in the manner prescribed in the uniform statewide voter registration application.

6. A mark in the checkbox affirming that the applicant has not been convicted of a felony or that, if convicted, has had his or her voting rights restored.

7. A mark in the checkbox affirming that the applicant has not been adjudicated mentally incapacitated with respect to voting or that, if so adjudicated, has had his or her right to vote restored.

8. The original signature, *an electronic image of a signature transmitted pursuant to s. 97.0525(4)(c)*, or a digital signature transmitted by the Department of Highway Safety and Motor Vehicles of the applicant swearing or affirming under the penalty for false swearing pursuant to s. 104.011 that the information contained in the registration application is true and subscribing to the oath required by s. 3, Art. VI of the State Constitution and s. 97.051.

And the title is amended as follows:

Delete line 12 and insert: registration system; requiring certain applicants to provide an electronic image of their signature; requiring the Department of State to adopt certain rules governing electronic images of applicants' signatures; amending s. 97.053, F.S.;

**Amendment 3 (218458) (with title amendment)**—Delete lines 350-360 and insert:

Section 4. Effective July 1, 2022, present subsections (4) through (12) of section 97.057, Florida Statutes, are redesignated as subsections (5) through (13), respectively, a new subsection (4) and subsection (14) are added to that section, and subsections (1) and (2) of that section are amended, to read:

97.057 Voter registration by the Department of Highway Safety and Motor Vehicles.—

(1) The Department of Highway Safety and Motor Vehicles shall provide the opportunity to register to vote ~~or to update a voter registration record~~ to each individual *who is not registered to vote in this state who comes to an office of that department to:*

- (a) Apply for or renew a driver license;
- (b) Apply for or renew an identification card pursuant to chapter 322; or
- (c) Change an address on an existing driver license or identification card.

(2) The Department of Highway Safety and Motor Vehicles shall:

(a) Notify each individual *subject to subsection (1)*, orally or in writing, that:

1. Information gathered for the completion of a driver license or identification card application, renewal, or change of address can be automatically transferred to a voter registration application;

2. If additional information and a signature are provided, the voter registration application will be completed and sent to the proper election authority;

~~3. Information provided can also be used to update a voter registration record;~~

~~4. All declinations will remain confidential and may be used only for voter registration purposes; and~~

~~4.5. The particular driver license office in which the person applies to register to vote or updates a voter registration record will remain confidential and may be used only for voter registration purposes.~~

(b) Require a driver license examiner to inquire orally or, if the applicant is hearing impaired, inquire in writing whether the applicant wishes to register to vote ~~or update a voter registration record~~ during the completion of a driver license or identification card application, renewal, or change of address.

1. If the applicant chooses to register to vote ~~or to update a voter registration record~~:

a. All applicable information received by the Department of Highway Safety and Motor Vehicles in the course of filling out the forms necessary under subsection (1) must be transferred to a voter registration application.

b. The additional necessary information must be obtained by the driver license examiner and must not duplicate any information already obtained while completing the forms required under subsection (1).

c. A voter registration application with all of the applicant's voter registration information required to establish the applicant's eligibility pursuant to s. 97.041 must be presented to the applicant to review and verify the voter registration information received and provide an electronic signature affirming the accuracy of the information provided.

2. If the applicant declines to register to vote, ~~update the applicant's voter registration record, or change the applicant's address~~ by either orally declining or by failing to sign the voter registration application, the Department of Highway Safety and Motor Vehicles must note such declination on its records and shall forward the declination to the statewide voter registration system.

(4) *If a registered or preregistered voter submits a change of address to the Department of Highway Safety and Motor Vehicles, or supplies an address of legal residence as part of a driver license or identification card application or renewal which differs from the address in the person's voter registration record, the Department of Highway Safety and Motor Vehicles must electronically transmit within 24 hours after receipt the information necessary to update the person's voter registration record to the statewide voter registration system. The person's voter registration shall be updated in accordance with s. 98.065(4)(a).*

(14) *The Department of Highway Safety and Motor Vehicles and the Department of State shall prescribe a method by which a driver license office, upon obtaining a person's full name, date of birth, driver license or state identification number, address of legal residence, and mailing address if different from the address of legal residence, may immediately use the information in the statewide voter registration system to determine whether the person is registered or preregistered to vote in this state and, if so, whether the person is registered or preregistered at the address of legal residence the person provided to the Department of Highway Safety and Motor Vehicles.*

Section 5. Effective July 1, 2022, paragraph (b) of subsection (4) of section 98.045, Florida Statutes, is amended to read:

98.045 Administration of voter registration.—

(4) STATEWIDE ELECTRONIC DATABASE OF VALID RESIDENTIAL STREET ADDRESSES.—

(b) The department shall make the statewide database of valid street addresses available to the Department of Highway Safety and Motor Vehicles as provided in s. 97.057(11) ~~or 97.057(10)~~. The Department of Highway Safety and Motor Vehicles shall use the database for purposes of validating the legal residential addresses provided in voter registration applications received by the Department of Highway Safety and Motor Vehicles.

And the title is amended as follows:

Delete lines 15-19 and insert: F.S.; revising procedures governing voter registration by the Department of Highway Safety and Motor Vehicles; modifying procedures for updates to voter registration records; providing for the electronic transmittal of change of address information in accordance with specified requirements; requiring the Department of Highway Safety and Motor Vehicles and the Department of State to prescribe a method to verify the registration or preregistration status of certain individuals; amending s. 98.045, F.S.; conforming a cross-reference; amending s.

Senator Jones moved the following amendments which failed:

**Amendment 4 (348670)**—Delete lines 388-395 and insert: *the next ensuing election. The third-party voter registration organization must inform the*

**Amendment 5 (536600) (with title amendment)**—Between lines 509 and 510 insert:

Section 8. Subsection (5) is added to section 98.0751, Florida Statutes, to read:

98.0751 Restoration of voting rights; termination of ineligibility subsequent to a felony conviction.—

(5) *An entity that issues a notification under s. 944.705(7)(a), s. 947.24(3), s. 948.041, or s. 951.29, or the sentencing court if none of those sections apply, must notify the appropriate supervisor of elections of the person who has been disqualified from voting based on a felony conviction for an offense other than murder or a felony sexual offense. Upon receipt of such information, the supervisor must provide a notification to any such person stating that he or she is eligible for voting rights restoration upon payment of any outstanding fines or fees so long as he or she has completed all other terms of sentence and meets any other requirements under s. 4, Art. VI of the State Constitution and this code.*

And the title is amended as follows:

Between lines 36 and 37 insert: 98.0751, F.S.; requiring the supervisor to provide a notice regarding voting rights restoration to specified persons; amending s.

#### SENATOR BEAN PRESIDING

Senator Brandes moved the following amendment which failed:

**Amendment 6 (525692)**—Delete lines 549-553 and insert:

(b) Beginning at 7 p.m. on election day, the supervisor must, at least once every hour while actively counting, post on his or her website the number of vote-by-mail ballots that have been received and the number of vote-by-mail ballots that remain uncounted.

Senator Polsky moved the following amendment which failed:

**Amendment 7 (441962) (with title amendment)**—Between lines 616 and 617 insert:

Section 12. Section 13. Subsection (1) of section 100.141, Florida Statutes, is amended to read:

100.141 Notice of special election to fill any vacancy in office.—

(1) Whenever a special election is required to fill any vacancy in office, the Governor, after consultation with the Secretary of State, shall issue an order declaring on what day the election shall be held and deliver the order to the Department of State. *The Governor shall issue the order within 14 calendar days of the occurrence of the vacancy.*

Section 13. *The amendments made by this act to s. 100.141, Florida Statutes, shall also apply to any vacancy in an elective office existing on the effective date of this act which may only be filled by election, regardless of whether the vacancy was created before the effective date of this act.*

And the title is amended as follows:

Delete line 53 and insert: act; amending s. 100.141, F.S.; requiring the Governor to issue an order calling a special election within a specified timeframe following a vacancy; specifying applicability; amending s. 101.043, F.S.; deleting a provision

The vote was:

Yeas—16

Ausley	Gibson	Stewart
Berman	Jones	Taddeo
Book	Pizzo	Thurston
Bracy	Polsky	Torres
Cruz	Powell	
Farmer	Rouson	

Nays—23

Albritton	Burgess	Mayfield
Baxley	Diaz	Passidomo
Bean	Gainer	Perry
Boyd	Garcia	Rodrigues
Bradley	Gruters	Rodriguez
Brandes	Harrell	Stargel
Brodeur	Hooper	Wright
Broxson	Hutson	

Senator Baxley moved the following amendment which was adopted:

**Amendment 8 (649842) (with title amendment)**—Delete lines 641-651.

And the title is amended as follows:

Delete lines 60-62 and insert: circumstances;

Senator Jones moved the following amendment which failed:

**Amendment 9 (792326) (with title amendment)**—Delete lines 652-692.

And the title is amended as follows:

Delete lines 63-68 and insert: amending s. 101.545, F.S.; requiring

Senator Brandes moved the following amendment which was adopted:

**Amendment 10 (297608)**—Delete lines 722-730 and insert: ballot containing an undervoted race, if there is a clear indication on the ballot that the voter has made a definite choice in the overvoted or undervoted race or ballot measure. A duplicate in which every race is undervoted which shall include all valid votes as determined by the canvassing board based on rules adopted by the division pursuant to s. 102.166(4). A duplicate may not include a vote if the voter's intent in such race or on such ballot measure is not clear ~~in which every race is undervoted which shall include all valid votes as determined by the canvassing board based on rules adopted by the division pursuant to s. 102.166(4).~~ Upon request, a physically present candidate, a political party official, a political committee official, or an authorized designee thereof, must be allowed to observe the duplication of ballots. *The observer must be able to observe the duplication of*

Senator Cruz moved the following amendment which failed:

**Amendment 11 (137780) (with title amendment)**—Delete lines 919-921 and insert:

Section 21. Section 101.65, Florida Statutes, is amended to read:

101.65 Instructions to absent electors.—The supervisor shall enclose with each vote-by-mail ballot separate printed instructions in substantially the following form; however, where the instructions appear in capitalized text, the text of the printed instructions must be in bold font:

**READ THESE INSTRUCTIONS CAREFULLY  
BEFORE MARKING BALLOT.**

1. **VERY IMPORTANT.** In order to ensure that your vote-by-mail ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 7 p.m. on the day of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote-by-mail ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election. Note that the later you return your ballot, the less time you will have to cure any signature deficiencies, which is authorized until 5 p.m. on the 2nd day after the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one candidate, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope.

5. Insert the secrecy envelope into the enclosed mailing envelope which is addressed to the supervisor.

6. Seal the mailing envelope and completely fill out the Voter's Certificate on the back of the mailing envelope.

7. **VERY IMPORTANT.** In order for your vote-by-mail ballot to be counted, you must sign your name on the line above (Voter's Signature). A vote-by-mail ballot will be considered illegal and not be counted if the signature on the voter's certificate does not match the signature on record. The signature on file at the time the supervisor of elections in the county in which your precinct is located receives your vote-by-mail ballot is the signature that will be used to verify your signature on the voter's certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received before your vote-by-mail ballot is received.

8. **VERY IMPORTANT.** If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

9. Mail, deliver, or have delivered the completed mailing envelope. ~~Be sure there is sufficient postage if mailed.~~ **THE COMPLETED**

MAILING ENVELOPE CAN BE DELIVERED TO THE OFFICE OF THE SUPERVISOR OF ELECTIONS OF THE COUNTY IN WHICH YOUR PRECINCT IS LOCATED OR DROPPED OFF AT AN AUTHORIZED SECURE DROP BOX, AVAILABLE AT EACH EARLY VOTING LOCATION.

10. **FELONY NOTICE.** It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

Section 22. Subsection (2) of section 101.6921, Florida Statutes, is amended to read:

101.6921 Delivery of special vote-by-mail ballot to certain first-time voters.—

(2) The supervisor shall enclose with each vote-by-mail ballot three envelopes: a secrecy envelope, into which the absent elector will enclose his or her marked ballot; an envelope containing the Voter's Certificate, into which the absent elector shall place the secrecy envelope; and a *postage paid* mailing envelope, which shall be addressed to the supervisor and into which the absent elector will place the envelope containing the Voter's Certificate and a copy of the required identification.

Section 23. Subsection (2) of section 101.6923, Florida Statutes, is amended to read:

101.6923 Special vote-by-mail ballot instructions for certain first-time voters.—

(2) A voter covered by this section shall be provided with printed instructions with his or her vote-by-mail ballot in substantially the following form:

**READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.**

1. In order to ensure that your vote-by-mail ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 7 p.m. on the date of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote-by-mail ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope and seal the envelope.

5. Insert the secrecy envelope into the enclosed envelope bearing the Voter's Certificate. Seal the envelope and completely fill out the Voter's Certificate on the back of the envelope.

- a. You must sign your name on the line above (Voter's Signature).
- b. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.
- c. A vote-by-mail ballot will be considered illegal and will not be counted if the signature on the Voter's Certificate does not match the signature on record. The signature on file at the start of the canvass of the vote-by-mail ballots is the signature that will be used to verify your signature on the Voter's Certificate. If you need to update your signature on the Voter's Certificate. If you need to update your signature for this election, send your signature update on a voter regis-

tration application to your supervisor of elections so that it is received before your vote-by-mail ballot is received.

6. Unless you meet one of the exemptions in Item 7., you must make a copy of one of the following forms of identification:

- a. Identification which must include your name and photograph: United States passport; debit or credit card; military identification; student identification; retirement center identification; neighborhood association identification; public assistance identification; veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or an employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or

- b. Identification which shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter information card).

7. The identification requirements of Item 6. do not apply if you meet one of the following requirements:

- a. You are 65 years of age or older.
- b. You have a temporary or permanent physical disability.
- c. You are a member of a uniformed service on active duty who, by reason of such active duty, will be absent from the county on election day.
- d. You are a member of the Merchant Marine who, by reason of service in the Merchant Marine, will be absent from the county on election day.
- e. You are the spouse or dependent of a member referred to in paragraph c. or paragraph d. who, by reason of the active duty or service of the member, will be absent from the county on election day.
- f. You are currently residing outside the United States.

8. Place the envelope bearing the Voter's Certificate into the mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. **DO NOT PUT YOUR IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR BALLOT WILL NOT COUNT.**

9. Mail, deliver, or have delivered the completed mailing envelope. ~~Be sure there is sufficient postage if mailed.~~

10. **FELONY NOTICE.** It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

Section 24. Subsection (1) of section 101.64, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

101.64 Delivery of vote-by-mail ballots; envelopes; form.—

(1) The supervisor shall enclose with each vote-by-mail ballot two envelopes: a secrecy envelope, into which the absent elector shall enclose his or her marked ballot; and a *postage paid* mailing envelope, into which the absent elector shall then place the secrecy envelope, which shall be addressed to the supervisor and also bear on the back side a certificate in substantially the following form:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter's Certificate.

#### VOTER'S CERTIFICATE

I, ..., do solemnly swear or affirm that I am a qualified and registered voter of .... County, Florida, and that I have not and will not vote more than one ballot in this election. I understand that if I commit or attempt to commit any fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election, I can be convicted of a felony of the

third degree and fined up to \$5,000 and/or imprisoned for up to 5 years. I also understand that failure to sign this certificate will invalidate my ballot.

_____ (Date)	_____ (Voter's Signature)
_____ (E-Mail Address)	_____ (Home Telephone Number)
	_____ (Mobile Telephone Number)

And the title is amended as follows:

Delete line 101 and insert: exceptions; amending ss. 101.65, 101.6921, and 101.6923, F.S.; requiring the supervisor of elections to enclose a postage paid mailing envelope with each vote-by-mail ballot; conforming provisions to changes made by the act; amending s. 101.64, F.S.; requiring the supervisor of elections to enclose a postage paid mailing envelope with each vote-by-mail ballot; prohibiting the

The vote was:

Yeas—16

Ausley	Gibson	Stewart
Berman	Jones	Taddeo
Book	Pizzo	Thurston
Bracy	Polsky	Torres
Cruz	Powell	
Farmer	Rouson	

Nays—24

Mr. President	Broxson	Hutson
Albritton	Burgess	Mayfield
Baxley	Diaz	Passidomo
Bean	Gainer	Perry
Boyd	Garcia	Rodriguez
Bradley	Gruters	Rodriguez
Brandes	Harrell	Stargel
Brodeur	Hooper	Wright

Senator Jones moved the following amendments which failed:

**Amendment 12 (497334) (with title amendment)**—Between lines 925 and 926 insert:

Section 22. Section 101.65, Florida Statutes, is amended to read:

101.65 Instructions to absent electors.—The supervisor shall enclose with each vote-by-mail ballot separate printed instructions in substantially the following form; however, where the instructions appear in capitalized text, the text of the printed instructions must be in bold font:

**READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING BALLOT.**

1. VERY IMPORTANT. In order to ensure that your vote-by-mail ballot will be counted, it should be completed and returned as soon as possible so that it can be *postmarked or dated no later than the day of the election, if mailed, and reach the supervisor of elections of the county in which your precinct is located no later than 10 days after 7 p.m. on the date day of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote by mail ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election.* Note that the later you return your ballot, the less time you will have to cure any signature deficiencies, which is authorized until 5 p.m. on the 2nd day after the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate

and you vote for more than one candidate, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope.

5. Insert the secrecy envelope into the enclosed mailing envelope which is addressed to the supervisor.

6. Seal the mailing envelope and completely fill out the Voter's Certificate on the back of the mailing envelope.

7. VERY IMPORTANT. In order for your vote-by-mail ballot to be counted, you must sign your name on the line above (Voter's Signature). A vote-by-mail ballot will be considered illegal and not be counted if the signature on the voter's certificate does not match the signature on record. The signature on file at the time the supervisor of elections in the county in which your precinct is located receives your vote-by-mail ballot is the signature that will be used to verify your signature on the voter's certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received before your vote-by-mail ballot is received.

8. VERY IMPORTANT. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

9. Mail, deliver, or have delivered the completed mailing envelope. Be sure there is sufficient postage if mailed. **THE COMPLETED MAILING ENVELOPE CAN BE DELIVERED TO THE OFFICE OF THE SUPERVISOR OF ELECTIONS OF THE COUNTY IN WHICH YOUR PRECINCT IS LOCATED OR DROPPED OFF AT AN AUTHORIZED SECURE DROP BOX, AVAILABLE AT EACH EARLY VOTING LOCATION.**

10. FELONY NOTICE. It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

Section 23. Subsection (2) of section 101.67, Florida Statutes, is amended to read:

101.67 Safekeeping of mailed ballots; deadline for receiving vote-by-mail ballots.—

(2) ~~Except as provided in s. 101.6952(5),~~ All marked absent electors' ballots to be counted must be *postmarked or dated no later than the day of the election and received by the supervisor by 10 days after 7 p.m. the date day* of the election. All ballots received thereafter shall be marked with the time and date of receipt and filed in the supervisor's office.

And the title is amended as follows:

Between lines 104 and 105 insert: amending s. 101.65, F.S.; revising instructions to absent electors to conform to changes made by the act; amending s. 101.67, F.S.; revising the deadline by which the supervisor must receive a vote-by-mail ballot;

**Amendment 13 (471968) (with title amendment)**—Delete lines 983-985.

And the title is amended as follows:

Delete lines 113-117 and insert: return of vote-by-mail ballots; specifying requirements regarding the

Senator Berman moved the following amendment which failed:

**Amendment 14 (257964) (with directory and title amendments)**—Delete lines 992-995.

And the directory clause is amended as follows:

Delete lines 967-968 and insert: Statutes, is amended to read:

And the title is amended as follows:

Delete lines 119-121 and insert: box; amending s. 102.031, F.S.; prohibiting certain



Senator Cruz moved the following amendment which was adopted:

**Amendment 15 (244586)**—Delete line 1146 and insert: provided in ss. 101.6105-101.694, *including supervised voting at assisted living facilities and nursing home facilities as authorized under s. 101.655*, commits a misdemeanor of the

#### THE PRESIDENT PRESIDING

#### SENATOR BEAN PRESIDING

Pursuant to Rule 4.19, **CS for CS for CS for SB 90**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**CS for CS for CS for SB 750**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms “infrastructure” and “public facilities”; requiring local governments and special districts to credit against the collection of impact fees any contribution related to public facilities or infrastructure; providing conditions under which credits may not be applied; providing limitations on impact fee increases; providing for retroactive operation; requiring specified entities to submit an affidavit attesting that impact fees were appropriately collected and expended; providing for retroactive applicability; requiring school districts to report specified information regarding impact fees; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 750**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 337** was withdrawn from the Committee on Appropriations.

On motion by Senator Gruters—

**CS for CS for CS for HB 337**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; defining the terms “infrastructure” and “public facilities”; requiring local governments and special districts to credit against the collection of impact fees any contribution related to public facilities or infrastructure; providing conditions under which credits may not be applied; providing limitations on impact fee increases; providing for retroactive operation; requiring specified entities to submit an affidavit attesting that impact fees were appropriately collected and expended; providing that impact fee credits are assignable and transferable regardless of when they the credits were established; requiring school districts to report specified information regarding impact fees; providing a directive to the Division of Law Revision; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 750** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 337** was placed on the calendar of Bills on Third Reading.

**SB 848**—A bill to be entitled An act relating to electronic legal documents; amending s. 117.201, F.S.; revising the definition of the term “online notarization”; amending s. 117.285, F.S.; clarifying that supervising the witnessing of an electronic record by an online notary public is a notarial act; specifying applicability of online notarization procedures to supervision of the witnessing of an electronic record; modifying witnessing procedures; revising applicability; amending s. 709.2119, F.S.; revising the statutory form for an affidavit for acceptance of and reliance upon a power of attorney to reflect means of notarization; amending s. 732.401, F.S.; revising the statutory form for the notice of election relating to the descent of homestead property to reflect means of notarization; amending s. 732.503, F.S.; revising the statutory form for the self-proof of a will or codicil to reflect means of notarization; amending s. 732.521, F.S.; conforming a cross-reference; amending s. 732.703, F.S.; revising statutory forms relating to the disposition of certain assets at death to reflect means of notarization; amending s. 747.051, F.S.; revising the form for a petition of summary relief for the sale or transfer of certain property owned by an absentee to reflect

means of notarization; providing for construction and retroactive application; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 848**, pursuant to Rule 3.11(3), there being no objection, **HB 483** was withdrawn from the Committee on Rules.

On motion by Senator Powell—

**HB 483**—A bill to be entitled An act relating to electronic legal documents; amending s. 117.201, F.S.; revising the definition of the term “online notarization”; amending s. 117.285, F.S.; clarifying that supervising the witnessing of an electronic record by an online notary public is a notarial act; specifying applicability of online notarization procedures to supervision of the witnessing of an electronic record; modifying witnessing procedures; revising applicability; amending s. 709.2119, F.S.; revising the statutory form for an affidavit for acceptance of and reliance upon a power of attorney to reflect means of notarization; amending s. 732.401, F.S.; revising the statutory form for the notice of election relating to the descent of homestead property to reflect means of notarization; amending s. 732.503, F.S.; revising the statutory form for the self-proof of a will or codicil to reflect means of notarization; amending s. 732.521, F.S.; conforming a cross-reference; amending s. 732.703, F.S.; revising statutory forms relating to the disposition of certain assets at death to reflect means of notarization; amending s. 747.051, F.S.; revising the form for a petition of summary relief for the sale or transfer of certain property owned by an absentee to reflect means of notarization; providing for construction and retroactive application; providing an effective date.

—a companion measure, was substituted for **SB 848** and read the second time by title.

On motion by Senator Powell, by two-thirds vote, **HB 483** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for SB 1532** was deferred.

On motion by Senator Burgess—

**CS for CS for SB 1786**—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.301, F.S.; revising legislative intent; amending s. 766.303, F.S.; requiring the Florida Birth-Related Neurological Injury Compensation Association to administer the Florida Birth-Related Neurological Injury Compensation Plan in a specified manner; amending s. 766.305, F.S.; requiring that, if a physician is involved in more than one filed claim, the Division of Medical Quality Assurance of the Department of Health review all such claims together when making certain determinations; amending s. 766.31, F.S.; revising requirements for the award for compensation for claims under the plan; increasing the maximum amount that may be awarded to the parents or legal guardians of an infant found to have sustained a birth-related neurological injury, as of

a specified date; requiring that the maximum award amount be increased by a certain percentage annually; requiring the plan to provide retroactive payments to certain parents or legal guardians which are sufficient to bring the total award to a specified amount; authorizing such payments to be made in a lump sum or periodically; increasing the amount of the death benefit that must be awarded; requiring the plan to act on a request for payment of expenses within a specified timeframe; requiring parents or legal guardians, or their designee, to submit any additional information or documentation requested by the plan within a specified timeframe; requiring the plan to pay or deny a request within a specified timeframe; providing that failure to pay or deny the claim within a specified timeframe results in an uncontestable obligation to pay the claim; amending s. 766.313, F.S.; revising the timeframe within which birth-related neurological injury compensation claims must be filed; creating s. 766.3135, F.S.; providing that the Florida Birth-Related Neurological Injury Compensation Association is responsible for reimbursing parents and legal guardians for actual expenses for medically necessary and reasonable services for an injured child; prohibiting the association from holding itself out as the payor of last resort for services under the plan; requiring the association to reimburse parents and legal guardians for services, drugs, equipment, or treatment at a reasonable rate if they submit a certain letter of medical necessity; authorizing the association to establish an independent review process for such reimbursement; requiring parents and legal guardians to submit a certain report to the association for reimbursement of experimental treatments, therapies, or programs; authorizing the association to use its review process to make certain determinations regarding such reimbursement; requiring the association to reimburse parents and legal guardians for experimental treatments, therapies, and programs under certain circumstances; specifying expenses for which parents and legal guardians are eligible to receive reimbursement; providing duties for the association; amending s. 766.314, F.S.; beginning on a specified date, requiring the annual assessments imposed on physicians and certain entities participating in the plan to be increased by a certain percentage annually; creating s. 766.3145, F.S.; requiring association employees to annually sign and submit a conflict-of-interest statement as a condition of employment; requiring prospective employees to sign and submit such statement as a condition of employment; providing that the executive director, the ombudsman, senior managers, and the board of directors are subject to specified provisions; prohibiting board members from voting on measures under certain circumstances; providing procedures and requirements for board members who have a conflict of interest; requiring the executive director, senior managers, and board members to file certain disclosures; requiring the executive director or his or her designee to notify specified individuals of the reporting requirements; requiring the executive director or his or her designee to submit, at least quarterly, a list of specified individuals to the Commission on Ethics; prohibiting employees and board members from accepting gifts or expenditures from certain individuals; providing penalties; prohibiting certain senior managers and executive directors from representing persons or entities before the association for a specified timeframe; amending s. 766.315, F.S.; revising membership of the plan's board of directors; prohibiting certain appointed directors from voting on board matters relating to a claim if they were named in the petition for the claim; requiring the board of directors to employ an ombudsman for a specified purpose; providing duties of the ombudsman; requiring the association to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for the report; requiring that the first report include a certain actuarial report; providing requirements for the actuarial report; requiring the Auditor General to conduct a performance audit of the association and plan; providing requirements for the audit; requiring the Auditor General to release the audit by a specified date; providing for future repeal; providing applicability; providing an effective date.

—was read the second time by title.

Senator Burgess moved the following amendment which was adopted:

**Amendment 1 (439190) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (4) is added to section 766.303, Florida Statutes, to read:

766.303 Florida Birth-Related Neurological Injury Compensation Plan; exclusiveness of remedy.—

(4) *The Florida Birth-Related Neurological Injury Compensation Association shall administer the plan in a manner that promotes and protects the health and best interests of children with birth-related neurological injuries who have been accepted into the plan, and the association shall strive to ensure that all of their medically necessary needs are being met.*

Section 2. Subsection (5) of section 766.305, Florida Statutes, is amended to read:

766.305 Filing of claims and responses; medical disciplinary review.—

(5) Upon receipt of such petition, the Division of Medical Quality Assurance shall review the information therein and determine whether it involved conduct by a physician licensed under chapter 458 or an osteopathic physician licensed under chapter 459 ~~which that~~ is subject to disciplinary action. *If a physician is involved in more than one filed claim, the division also must review the circumstances of all such claims together to determine whether the physician's conduct establishes a pattern of practice subject to disciplinary action. Section 456.073 applies in such cases, in which case the provisions of s. 456.073 shall apply.*

Section 3. Present subsection (3) of section 766.31, Florida Statutes, is redesignated as subsection (4), a new subsection (3) is added to that section, and subsections (1) and (2) are amended, to read:

766.31 Administrative law judge awards for birth-related neurological injuries; notice of award.—

(1) Upon determining that an infant has sustained a birth-related neurological injury and that obstetrical services were delivered by a participating physician at the birth, the administrative law judge shall make an award providing compensation for the following items relative to such injury:

(a) Actual expenses for medically necessary and reasonable medical and hospital, rehabilitative and training, family residential or custodial care, professional residential, and custodial care and service, for medically necessary drugs, special equipment, and facilities, and for related travel. *At a minimum, compensation must be provided for the following actual expenses:*

1. *Diapers and baby formula for the child from the time of birth and pureed baby food or other baby food for the child at the appropriate age or developmental stage.*

2. *A total annual benefit of up to \$10,000 for immediate family members who reside with the infant for psychotherapeutic services obtained from providers licensed under chapter 490 or chapter 491.*

3. *Transportation-related assistance, including, but not limited to, the following:*

a. *Reimbursement for all medically necessary trips, including travel to the pharmacy each month to purchase the child's prescription medications.*

b. *For the life of the child, providing parents or legal guardians with a reliable method of transportation for the care of the child or reimbursing the cost of upgrading an existing vehicle to accommodate the child's needs when it becomes medically necessary for wheelchair transportation. The mode of transportation must take into account the special accommodations required for the specific child. The plan may not limit such transportation assistance based on the child's age or weight. The plan must replace any vans purchased by the plan every 7 years or 150,000 miles, whichever comes first.*

4. *Housing assistance of up to \$100,000 for the lifetime of the child, including home construction and modification costs.*

(b) ~~However, the following expenses are not subject to compensation such expenses shall not include:~~

1. Expenses for items or services that the infant has received, or is entitled to receive, under the laws of any state or the Federal Government, except to the extent such exclusion may be prohibited by federal law.

2. Expenses for items or services that the infant has received, or is contractually entitled to receive, from any prepaid health plan, health maintenance organization, or other private insuring entity.

3. Expenses for which the infant has received reimbursement, or for which the infant is entitled to receive reimbursement, under the laws of any state or the Federal Government, except to the extent such exclusion may be prohibited by federal law.

4. Expenses for which the infant has received reimbursement, or for which the infant is contractually entitled to receive reimbursement, pursuant to the provisions of any health or sickness insurance policy or other private insurance program.

(c) Expenses included under this paragraph (a) may not exceed usual and customary ~~shall be limited to reasonable~~ charges prevailing in the same community for similar treatment of injured persons when such treatment is paid for by the injured person.

(d) ~~1.a. (b) 1.~~ Periodic payments of an award to the parents or legal guardians of the infant found to have sustained a birth-related neurological injury, which award may ~~shall~~ not exceed \$100,000. However, at the discretion of the administrative law judge, such award may be made in a lump sum. *Beginning on January 1, 2021, the award may not exceed \$250,000, and each January 1 thereafter the maximum award authorized under this paragraph shall increase by 3 percent.*

b. *Parents or legal guardians who received an award pursuant to this section before January 1, 2021, and whose child currently receives benefits under the plan must receive a retroactive payment in an amount sufficient to bring the total award paid to the parents or legal guardians pursuant to sub-subparagraph a. to \$250,000. This additional payment may be made in a lump sum or in periodic payments as designated by the parents or legal guardians.*

2. *Death benefit for the infant in an amount of \$50,000. Parents or legal guardians who received an award pursuant to this section, and whose child died since the inception of the program, must receive a retroactive payment in an amount sufficient to bring the total award paid to the parents or legal guardians pursuant to this subparagraph to \$50,000. This additional payment may be made in a lump sum or in periodic payments as designated by the parents or legal guardians \$10,000.*

(e) ~~(e)~~ Reasonable expenses incurred in connection with the filing of a claim under ss. 766.301-766.316, including reasonable ~~attorney attorney's~~ fees, which ~~are shall be~~ subject to the approval and award of the administrative law judge. In determining an award for ~~attorney attorney's~~ fees, the administrative law judge shall consider the following factors:

1. The time and labor required, the novelty and difficulty of the questions involved, and the skill requisite to perform the legal services properly.

2. The fee customarily charged in the locality for similar legal services.

3. The time limitations imposed by the claimant or the circumstances.

4. The nature and length of the professional relationship with the claimant.

5. The experience, reputation, and ability of the lawyer or lawyers performing services.

6. The contingency or certainty of a fee.

Should there be a final determination of compensability, and the claimants accept an award under this section, the claimants ~~are shall not be~~ liable for any expenses, including ~~attorney attorney's~~ fees, incurred in connection with the filing of a claim under ss. 766.301-766.316 other than those expenses awarded under this section.

(2) The award shall require the immediate payment of expenses previously incurred and shall require that future expenses be paid as incurred.

(3)(a) *To request reimbursement from the plan for actual expenses, the parents or legal guardians of a child under the plan must submit a letter of medical necessity to the plan from the child's physician, who must be licensed under chapter 458 or chapter 459 or, if the child resides in another state, must be licensed under the laws of that state, or from another licensed treating health care practitioner as defined in s. 456.001 requesting reimbursement of the medically necessary services, drugs, equipment, or treatment. Within 20 days after the receipt of a request for reimbursement of expenses, the plan must reimburse the expenses or notify the parents or legal guardians and the ombudsman appointed pursuant to s. 766.315(4)(i)1. that specific additional information or documentation is needed to evaluate the request or that the request for payment of the expenses is being denied. Before denying the request, the plan must consult with the ombudsman concerning the request and any relevant information concerning the child's unique needs. The plan must provide the ombudsman with a detailed written explanation for the proposed denial. If the plan denies the request because it determines that the services or treatment were not medically necessary, the plan must request the parents or legal guardians to provide a letter of medical necessity from a second licensed physician or health care provider who is not affiliated with or does not have an investment interest, as described in s. 456.053, with the first physician or health care provider who provided the medical necessity letter. If such letter is provided, the plan must reimburse the parents or legal guardians for the actual expenses, including the expenses associated with obtaining the second medical necessity letter from a physician or other health care practitioner. If the parents or legal guardians are unable to provide a second letter, the plan is not required to reimburse the expenses.*

(b) *Parents or legal guardians, or their designee, must submit any additional information or documentation requested by the plan within 35 days after receipt of the notification by the plan that additional information or documentation is needed. Additional information is considered submitted on the date it is mailed or electronically submitted to the plan.*

(c) *A request for reimbursement of expenses must be paid or denied within 90 days after receipt of the request. A denial of reimbursement by the plan must be accompanied by a detailed written explanation of why the request was denied. Failure to pay or deny the request for reimbursement within 120 days after receipt of the request creates an uncontestable obligation to reimburse the expenses.*

Section 4. Section 766.313, Florida Statutes, is amended to read:

766.313 *Limitation on claim.—Any claim for compensation under ss. 766.301-766.316 which ~~that~~ is filed more than 8 5 years after the birth of an infant alleged to have a birth-related neurological injury is ~~shall be~~ barred.*

Section 5. Section 766.3145, Florida Statutes, is created to read:

766.3145 *Code of ethics.—*

(1) *On or before July 1 of each year, employees of the association must sign and submit a statement attesting that they do not have a conflict of interest as defined in part III of chapter 112. As a condition of employment, all prospective employees must sign and submit to the association a conflict-of-interest statement.*

(2) *The executive director, the ombudsman, senior managers, and members of the board of directors are subject to the code of ethics under part III of chapter 112. For purposes of applying part III of chapter 112 to activities of the executive director, senior managers, and members of the board of directors, those persons are considered public officers or employees and the association is considered their agency. A board member may not vote on any measure that would inure to his or her special private gain or loss and, notwithstanding s. 112.3143(2), may not vote on any measure that he or she knows would inure to the special private gain or loss of any principal by whom he or she is retained or to the parent organization or subsidiary of a corporate principal by which he or she is retained, other than an agency as defined in s. 112.312; or that he or she knows would inure to the special private gain or loss of a relative or business associate of the public officer. Before the vote is taken, such member shall publicly state to the board the nature of his or her interest in the matter from which he or she is abstaining from voting and, within 15 days after the vote occurs, disclose the nature of his or her interest as a public record in a memorandum filed with the person re-*

sponsible for recording the minutes of the meeting, who shall incorporate the memorandum in the minutes.

(3) Notwithstanding s. 112.3148, s. 112.3149, or any other law, an employee or board member may not knowingly accept, directly or indirectly, any gift or expenditure from a person or entity, or an employee or representative of such person or entity, which has a contractual relationship with the association or which is under consideration for a contract.

(4) An employee or board member who fails to comply with subsection (2) or subsection (3) is subject to penalties provided under ss. 112.317 and 112.3173.

(5) Any senior manager or executive director of the association who is employed on or after January 1, 2022, regardless of the date of hire, who subsequently retires or terminates employment is prohibited from representing another person or entity before the association for 2 years after retirement or termination of employment from the association.

Section 6. Paragraphs (a) and (c) of subsection (1), paragraph (a) of subsection (2), and paragraph (i) of subsection (4) of section 766.315, Florida Statutes, are amended, and subsection (6) is added to that section, to read:

766.315 Florida Birth-Related Neurological Injury Compensation Association; board of directors.—

(1)(a) The Florida Birth-Related Neurological Injury Compensation Plan shall be governed by a board of ~~seven~~ **five** directors which shall be known as the Florida Birth-Related Neurological Injury Compensation Association. The association is not a state agency, board, or commission. Notwithstanding ~~the provision of~~ s. 15.03, the association is authorized to use the state seal.

(c) ~~The Chief Financial Officer shall appoint the directors shall be appointed by the Chief Financial Officer~~ as follows:

1. One citizen representative.
2. One representative of participating physicians.
3. One representative of hospitals.
4. One representative of casualty insurers.
5. One representative of physicians other than participating physicians.
6. *One parent or legal guardian representative of an injured infant under the plan.*
7. *One representative of an advocacy organization for children with disabilities.*

(2)(a) The Chief Financial Officer may select the representative of the participating physicians from a list of at least three names recommended by the American Congress of Obstetricians and Gynecologists, District XII; the representative of hospitals from a list of at least three names recommended by the Florida Hospital Association; the representative of casualty insurers from a list of at least three names, one of which is recommended by the American Insurance Association, one of which is recommended by the Florida Insurance Council, and one of which is recommended by the Property Casualty Insurers Association of America; and the representative of physicians, other than participating physicians, from a list of three names recommended by the Florida Medical Association and a list of three names recommended by the Florida Osteopathic Medical Association. However, the Chief Financial Officer is not required to make an appointment from among the nominees of the respective associations. *A participating physician who is named in a pending petition for a claim may not be appointed to the board. An appointed director who is a participating physician may not vote on any board matter relating to a claim accepted for an award for compensation if the physician was named in the petition for the claim.*

(4) The board of directors shall have the power to:

(i) Employ or retain such persons as are necessary to perform the administrative and financial transactions and responsibilities of the

plan and to perform other necessary and proper functions not prohibited by law.

1. *The board of directors shall employ an ombudsman who will serve at the pleasure of, and must report directly to, the board and who will act as an advocate for the parents and legal guardians of children under the plan. The board must appoint or remove the ombudsman by a majority vote with at least four affirmative votes, with the board member who is the parent or legal guardian representative of an injured child under the plan and the board member who is a representative of an advocacy organization for children with disabilities on the prevailing side.*

2. *At a minimum, the person appointed as the ombudsman must have at least 5 years of experience and employment in the field of children with disabilities, which includes advocacy for children with disabilities.*

3. *The ombudsman shall do all of the following:*

a. *Provide information and assistance, outreach, and education to parents and legal guardians of children under the plan regarding plan benefits; assist parents and legal guardians in the resolution of benefit and payment disputes; and inform parents and legal guardians regarding community, state, and federal government resources.*

b. *Investigate complaints of parents or legal guardians of children under the plan regarding the operation of the plan.*

c. *Provide an annual report to the board regarding the ombudsman's activities, the disposition of complaints, and any recommendations to improve the operations of the plan, resolution of disputes, and the delivery of benefits to participants.*

(6) *On or before November 1, 2021, and by each November 1 thereafter, the association shall submit an annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Financial Officer. The report must include:*

(a) *The number of petitions filed for compensation with the division, the number of claimants awarded compensation, the number of claimants denied compensation, and the reasons for the denial of compensation.*

(b) *The number and dollar amount of paid and denied compensation for expenses by category and the reasons for any denied compensation for expenses by category.*

(c) *The average turnaround time for paying or denying compensation for expenses.*

(d) *Legislative recommendations to improve the program.*

(e) *A summary of any pending or resolved litigation during the year which affects the plan.*

(f) *The amount of compensation paid to each association employee or member or the board of directors.*

(g) *For the initial report due on or before November 1, 2021, an actuarial report conducted by an independent actuary which provides an analysis of the estimated costs of implementing the following changes to the plan:*

1. *Reducing the minimum birth weight eligibility for a participant in the plan from 2,500 grams to 2,000 grams.*

2. *Revising the eligibility for participation in the plan by providing that an infant must be permanently and substantially mentally or physically impaired, rather than permanently and substantially mentally and physically impaired.*

3. *Increasing the annual special benefit or quality of life benefit from \$500 to \$2,500 per calendar year.*

Section 7. *The Auditor General shall conduct a performance audit of the association and plan to evaluate management's performance in administering the laws, policies, and procedures governing the operations of the association and plan in an efficient and effective manner.*

(1) *The audit must include evaluations of all of the following:*

(a) *The protocols used for the payment of expenses, including standards for determining medical necessity and reasonableness of requests for medical care, services, or other benefits provided under the plan and the timeliness of the payment of expenses.*

(b) *The effectiveness of the association's outreach to inform parents and legal guardians of participants of available benefits and any changes in benefits and processes to resolve disputes regarding the payment of expenses internally.*

(c) *The efficacy of the current processes for the procurement of goods and services.*

(d) *The internal controls of the plan and association.*

(2) *The Auditor General shall release the audit by January 15, 2022.*

Section 8. *The amendments made to s. 766.31(1)(d)1.a. and 2., Florida Statutes, by this act apply to all claims filed under s. 766.305, Florida Statutes, for which an award was made through entry of final order under s. 766.31(1), Florida Statutes, on or after January 1, 2021.*

Section 9. *The Agency for Health Care Administration shall review its Medicaid third-party liability functions and rights under s. 409.910, Florida Statutes, relative to the Florida Birth-Related Neurological Injury Compensation Plan established under s. 766.303, Florida Statutes, and must include in its review the extent and value of the liabilities owed by the plan as a third-party benefit provider. On or before November 1, 2021, the agency must submit to the President of the Senate, the Speaker of the House of Representatives, and the Chief Financial Officer a report of its findings regarding the extent and value of the liabilities owed by the plan.*

Section 10. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.303, F.S.; requiring the Florida Birth-Related Neurological Injury Compensation Association to administer the Florida Birth-Related Neurological Injury Compensation Plan in a specified manner; amending s. 766.305, F.S.; requiring that, if a physician is involved in more than one filed claim, the Division of Medical Quality Assurance of the Department of Health review all such claims together when making certain determinations; providing applicability; amending s. 766.31, F.S.; revising requirements for the award for compensation for claims under the plan; increasing the maximum amount that may be awarded to the parents or legal guardians of an infant found to have sustained a birth-related neurological injury, as of a specified date; requiring that the maximum award amount be increased by a certain percentage annually; requiring the plan to provide retroactive payments to certain parents or legal guardians which are sufficient to bring the total award to a specified amount; authorizing such payments to be made in a lump sum or periodically; increasing the amount of the death benefit that must be awarded; requiring the plan to provide retroactive payments to certain parents or legal guardians which are sufficient to bring the total death benefit award to a specified amount; authorizing such payments to be made in a lump sum or periodically; requiring parents and legal guardians to submit a certain letter of medical necessity to request reimbursement for actual expenses; requiring the plan to act on a request for reimbursement of expenses within a specified timeframe; requiring the plan to notify the parents or legal guardians and the ombudsman if specific additional information or documentation is needed; requiring the plan to consult with the ombudsman before denying a request; requiring the plan to provide a detailed written explanation of the reason for a denial; requiring the plan to request a second letter of medical necessity if it denies a request on certain grounds; providing requirements for the second letter of medical necessity; requiring the plan to reimburse expenses if a second letter is provided; providing that the plan is not required to reimburse expenses if a second letter is not provided; requiring parents or legal guardians, or their designee, to submit any additional information or documentation requested by the plan within a specified timeframe; requiring the plan to pay or deny a request within a specified timeframe; providing that failure to pay or deny a request

within a specified timeframe results in an uncontestable obligation to reimburse the expenses; amending s. 766.313, F.S.; revising the timeframe within which birth-related neurological injury compensation claims must be filed; creating s. 766.3145, F.S.; requiring association employees to annually sign and submit a conflict-of-interest statement as a condition of employment; requiring prospective employees to sign and submit such statement as a condition of employment; providing that the executive director, the ombudsman, senior managers, and the board of directors are subject to specified provisions; prohibiting board members from voting on measures under certain circumstances; providing procedures and requirements for board members who have a conflict of interest; prohibiting employees and board members from accepting gifts or expenditures from certain individuals; providing penalties; prohibiting certain senior managers and executive directors from representing persons or entities before the association for a specified timeframe; amending s. 766.315, F.S.; revising membership of the plan's board of directors; prohibiting certain appointed directors from voting on board matters relating to a claim if they were named in the petition for the claim; requiring the board of directors to employ an ombudsman for a specified purpose; providing appointment and removal procedures for the ombudsman; providing qualifications for and duties of the ombudsman; requiring the association to submit an annual report to the Governor, the Legislature, and the Chief Financial Officer by a specified date; providing requirements for the report; requiring that the first report include a certain actuarial report; providing requirements for the actuarial report; requiring the Auditor General to conduct a performance audit of the association and plan; providing requirements for the audit; requiring the Auditor General to release the audit by a specified date; providing applicability; requiring the Agency for Health Care Administration to conduct a certain review of its Medicaid third-party liability functions and rights with respect to the plan; requiring the agency to submit a report of its findings to the Legislature and the Chief Financial Officer by a specified date; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for SB 1786**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

**CS for CS for SB 566**—A bill to be entitled An act relating to motor vehicle rentals; amending s. 212.05, F.S.; specifying the applicable sales tax rate on motor vehicle leases and rentals by motor vehicle rental companies and peer-to-peer car-sharing programs; requiring peer-to-peer car-sharing programs to collect and remit the applicable sales tax; amending s. 212.0606, F.S.; defining terms; specifying the applicable surcharge on motor vehicle leases and rentals by motor vehicle rental companies; specifying applicability of the surcharge; requiring motor vehicle rental companies to collect specified surcharges; specifying the applicable rental car surcharge on peer-to-peer car-sharing program agreements involving shared vehicles; specifying applicability of the surcharge; requiring peer-to-peer car-sharing programs to collect specified surcharges; requiring car-sharing services to collect specified surcharges; defining the term "proceeds of this surcharge", rather than "proceeds of the surcharge"; providing that the surcharge for peer-to-peer car-sharing is attributable to the county corresponding to the location of the motor vehicle at the car-sharing start time; requiring a dealer to report collected surcharge revenue accordingly; providing an exception; providing for application of a surcharge to a shared vehicle; creating s. 627.7483, F.S.; defining terms; specifying motor vehicle insurance requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have an insurable interest in shared vehicles during specified periods; providing construction; authorizing peer-to-peer car-sharing programs to own and maintain certain motor vehicle insurance policies; requiring peer-to-peer car-sharing programs to assume certain liability; providing exceptions; providing for the assumption of primary liability for claims when certain disputes exist; requiring shared vehicle owners' insurers to indemnify peer-to-peer car-sharing programs under certain circumstances; providing exemptions from vicarious liabilities for peer-to-peer car-sharing programs and shared vehicle owners; authorizing motor vehicle insurers to exclude specified coverages under certain circumstances; providing construction related to exclusions; authorizing specified insurers to seek recovery against motor vehicle insurers of peer-to-peer car-sharing programs under certain circumstances; requiring peer-to-peer car-

sharing programs to provide certain information to shared vehicle owners regarding liens; specifying recordkeeping, record retention, and record-sharing requirements for peer-to-peer car-sharing programs; specifying disclosure requirements for peer-to-peer car-sharing program agreements; specifying driver license verification and data retention requirements for peer-to-peer car-sharing programs; providing that peer-to-peer car-sharing programs have sole responsibility for certain equipment in or on a shared vehicle; providing for indemnification regarding such equipment; specifying requirements for peer-to-peer car-sharing programs relating to safety recalls on a shared vehicle; providing construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stewart moved the following amendment which failed:

**Amendment 1 (499310) (with title amendment)**—Between lines 246 and 247 insert:

Section 3. Section 331.17, Florida Statutes, is created to read:

*331.17 Transportation services at airports.—To facilitate the provision of transportation services on the property of a publicly owned airport that is open for public use, a car-sharing service as defined in s. 212.0606(1), a motor vehicle rental company as defined in s. 212.0606(1), or a peer-to-peer car-sharing program as defined in s. 627.7483(1) must enter into an agreement with the airport to provide such services.*

And the title is amended as follows:

Delete line 27 and insert: vehicle; creating s. 331.17, F.S.; requiring specified entities to enter into an agreement to provide transportation services at publicly owned airports; creating s. 627.7483, F.S.; defining terms;

Pursuant to Rule 4.19, **CS for CS for SB 566** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for CS for SB 748** was deferred.

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On motion by Senator Albritton—

**CS for SB 1944**—A bill to be entitled An act relating to utility and communications poles; amending s. 120.80, F.S.; exempting certain rules adopted by the Public Service Commission from legislative ratification requirements; amending s. 366.02, F.S.; defining terms; amending s. 366.04, F.S.; requiring the commission to regulate and enforce rates, charges, terms, and conditions for pole attachments under certain circumstances; providing requirements for such rules; providing construction; providing situations under which a pole owner may deny access to the owner's pole on a nondiscriminatory basis; requiring the commission to hear and resolve complaints concerning rates, charges, terms, conditions, voluntary agreements, and denial of access relative to pole attachments; requiring the commission to establish cost-based rates and charges for pole attachments and apply certain decisions and orders of the Federal Communications Commission; requiring the commission to authorize certain parties to participate as an intervenor in a specified number of administrative proceedings; requiring the commission to adopt rules by a specified date and provide certification to the Federal Communications Commission upon such adoption; requiring the commission to regulate the safety, vegetation management, repair, replacement, maintenance, relocation, emergency response, and storm restoration requirements for poles of communications services providers; providing an exception; requiring the commission to adopt rules, including monetary penalties, by a specified date; authorizing the commission to access the books and records of communications services providers for specified purposes; providing that such information that contains proprietary confidential business information retains its confidential or exempt status when held by the commission; creating s. 366.97, F.S.; requiring the commission by rule to create a process requiring advance hardening project notice; requiring attaching entities to remove pole attachments from redundant poles within a specified timeframe after receipt of electronic or written notice from the pole

owner; requiring the commission to provide the form and requirements for such notice by rule; authorizing a pole owner or its agent to transfer or relocate pole attachments of an attaching entity at the entity's expense under certain circumstances; providing an exception; requiring attaching entities to submit payment within a specified timeframe; authorizing pole owners to seek enforcement of such payment; requiring that the pole owner and its directors, officers, agents, and employees be held harmless under certain circumstances for such actions; authorizing a pole owner to remove and sell or dispose of certain abandoned pole attachments; authorizing the commission to require attaching entities to post certain security instruments by rule; authorizing the commission to issue orders for the removal or transfer of pole attachments by noncompliant attaching entities upon petition by a pole owner; providing construction; requiring the commission to adopt rules by a specified date; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1944** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 410** was deferred.

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**CS for CS for SB 856**—A bill to be entitled An act relating to the express preemption of fuel retailers and related transportation infrastructure; creating s. 377.707, F.S.; defining terms; prohibiting a municipality, county, special district, or political subdivision from taking certain actions to prohibit the siting, development, or redevelopment of fuel retailers and the related transportation infrastructure and from requiring fuel retailers to install or invest in a particular fueling infrastructure; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 856**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 839** was withdrawn from the Committee on Rules.

On motion by Senator Hutson—

**CS for CS for HB 839**—A bill to be entitled An act relating to the express preemption of fuel retailers and related transportation infrastructure; creating s. 377.707, F.S.; defining terms; prohibiting a municipality, county, special district, or political subdivision from taking certain actions to prohibit the siting, development, or redevelopment of fuel retailers and the related transportation infrastructure and from requiring fuel retailers to install or invest in a particular kind of fueling infrastructure; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 856** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 839** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for CS for SB 954** and **CS for SB 1120** was deferred.

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**CS for CS for CS for SB 1194**—A bill to be entitled An act relating to transportation; creating s. 177.107, F.S.; authorizing governing bodies of municipalities and counties to abandon and convey their interests in certain roads and rights-of-way dedicated in a recorded residential subdivision plat to community development districts under specified conditions; specifying duties for community development districts relating to such roads and rights-of-way; providing for traffic control jurisdiction of such roads; specifying that the community development district has all rights, title, and interest in such roads and rights-of-way upon abandonment and conveyance; requiring community development districts to thereafter hold such roads and rights-of-way in trust; providing construction; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions

authorizing vehicles and equipment to show or display flashing lights; amending s. 318.18, F.S.; providing fines for certain violations relating to motor vehicle noise abatement equipment modifications; amending s. 319.30, F.S.; revising conditions under which insurance companies are authorized to receive salvage certificates of title or certificates of destruction for motor vehicles and mobile homes from the Department of Highway Safety and Motor Vehicles; amending s. 320.06, F.S.; clarifying that certain rental vehicles are authorized to elect a permanent registration period; amending s. 320.27, F.S.; requiring motor vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; creating s. 337.0262, F.S.; prohibiting the Department of Transportation and contractors and subcontractors of the department from purchasing specified substances from a borrow pit unless specified conditions are satisfied; requiring certain contracts, subcontracts, and purchase orders to require compliance with the prohibition; requiring the department to cease acceptance of substances from a borrow pit under certain conditions; authorizing the department to resume acceptance of such substances under certain conditions; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the department as qualified; revising requirements for applying for and issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements regarding arbitration requests, hearings, procedures, and awards; revising membership and meeting requirements; revising compensation of board members; amending s. 338.166, F.S.; requiring that specified toll revenue be used to support certain public transportation projects; amending s. 339.175, F.S.; deleting a provision prohibiting certain metropolitan planning organizations from assessing any fees for municipalities, counties, or other governmental entities that are members of the organization; repealing part III of ch. 343, F.S., relating to the creation and operation of the Northwest Florida Transportation Corridor Authority; amending s. 348.754, F.S.; prohibiting the Central Florida Expressway Authority from constructing any extensions, additions, or improvements to the Central Florida Expressway System in Lake County without prior consultation with, rather than consent of, the Secretary of Transportation; amending s. 349.04, F.S.; revising a limitation on the terms of leases that the Jacksonville Transportation Authority may enter into and make; amending s. 378.403, F.S.; defining the term "borrow pit"; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; amending s. 479.07, F.S.; requiring the department to create and implement a publicly accessible electronic database for sign permit information; specifying requirements for the database; prohibiting the department from furnishing permanent metal permit tags or replacement tags and from enforcing specified provisions once the department creates and implements the database; specifying that permittees are not required to return permit tags to the department once the department creates and implements the database; dissolving the Northwest Florida Transportation Corridor Authority and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority's assets; providing an effective date.

—was read the second time by title.

On motion by Senator Hooper, further consideration of **CS for CS for CS for SB 1194** was deferred.

**SB 1512**—A bill to be entitled An act relating to Space Florida board of directors; amending s. 331.3081, F.S.; revising the membership of the board of directors of Space Florida to include two ex officio, nonvoting members appointed by the Legislature; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **SB 1512** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stangel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Hutson	Thurston
Brodeur	Jones	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President, Mayfield

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The Senate resumed consideration of—

**CS for CS for CS for SB 1194**—A bill to be entitled An act relating to transportation; creating s. 177.107, F.S.; authorizing governing bodies of municipalities and counties to abandon and convey their interests in certain roads and rights-of-way dedicated in a recorded residential subdivision plat to community development districts under specified conditions; specifying duties for community development districts relating to such roads and rights-of-way; providing for traffic control jurisdiction of such roads; specifying that the community development district has all rights, title, and interest in such roads and rights-of-way upon abandonment and conveyance; requiring community development districts to thereafter hold such roads and rights-of-way in trust; providing construction; creating s. 287.05705, F.S.; providing that certain governmental entities may not prohibit certain vendors from responding to competitive solicitations of certain contractual services; providing applicability; amending s. 316.2397, F.S.; revising provisions authorizing vehicles and equipment to show or display flashing lights; amending s. 318.18, F.S.; providing fines for certain violations relating to motor vehicle noise abatement equipment modifications; amending s. 319.30, F.S.; revising conditions under which insurance companies are authorized to receive salvage certificates of title or certificates of destruction for motor vehicles and mobile homes from the Department of Highway Safety and Motor Vehicles; amending s. 320.06, F.S.; clarifying that certain rental vehicles are authorized to elect a permanent registration period; amending s. 320.27, F.S.; requiring motor vehicle dealer licensees to deliver copies of renewed, continued, changed, or new insurance policies to the department within specified timeframes under certain conditions; requiring such licensees to deliver copies of renewed, continued, changed, or new surety bonds or irrevocable letters of credit to the department within specified timeframes under certain conditions; amending s. 337.025, F.S.; revising the type of transportation project contracts that are subject to an annual cap; creating s. 337.0262, F.S.; prohibiting the Department of Transportation and contractors and subcontractors of the department from purchasing specified substances from a borrow pit unless specified conditions are satisfied; requiring certain contracts, subcontracts, and purchase orders to require compliance with the prohibition; requiring the department to cease acceptance of substances from a borrow pit under certain conditions; authorizing the department to resume acceptance of such substances under certain conditions; amending s. 337.14, F.S.; requiring contractors wishing to bid on certain contracts to first be certified by the department as qualified; revising requirements for applying for and issuing a certificate of qualification; providing construction with respect to submission and approval of an application for such certificate; exempting airports from certain restrictions regarding entities performing engineering and inspection services; amending s. 337.185, F.S.; revising and providing definitions; revising requirements for arbitration of certain contracts by the State Arbitration Board; revising requirements



regarding arbitration requests, hearings, procedures, and awards; revising membership and meeting requirements; revising compensation of board members; amending s. 338.166, F.S.; requiring that specified toll revenue be used to support certain public transportation projects; amending s. 339.175, F.S.; deleting a provision prohibiting certain metropolitan planning organizations from assessing any fees for municipalities, counties, or other governmental entities that are members of the organization; repealing part III of ch. 343, F.S., relating to the creation and operation of the Northwest Florida Transportation Corridor Authority; amending s. 348.754, F.S.; prohibiting the Central Florida Expressway Authority from constructing any extensions, additions, or improvements to the Central Florida Expressway System in Lake County without prior consultation with, rather than consent of, the Secretary of Transportation; amending s. 349.04, F.S.; revising a limitation on the terms of leases that the Jacksonville Transportation Authority may enter into and make; amending s. 378.403, F.S.; defining the term “borrow pit”; amending s. 378.801, F.S.; prohibiting operation of a borrow pit at a new location without notifying the Secretary of Environmental Protection of the intent to extract; conforming provisions to changes made by the act; amending s. 378.802, F.S.; revising application of provisions to exclude existing locations; amending s. 479.07, F.S.; requiring the department to create and implement a publicly accessible electronic database for sign permit information; specifying requirements for the database; prohibiting the department from furnishing permanent metal permit tags or replacement tags and from enforcing specified provisions once the department creates and implements the database; specifying that permittees are not required to return permit tags to the department once the department creates and implements the database; dissolving the Northwest Florida Transportation Corridor Authority and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority’s assets; providing an effective date.

—which was previously considered this day.

Senator Rouson moved the following amendment which was adopted:

**Amendment 1 (934812) (with directory and title amendments)**—Between lines 748 and 749 insert:

(i) ~~There is created the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee is created within the Tampa Bay Area Regional Transit Authority, composed of the M.P.O.’s serving Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, Polk, and Sarasota Counties. The authority shall provide administrative support and direction to the committee. The committee must, at a minimum:~~

1. Coordinate transportation projects deemed to be regionally significant by the committee.
2. Review the impact of regionally significant land use decisions on the region.
3. Review all proposed regionally significant transportation projects in the respective transportation improvement programs which affect more than one of the M.P.O.’s represented on the committee.
4. Institute a conflict resolution process to address any conflict that may arise in the planning and programming of such regionally significant projects.

Section 14. Paragraph (b) of subsection (2) and subsections (8) and (9) of section 343.92, Florida Statutes, are amended to read:

343.92 Tampa Bay Area Regional Transit Authority.—

(2) The governing board of the authority shall consist of 13 voting members appointed no later than 45 days after the creation of the authority.

(b) The 13 voting members of the board shall be as follows:

1. The county commissions of Hernando, Hillsborough, Manatee, Pasco, and Pinellas Counties shall each appoint one county commissioner to the board. Members appointed under this subparagraph shall serve 2-year terms with not more than three consecutive terms being served by any person. If a member under this subparagraph leaves

elected office, a vacancy exists on the board to be filled as provided in this subparagraph within 90 days.

2.a. Two members of the board shall be the mayor, or the mayor’s designated alternate, of the largest municipality within the service area of each of the following independent transit agencies or their legislatively created successor agencies: Pinellas Suncoast Transit Authority and Hillsborough Area Regional Transit Authority. The largest municipality is that municipality with the largest population as determined by the most recent United States Decennial Census.

b. The mayor’s designated alternate must be an elected member of the municipality’s city council and approved as the mayor’s designated alternate by the municipality’s city council. In the event the mayor is unable to attend a meeting, the mayor’s designated alternate shall attend the meeting on the mayor’s behalf and has the full right to vote.

3. The following independent transit agencies or their legislatively created successor agencies shall each appoint from the membership of their governing bodies one member to the board: Pinellas Suncoast Transit Authority and Hillsborough Area Regional Transit Authority. Each member appointed under this subparagraph shall serve a 2-year term with not more than three consecutive terms being served by any person. If a member no longer meets the transit authority’s criteria for appointment, a vacancy exists on the board, which must be filled as provided in this subparagraph within 90 days.

4. The Governor shall appoint to the board four members from the regional business community, each of whom must reside in one of the counties governed by the authority and may not be an elected official. Of the members initially appointed under this subparagraph, one shall serve a 1-year term, two shall serve 2-year terms, and one shall serve a term as the initial chair as provided in subsection (5). Thereafter, a member appointed under this subparagraph shall serve a 2-year term with not more than three consecutive terms being served by any person.

Appointments may be staggered to avoid mass turnover at the end of any 2-year or 4-year period. A vacancy during a term shall be filled within 90 days in the same manner as the original appointment for the remainder of the unexpired term.

(8) ~~A simple majority Seven members of the board shall constitute a quorum, and a simple majority of the voting members present shall be necessary for any action to be taken by the board the vote of seven members is necessary for any action to be taken by the authority. The authority may meet upon the constitution of a quorum. A vacancy does not impair the right of a quorum of the board to exercise all rights and the ability to perform all duties of the authority.~~

~~(9) Beginning July 1, 2017, the board must evaluate the abolishment, continuance, modification, or establishment of the following committees:~~

- ~~(a) Planning committee.~~
- ~~(b) Policy committee.~~
- ~~(c) Finance committee.~~
- ~~(d) Citizens advisory committee.~~
- ~~(e) Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee.~~
- ~~(f) Transit management committee.~~
- ~~(g) Technical advisory committee.~~

~~The board must submit its recommendations for abolishment, continuance, modification, or establishment of the committees to the President of the Senate and the Speaker of the House of Representatives before the beginning of the 2018 Regular Session.~~

Section 15. Paragraphs (e), (f), and (g) of subsection (3) of section 343.922, Florida Statutes, are amended to read:

343.922 Powers and duties.—

(3)



(e) The authority shall present the ~~original~~ regional transit development plan and updates to the governing bodies of the counties within the designated region, ~~to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee~~, and to the legislative delegation members representing those counties within 90 days after adoption.

~~(f) The authority shall coordinate plans and projects with the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee, to the extent practicable, and participate in the regional M.P.O. planning process to ensure regional comprehension of the authority's mission, goals, and objectives.~~

~~(g) The authority shall provide administrative support and direction to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee as provided in s. 339.175(6)(g).~~

And the directory clause is amended as follows:

Delete lines 728-729 and insert:

Section 13. Paragraphs (f) and (i) of subsection (6) of section 339.175, Florida Statutes, are amended to read:

And the title is amended as follows:

Delete line 76 and insert: organization; renaming the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee as the Chairs Coordinating Committee; deleting a requirement that the Tampa Bay Area Regional Transit Authority provide the committee with administrative support and direction; amending s. 343.92, F.S.; providing that a mayor's designated alternate may be a member of the governing board of the authority; requiring that the alternate be an elected member of the city council of the mayor's municipality and be approved by the municipality's city council; requiring a mayor's designated alternate to attend meetings under certain circumstances, in which case the alternate has full voting rights; providing that a simple majority of board members constitutes a quorum and that a simple majority of those members present is necessary for any action to be taken; deleting obsolete language; amending s. 343.922, F.S.; revising a provision requiring the authority to present the regional transit development plan and updates to specified entities; deleting a provision requiring that the authority coordinate plans and projects with the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee and participate in the regional M.P.O. planning process to ensure regional comprehension of the authority's mission, goals, and objectives; deleting a provision requiring that the authority provide administrative support and direction to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee; repealing part III of ch. 343, F.S.,

On motion by Senator Hooper, by two-thirds vote, **CS for CS for CS for SB 1194**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Albritton	Cruz	Perry
Ausley	Diaz	Pizzo
Baxley	Farmer	Polsky
Bean	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

Consideration of **CS for SB 1408** was deferred.

## SENATOR STARGEL PRESIDING

On motion by Senator Rodrigues—

**SB 7072**—A bill to be entitled An act relating to social media platforms; creating s. 106.072, F.S.; defining terms; prohibiting a social media platform from knowingly deplatforming a candidate; providing fines for violations; authorizing social media platforms to provide free advertising for candidates under specified conditions; providing enforcement authority consistent with federal and state law; creating s. 287.137, F.S.; defining terms; providing requirements for public contracts and economic incentives related to entities that have been convicted or held civilly liable for antitrust violations; prohibiting a public entity from entering into any type of contract with a person or an affiliate on the antitrust violator vendor list; providing applicability; requiring certain contract documents to contain a specified statement; requiring the Department of Management Services to maintain a list of people or affiliates disqualified from the public contracting and purchasing process; specifying requirements for publishing such list; providing procedures for placing a person or an affiliate on the list; providing procedural and legal rights for a person or affiliate to challenge placement on the list; providing a procedure for temporarily placing a person on an antitrust violator vendor list; providing procedural and legal rights for a person to challenge temporary placement on the list; specifying conditions for removing certain entities and affiliates from the list; authorizing a person, under specified conditions, to retain rights or obligations under existing contracts or binding agreements; prohibiting a person who has been placed on the antitrust violator vendor list from receiving certain economic incentives; providing exceptions; providing enforcement authority consistent with federal and state law; creating s. 501.2041, F.S.; defining terms; providing that social media platforms that fail to comply with specified requirements and prohibitions commit an unfair or deceptive act or practice; requiring a notification given by a social media platform for censoring content or deplatforming a user to contain certain information; providing an exception to the notification requirements; authorizing the Department of Legal Affairs to investigate suspected violations under the Deceptive and Unfair Trade Practices Act and bring specified actions for such violations; specifying circumstances under which a private cause of action may be brought; specifying how damages are to be calculated; providing construction for violations of certain provisions of this act; granting the department specified subpoena powers; providing enforcement authority consistent with federal and state law; amending s. 501.212, F.S.; conforming a provision to changes made by the act; providing for severability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7072** was placed on the calendar of Bills on Third Reading.

## SENATOR BEAN PRESIDING

On motion by Senator Rodrigues—

**SB 7074**—A bill to be entitled An act relating to public records; amending s. 287.137, F.S.; providing a public records exemption for information received by the Attorney General pursuant to an investigation by the Attorney General or a law enforcement agency into certain social media platform activities; authorizing release of confidential and exempt information in certain instances; requiring certain information to remain confidential and exempt after an investigation is completed or ceases to be active; defining the term “proprietary business information”; providing for future legislative review and repeal of the exemption; amending s. 501.2041, F.S.; providing a public records exemption for information received by the Department of Legal Affairs pursuant to an investigation by the department or a law enforcement agency into violations by certain social media platforms; authorizing release of confidential and exempt information in certain instances; requiring certain information to remain confidential and exempt after an investigation is completed or ceases to be active; defining the term “proprietary business information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7074** was placed on the calendar of Bills on Third Reading.

**CS for SB 1120**—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; defining terms; prohibiting certain telephonic sales calls without the prior express written consent of the called party; removing provisions authorizing the use of certain automated telephone dialing systems; providing a rebuttable presumption for certain calls made to any area code in this state; providing a cause of action for aggrieved called parties; authorizing a court to increase an award for willful and knowing violations; revising awards of attorney fees and costs for violations to authorize only a prevailing plaintiff to receive such an award; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from using automated dialing or recorded messages to make certain commercial telephone solicitation phone calls; revising the timeframe during which a commercial telephone seller or salesperson may make commercial solicitation phone calls; prohibiting commercial telephone sellers or salespersons from making a specified number of commercial telephone solicitation phone calls to a person over a specified timeframe; reenacting s. 501.604, F.S., relating to exemptions to the Florida Tele-marketing Act, to incorporate the amendment made to s. 501.616, F.S., in a reference thereto; reenacting s. 648.44(1)(c), F.S., relating to prohibitions regarding bail bond agent telephone solicitations, to incorporate the amendment made to s. 501.616, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gibson moved the following amendment which was adopted:

**Amendment 1 (826808) (with directory and title amendments)**—Delete lines 127-181 and insert:

(10)(a) *A called party who is aggrieved by a violation of this section may bring an action to:*

1. *Enjoin such violation.*
2. *Recover actual damages or \$500, whichever is greater.*

(b) *If the court finds that the defendant willfully or knowingly violated this section or rules adopted pursuant to this section, the court may, in its discretion, increase the amount of the award to an amount equal to not more than three times the amount available under paragraph (a).*

Section 2. Subsections (6) and (7) of section 501.616, Florida Statutes, are amended to read:

501.616 Unlawful acts and practices.—

(6) A commercial telephone seller or salesperson may not make any of the following types of phone calls, including calls made through automated dialing or recorded messages:

(a) A commercial telephone solicitation phone call before 8 a.m. or after 8 p.m. local time in ~~at~~ the called person's time zone ~~location~~.

(b) More than three commercial telephone solicitation phone calls from any number to a person over a 24-hour period on the same subject matter or issue, regardless of the phone number used to make the call.

(7) A commercial telephone seller or salesperson making a commercial telephone solicitation call may not:

(a) Intentionally act to prevent transmission of the telephone solicitor's name or telephone number to the party called when the equipment or service used by the telephone solicitor is capable of creating and transmitting the telephone solicitor's name or telephone number.

(b) Use technology that deliberately displays a different caller identification number than the number the call is originating from to conceal

*the true identity of the caller. A commercial telephone seller or salesperson who makes a call using such technology commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

And the directory clause is amended as follows:

Delete lines 35-40 and insert:

Section 1. Present paragraphs (a) through (e) and (f) through (i) of subsection (1) and present subsections (10), (11), and (12) of section 501.059, Florida Statutes, are redesignated as paragraphs (b) through (f) and (i) through (l), and subsections (11), (12), and (13), respectively, new paragraphs (a), (g), and (h) are added to subsection (1), a new subsection (10) is added to that section, and subsection (8) of that section is amended, to read:

And the title is amended as follows:

Delete lines 11-23 and insert: award for willful and knowing violations; amending s. 501.616, F.S.; prohibiting a commercial telephone seller or salesperson from using automated dialing or recorded messages to make certain commercial telephone solicitation phone calls; revising the timeframe during which a commercial telephone seller or salesperson may make commercial solicitation phone calls; prohibiting commercial telephone sellers or salespersons from making a specified number of commercial telephone solicitation phone calls to a person over a specified timeframe; prohibiting commercial telephone sellers or salespersons from using certain technology to conceal their true identity; providing criminal penalties;

On motion by Senator Gibson, by two-thirds vote, **CS for SB 1120**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

On motion by Senator Hutson—

**CS for CS for SB 1028**—A bill to be entitled An act relating to charter schools; amending s. 1002.32, F.S.; providing that the limitation on lab schools does not apply to a school serving a military installation; removing a limitation on lab schools receiving a share of the sparsity supplement; amending s. 1002.33, F.S.; authorizing state universities and Florida College System institutions to solicit applications and sponsor charter schools under certain circumstances; prohibiting certain charter schools from being sponsored by a Florida College System institution until such charter schools' existing charter expires; authorizing a state university or Florida College System institution to, at its discretion, deny an application for a charter school; revising the contents of an annual report that charter school sponsors must provide to the Department of Education; revising the date by which the department must post a specified annual report; revising provisions relating to Florida College System institutions that are operating charter schools; prohibiting certain interlocal agreements; requiring the board of trustees of a state university or Florida College System institution that is sponsoring a charter school to serve as the local educational agency for such school; prohibiting certain charter school students from being included in specified school district grade calculations; requiring the department to develop a sponsor evaluation framework; providing re-

quirements for the framework; requiring the department to compile results in a specified manner; deleting obsolete language; revising requirements for the charter school application process; requiring certain school districts to reduce administrative fees withheld; requiring such school districts to file monthly reports; authorizing school districts to resume withholding the full amount of administrative fees under specified circumstance; authorizing certain charter schools to recover attorney fees and costs; requiring the State Board of Education to withhold state funds from a district school board that is in violation of a state board decision on a charter school; authorizing parties to appeal without first mediating in certain circumstances; providing that certain changes to curriculum are deemed approved; providing an exception; revising the circumstances in which a charter may be immediately terminated; providing that certain information must be provided to specified entities upon immediate termination of a charter; authorizing the award of specified fees and costs in certain circumstances; authorizing a sponsor to seek an injunction in certain circumstances; revising provisions related to sponsor assumption of operation; revising the student populations for which a charter school is authorized to limit the enrollment process; providing a calculation for the operational funding for a charter school sponsored by a state university or Florida College System institution; requiring the department to develop a tool for state universities and Florida College System institutions for specified purposes relating to certain funding calculations; providing that such funding must be appropriated to the charter school; providing for capital outlay funding for such schools; authorizing a sponsor to withhold an administrative fee for the provision of certain services to an exceptional student education center that meets specified requirements; conforming provisions to changes made by the act; amending s. 1002.331, F.S.; revising requirements for a charter school to be a high-performing charter school; revising a limitation on the expansion of high-performing charter schools; revising provisions relating to the opening of additional high-performing charter schools; amending s. 1002.333, F.S.; revising the definition of the term “persistently low-performing school”; providing that certain nonprofit entities may be designated as a local education agency; providing that certain entities report students to the department in a specified manner; specifying reporting provisions that apply only to certain schools of hope; providing that schools of hope may comply with certain financial reporting in a specified manner; revising the manner in which underused, vacant, or surplus facilities owned or operated by school districts are identified; authorizing a nonprofit entity designated as a local education agency to use any capital assets identified in a certain annual financial audit for another school of hope operated by the local education agency within the same district; increasing the number of years for which certain funds may be carried forward; amending s. 1002.45, F.S.; authorizing a virtual charter school to provide part-time virtual instruction; amending s. 1003.493, F.S.; authorizing a charter school to offer a career and professional academy; amending s. 1008.3415, F.S.; requiring the Commissioner of Education, upon request by a charter school that meets specified criteria, to provide a letter to the charter school and the charter school’s sponsor authorizing the charter school to replicate its educational program; amending s. 1012.32, F.S.; providing an alternate screening method for specified persons employed by certain schools of hope or serving on certain school of hope governing boards; amending s. 1013.62, F.S.; expanding eligibility to receive capital outlay funds to schools of hope operated by a hope operator; providing for severability; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

**Amendment 1 (775406)**—Delete line 713 and insert:  
*the sponsor and the Department of Education determine in writing that the curriculum is*

Senator Diaz moved the following amendment which was adopted:

**Amendment 2 (882946) (with directory and title amendments)**—Delete lines 1516-1522.

And the directory clause is amended as follows:

Delete lines 1423-1424 and insert:

(g), and (h) of subsection (6), and paragraph (d) of subsection (7) of section 1002.333,

And the title is amended as follows:

Delete lines 91-92 and insert: the same district; amending

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Hutson moved the following amendment which was adopted:

**Amendment 3 (967772) (with directory and title amendments)**—Delete lines 142-163.

And the directory clause is amended as follows:

Delete lines 113-114 and insert:

Section 1. Subsection (2) of section 1002.32, Florida Statutes, is amended to read:

And the title is amended as follows:

Delete lines 5-6 and insert: installation; amending

Pursuant to Rule 4.19, **CS for CS for SB 1028**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

#### SPECIAL RECOGNITION

Senator Diaz recognized his three daughters, Lexington, Madison, and Grayson, who were present in the gallery.

**CS for CS for SB 896**—A bill to be entitled An act relating to renewable energy; creating s. 163.3205, F.S.; providing legislative intent; defining the term “solar facility”; providing that solar facilities are a permitted use in local government comprehensive plan agricultural land use categories and certain agricultural zoning districts; requiring solar facilities to comply with specified criteria; authorizing counties to adopt ordinances that meet certain requirements; amending s. 366.91, F.S.; defining and redefining terms; authorizing the Florida Public Service Commission to approve cost recovery by a gas public utility for certain contracts for the purchase of renewable natural gas; amending ss. 366.92, 373.236, and 403.973, F.S.; conforming cross-references; reenacting s. 288.9606(7), F.S., relating to the issuance of revenue bonds, to incorporate the amendment made to s. 366.91, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Farmer moved the following amendment which was adopted:

**Amendment 1 (633872) (with title amendment)**—Between lines 55 and 56 insert:

(5) *This section does not apply to any site that was the subject of an application to construct a solar facility submitted to a local governmental entity before July 1, 2021.*

And the title is amended as follows:

Delete line 10 and insert: certain requirements; providing applicability; amending s. 366.91, F.S.;

On motion by Senator Brodeur, further consideration of **CS for CS for SB 896**, as amended, was deferred.

**CS for CS for SB 1906**—A bill to be entitled An act relating to reemployment assistance; amending s. 443.036, F.S.; defining and revising terms for purposes of the Reemployment Assistance Program Law; amending s. 443.091, F.S.; revising requirements for reemployment assistance benefits eligibility; creating s. 443.092, F.S.; prohibiting the Department of Economic Opportunity from denying a person

reemployment assistance solely on the basis of pregnancy; amending s. 443.111, F.S.; requiring an alternative base period to be used under certain circumstances when calculating wages in determining qualification for reemployment assistance benefits; requiring the department to contact an individual's employer if certain wage information is unavailable through specified means; specifying that wages that fall within an alternative base period are not available for reuse in subsequent benefit years; requiring the department to adopt rules; increasing the weekly benefit amounts an individual may receive; providing that weekly benefit amounts be determined based on the greater of the base period or alternative base period; replacing the term "Florida average unemployment rate" with "most recent monthly unemployment rate"; defining the term "most recent unemployment rate"; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; increasing the duration of benefits; amending ss. 215.425, 443.1216, and 443.131, F.S.; conforming cross-references; reenacting ss. 443.041(2)(b) and 443.1116(6), (7), and (8)(a), F.S., relating to fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brodeur moved the following amendment:

**Amendment 1 (774412) (with title amendment)**—Delete lines 230-242 and insert:

(a) *Except as provided in paragraph (b), an individual's "weekly benefit amount" is an amount equal to one twenty-sixth of the total wages for insured work paid during that quarter of the base period in which the total wages paid were the highest, but not less than \$100 ~~\$32~~ or more than \$375 ~~\$275~~. The weekly benefit amount, if not a multiple of \$1, is rounded downward to the nearest full dollar amount. The maximum weekly benefit amount in effect at the time the claimant establishes an individual weekly benefit amount is the maximum benefit amount applicable throughout the claimant's benefit year.*

(b) *If an individual's weekly benefit calculated pursuant to paragraph (a) would result in a weekly benefit amount of less than \$100, the individual's weekly benefit amount may not exceed one-thirteenth of the total wages for insured work paid during the quarter of the base period in which the total wages paid were the highest.*

And the title is amended as follows:

Delete lines 19-23 and insert: requiring the department to adopt rules; revising the weekly benefit amounts an individual may receive; replacing the term "Florida average

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brodeur moved the following substitute amendment which was adopted:

**Substitute Amendment 2 (347936) (with title amendment)**—Delete lines 230-242 and insert:

(a) *Except as provided in paragraph (b), an individual's "weekly benefit amount" is an amount equal to one twenty-sixth of the total wages for insured work paid during that quarter of the base period in which the total wages paid were the highest, but not less than \$100 ~~\$32~~ or more than \$375 ~~\$275~~. The weekly benefit amount, if not a multiple of \$1, is rounded downward to the nearest full dollar amount. The maximum weekly benefit amount in effect at the time the claimant establishes an individual weekly benefit amount is the maximum benefit amount applicable throughout the claimant's benefit year.*

(b) *If an individual's weekly benefit calculated pursuant to paragraph (a) would result in a weekly benefit amount of less than \$100, the individual's weekly benefit amount may not exceed one-thirteenth of the total wages for insured work paid during the quarter of the base period in which the total wages paid were the highest or \$100, whichever is less.*

And the title is amended as follows:

Delete lines 19-23 and insert: requiring the department to adopt rules; revising the weekly benefit amounts an individual may receive; replacing the term "Florida average

On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 1906**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

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Consideration of **CS for CS for CS for SB 1076** was deferred.

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**CS for SB 1324**—A bill to be entitled An act relating to digital driver licenses and identification cards; amending s. 322.032, F.S.; defining terms; requiring the Department of Highway Safety and Motor Vehicles to establish a secure and uniform system for issuing optional digital proofs of driver licenses and identification cards; authorizing the department to contract with one or more private entities to develop an electronic credentialing system; prohibiting such electronic credentialing system from retaining certain information; revising requirements for digital proofs of driver licenses and providing requirements for digital proofs of identification cards; revising the department's rulemaking authority; revising requirements for the issuance of digital proofs of driver licenses and identification cards; authorizing the department to use telephone numbers submitted by licensees and cardholders for specified purposes only; authorizing the department to enter into contracts with private entities for a specified purpose; prohibiting entities from storing, selling, or sharing personal information collected from scanning the digital proofs of driver licenses and identification cards; providing an exception by authorizing individuals to consent to allow private entities to collect and store such personal information; requiring that an individual be informed what information is collected in such scans and the purposes for which the information will be used; authorizing private entities to manually collect personal information from individuals under certain circumstances; providing a civil penalty; providing applicability; conforming provisions to changes made by the act; amending s. 322.14, F.S.; conforming a provision to changes made by the act; amending s. 322.15, F.S.; conforming a provision to changes made by the act; requiring a licensee to present or submit his or her printed driver license to a law enforcement officer or an authorized representative of the department under specified circumstances; reenacting s. 322.121(2), F.S., relating to periodic reexamination of all drivers, to incorporate the amendment made to s. 322.15, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1324**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1313** was withdrawn from the Committee on Rules.

On motion by Senator Harrell—

**CS for HB 1313**—A bill to be entitled An act relating to digital driver licenses and identification cards; amending s. 322.032, F.S.; defining terms; requiring the Department of Highway Safety and Motor Vehicles to establish a secure and uniform system for issuing optional digital

proofs of driver licenses and identification cards; authorizing the department to contract with one or more private entities to develop an electronic credentialing system; prohibiting such electronic credentialing system from retaining certain information; revising requirements for digital proofs of driver licenses and providing requirements for digital proofs of identification cards; revising the department's rulemaking authority; revising requirements for the issuance of digital proofs of driver licenses and identification cards; authorizing the department to use telephone numbers submitted by licensees and cardholders for specified purposes only; authorizing the department to enter into contracts with private entities for a specified purpose; prohibiting private entities from storing, selling, or sharing personal information collected from scanning the digital proofs of driver licenses and identification cards; providing an exception by authorizing individuals to consent to allow private entities to collect and store such personal information; requiring that an individual is informed what information is collected in such scans and the purposes for which the information will be used; authorizing private entities to manually collect personal information from individuals under certain circumstances; providing a civil penalty; providing applicability; conforming provisions to changes made by the act; amending s. 322.14, F.S.; conforming a provision to changes made by the act; amending s. 322.15, F.S.; conforming a provision to changes made by the act; requiring a licensee to present or submit his or her printed driver license to a law enforcement officer or an authorized representative of the department under specified circumstances; reenacting s. 322.121(2), F.S., relating to periodic reexamination of all drivers, to incorporate the amendment made to s. 322.15, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 1324** and read the second time by title.

On motion by Senator Harrell, by two-thirds vote, **CS for HB 1313** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for SB 1326**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing exemptions from public records requirements for secure login credentials, Internet protocol addresses, and geolocation data held by the Department of Highway Safety and Motor Vehicles; providing retroactive application; defining the terms “secure login credentials” and “public-facing portal”; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1326**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1315** was withdrawn from the Committee on Rules.

On motion by Senator Harrell—

**CS for HB 1315**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing exemptions from public records requirements for secure login credentials, Internet protocol

addresses, geolocation data, and other certain information held by the Department of Highway Safety and Motor Vehicles; providing retroactive application; defining the terms “secure login credentials” and “public-facing portal”; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 1326** and read the second time by title.

On motion by Senator Harrell, by two-thirds vote, **CS for HB 1315** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for CS for SB 1128**—A bill to be entitled An act relating to preemption over restriction of utility services; creating s. 366.032, F.S.; prohibiting municipalities, counties, special districts, or other political subdivisions from restricting or prohibiting the types or fuel sources of energy production used, delivered, converted, or supplied by certain entities to serve customers; providing construction; voiding existing specified documents and policies that are preempted by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 1128**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 919** was withdrawn from the Committee on Rules.

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

**CS for CS for HB 919**—A bill to be entitled An act relating to preemption over restriction of utility services; creating s. 366.032, F.S.; prohibiting municipalities, counties, special districts, or other political subdivisions from restricting or prohibiting the types or fuel sources of energy production used, delivered, converted, or supplied by certain entities to serve customers; providing construction; voiding existing specified documents and policies that are preempted by this act; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1128** and, by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 919** was placed on the calendar of Bills on Third Reading.

**CS for CS for SB 48**—A bill to be entitled An act relating to educational scholarship programs; amending s. 11.45, F.S.; requiring the Auditor General to conduct certain audits at least every 3 years instead of annually; conforming provisions to changes made by the act; amending s. 211.0251, F.S.; conforming provisions to changes made by the act; deleting a provision limiting a certain tax credit to no more than 50 percent of the tax due on the return the credit is taken; amending s. 212.099, F.S.; revising the definition of the term “eligible contribution”; deleting the definition of the term “eligible nonprofit scholarship-

funding organization”; granting a credit against the state portion of certain taxes to eligible businesses; requiring dealers to remit any contributions of designated amounts from an eligible business; revising the circumstances under which dealers reduce the collection of taxes from certain businesses; requiring the Department of Revenue to provide eligible businesses that make a contribution with a receipt during a certain timeframe; requiring a dealer to identify on the dealer’s return the amount of an eligible contribution; requiring dealers to remit to the Department of Revenue specified contributions; requiring the Department of Revenue to ensure that certain receipts are deposited into a specified fund; conforming provisions to changes made by the act; amending s. 212.1831, F.S.; conforming provisions to changes made by the act; amending s. 212.1832, F.S.; defining terms; requiring dealers claiming certain tax credits to file and pay returns electronically; requiring specified persons to report to the Department of Revenue on certain returns the amount of credits granted for the preceding reporting period; requiring such persons to remit eligible contributions to the Department of Revenue during a certain timeframe; requiring the Department of Revenue to adopt rules; conforming provisions to changes made by the act; amending s. 213.053, F.S.; deleting authorization for the Department of Revenue to provide specified information to certain entities; deleting definitions; amending ss. 220.1105, 220.13, 220.186, 220.1875, 561.1211, 624.51055, and 1002.20, F.S.; conforming provisions to changes made by the act; amending s. 1002.23, F.S.; correcting a reference to the Florida Virtual School; conforming a provision to changes made by the act; amending s. 1002.31, F.S.; adding certain students to those to whom district school boards must provide preferential treatment in the controlled open enrollment process; creating s. 1002.381, F.S.; establishing the McKay-Gardiner Scholarship Program; providing the purpose of the program; defining terms; specifying eligibility requirements; providing criteria for authorized uses of program funds; providing the terms of a program scholarship; requiring certain scholarship accounts to be closed and for specified funds to revert to the state under specified circumstances; providing school district obligations under the program; specifying obligations for eligible private schools; providing Department of Education obligations relating to the program; specifying Commissioner of Education authority and obligations; providing parent and student responsibilities for program participation; providing an application approval and renewal process for charitable organizations seeking to participate or remain in the program; establishing a procedure for when an organization is disapproved; providing that an organization is a renewing organization if it was approved by the State Board of Education for a certain fiscal year or after and maintains continuous approval and participation in the program; requiring the state board to adopt specified rules; exempting specified entities from the initial or renewal application process; providing obligations for organizations relating to establishing program scholarships; providing eligibility and obligations for transition-to-work programs; specifying requirements for scholarship funding and payment; specifying the initial maximum number of student FTE; providing for the annual increase of the maximum number of student FTE; requiring the department to transfer certain funds to organizations in a specified manner; clarifying that accrued interest in student accounts is in addition to, and not part of, awarded funds; authorizing organizations to develop systems for payment of benefits by funds transfer; prohibiting organizations that develop such systems from reducing scholarship awards through certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; specifying obligations related to approved providers; providing that the state is not liable for the award or use of program funds; providing construction; requiring the State Board of Education to adopt rules; repealing ss. 1002.385 and 1002.39, F.S., relating to the Gardiner Scholarship and the John M. McKay Scholarships for Students with Disabilities Program, respectively; amending s. 1002.394, F.S.; revising the Family Empowerment Scholarship Program; providing and revising definitions; specifying and revising eligibility requirements; revising the priority order for awarding scholarships; providing and revising terms for scholarship payments to organizations; providing circumstances under which a student’s account must be closed and remaining funds revert to the state; specifying the purposes for which such funds may be used; providing and revising school district obligations; providing and revising department obligations relating to participating students; requiring the department to verify eligible expenditures before distributing funds; requiring the department to issue a project grant award to a state university for a certain purpose; specifying the duration of the grant and the maximum

dollar amount; requiring the university to annually report data on student performance to the department; requiring the department to publish the report on its website; specifying other department requirements pertaining to approved providers, verification of certain expenditures, reports from eligible nonprofit scholarship-funding organizations, and contracting with an independent entity to evaluate the program annually; requiring the department to investigate certain complaints; requiring the department to establish and coordinate an FTE reporting process; providing and revising obligations for eligible private schools; providing and revising parent and student obligations for initial and continued participation in the program; providing and revising nonprofit scholarship-funding organization obligations relating to participating in the program; specifying Auditor General obligations; expanding eligibility to specified students who received certain scholarships in a specified school year; clarifying that certain scholarships do not count toward the maximum number of eligible students; providing the manner in which funds will be allocated; requiring the department to verify that a student is not prohibited from receiving a scholarship upon notification from an organization that an application has been approved; requiring the organization to provide the department with the documentation necessary to verify the student’s participation; requiring the department to release the student’s scholarship funds to the organization to be deposited into the student’s account upon verification; clarifying that accrued interest is in addition to, and not part of, awarded funds; authorizing organizations to develop a system for payment of benefits by funds transfer; prohibiting scholarship awards from being reduced by certain fees; clarifying that scholarship funds do not constitute taxable income to the qualified student or to his or her parent; requiring the Auditor General to conduct certain audits at least once every 3 years; providing an application approval and renewal process for charitable organizations seeking to participate or remain in the program; establishing a procedure for when an organization is disapproved; providing that an organization is a renewing organization if it was approved by the state board for a certain fiscal year or after and maintains continuous approval and participation in the program; requiring the state board to adopt rules; exempting specified entities from the initial or renewal application process; providing certain authority and obligations of the Commissioner of Education; deleting an obsolete implementation schedule; amending s. 1002.395, F.S.; repealing the Florida Tax Credit Scholarship Program; revising legislative findings; revising and deleting terms; deleting provisions made obsolete by the act; retaining the tax credits available under the former scholarship program; specifying the manner in which a taxpayer may elect to make eligible contributions; requiring all eligible contributions received by the department and the division to be deposited into a specified fund; requiring the Department of Revenue to adopt rules; authorizing the Division of Alcoholic Beverages and Tobacco to adopt rules; repealing s. 1002.40, F.S., relating to the Hope Scholarship Program; amending s. 1002.411, F.S.; conforming a provision to changes made by the act; amending s. 1002.421, F.S.; providing that private virtual schools meet the requirement to maintain a physical location in this state if such virtual schools maintain at least one administrative office in a specified manner; requiring certain private schools to provide reports from a specified public accountant; providing requirements for such reports; requiring the schools to provide parents and students with specified information; amending ss. 1009.971, 1009.98, 1009.981, and 1011.61, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; deleting a provision requiring that certain funds not be included in the calculated amount for certain scholarship awards; creating s. 1011.687, F.S.; establishing an allocation within the Florida Education Finance Program for certain scholarship programs; providing requirements for certain allocations of tax credits; clarifying that certain requirements apply to allocations of credit received before a certain date; authorizing the Department of Revenue to contract with a qualified vendor without using a competitive solicitation process; providing an appropriation; providing the department with emergency rulemaking authority; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 48**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7045** was withdrawn from the Committee on Appropriations.

On motion by Senator Diaz, the rules were waived and—

**CS for HB 7045**—A bill to be entitled An act relating to school choice; amending s. 11.45, F.S.; revising the frequency with which the Auditor

General must conduct certain operational audits; repealing s. 1002.385, F.S., relating to the Gardiner Scholarship; amending s. 1002.39, F.S.; revising provisions relating to the calculation of the maximum amount of scholarship funds granted to an eligible student with a disability under the John M. McKay Scholarships for Students with Disabilities Program; providing for future repeal of the program; amending s. 1002.394, F.S.; providing definitions; revising student eligibility requirements under the Family Empowerment Scholarship Program; providing requirements for the use of funds under the program; revising provisions relating to the term of scholarships under the program; providing that certain students are not eligible for a scholarship under the program under certain circumstances; providing exceptions; revising the obligations of school districts, the Department of Education, private schools, and eligible scholarship-funding organizations under the program; revising the responsibilities of parents and students relating to program participation; revising provisions relating to the funding and payment of scholarships awarded under the program; requiring specified state agencies to work with an organization to provide access to lists of approved licensed service providers; providing that certain students with disabilities are eligible for enrollment in transition-to-work programs at certain participating private schools; providing requirements for such students, private schools, and businesses under transition-to-work programs; revising provisions relating to the State Board of Education's rulemaking authority; removing obsolete provisions; amending s. 1002.395, F.S.; revising student eligibility criteria based on household income level for the Florida Tax Credit Scholarship Program; amending ss. 1002.40, 1009.971, 1009.98, 1009.981, 1011.61, and 1011.62, F.S.; conforming provisions to changes made by the act; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 48** and read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Taddeo moved the following amendment which failed:

**Amendment 1 (758664)**—Between lines 765 and 766 insert:

*(d) By October 1 of each year, report to the department, in a format developed by the department, the following information for the preceding school year:*

1. *The total number of students enrolled in the school;*
2. *The number of students enrolled in the school who participated in a state school choice scholarship program under this chapter, indicating student participation in each scholarship program; and*
3. *The number of students enrolled in the school who participated in a state school choice scholarship program under this chapter and also took courses through dual enrollment under chapter 1007 or a virtual school under this chapter, indicating student enrollment in such courses, either through dual enrollment or enrollment in a virtual school, or both.*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Thurston moved the following amendments which failed:

**Amendment 2 (234616) (with title amendment)**—Delete lines 1514-1531.

And the title is amended as follows:

Delete line 40 and insert: 1009.971, 1009.98, 1009.981, and 1011.61,

## THE PRESIDENT PRESIDING

**Amendment 3 (507624) (with title amendment)**—Between lines 1402 and 1403 insert:

Section 6. Paragraph (h) of subsection (1) of section 1002.421, Florida Statutes, is amended to read:

1002.421 State school choice scholarship program accountability and oversight.—

(1) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—A private school participating in an educational scholarship program established pursuant to this chapter must be a private school as defined in s. 1002.01(2) in this state, be registered, and be in compliance with all requirements of this section in addition to private school requirements outlined in s. 1002.42, specific requirements identified within respective scholarship program laws, and other provisions of Florida law that apply to private schools, and must:

(h) Employ or contract with teachers who hold baccalaureate or higher degrees *or*; have at least 3 years of teaching experience in public or private schools, ~~or have special skills, knowledge, or expertise that qualifies them to provide instruction in subjects taught.~~

The department shall suspend the payment of funds to a private school that knowingly fails to comply with this subsection, and shall prohibit the school from enrolling new scholarship students, for 1 fiscal year and until the school complies. If a private school fails to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (q), the commissioner may determine that the private school is ineligible to participate in a scholarship program.

And the title is amended as follows:

Delete line 39 and insert: Credit Scholarship Program; amending s. 1002.421, F.S.; deleting a provision requiring private schools participating in an educational scholarship program to employ or contract with teachers based on them having special skills, knowledge, or expertise that qualifies them to provide instruction; amending ss. 1002.40,

**Amendment 4 (146430)**—Delete lines 264-269 and insert: 275 ~~300~~ percent of the federal poverty level or an adjusted maximum percent of the federal poverty level;

**Amendment 5 (214218) (with title amendment)**—Delete lines 46-69.

And the title is amended as follows:

Delete lines 2-4 and insert: An act relating to school choice;

Pursuant to Rule 4.19, **CS for HB 7045** was placed on the calendar of Bills on Third Reading.

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

**CS for CS for SB 896**—A bill to be entitled An act relating to renewable energy; creating s. 163.3205, F.S.; providing legislative intent; defining the term “solar facility”; providing that solar facilities are a permitted use in local government comprehensive plan agricultural land use categories and certain agricultural zoning districts; requiring solar facilities to comply with specified criteria; authorizing counties to adopt ordinances that meet certain requirements; amending s. 366.91, F.S.; defining and redefining terms; authorizing the Florida Public Service Commission to approve cost recovery by a gas public utility for certain contracts for the purchase of renewable natural gas; amending ss. 366.92, 373.236, and 403.973, F.S.; conforming cross-references; reenacting s. 288.9606(7), F.S., relating to the issuance of revenue bonds, to incorporate the amendment made to s. 366.91, F.S., in a reference thereto; providing an effective date.

—which was previously considered and amended this day.

Pursuant to Rule 4.19, **CS for CS for SB 896**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## MOTIONS

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until 9:00 p.m.

**CS for CS for CS for SB 1146**—A bill to be entitled An act relating to the Florida Building Code; amending s. 163.3202, F.S.; prohibiting certain regulations relating to building design elements from being applied to certain dwellings; providing exceptions; defining terms; providing construction; amending s. 381.0065, F.S.; authorizing fee owners or fee owners' contractors to select private providers to provide inspection services for onsite sewage treatment and disposal systems if certain requirements are met; providing legislative intent; requiring the Department of Health to reduce certain permit fees; prohibiting the department from charging inspection fees if the fee owner or contractor hires a private provider to perform an inspection; providing requirements for private providers or duly authorized representatives of private providers performing such inspections; requiring fee owners or contractors to provide specified notice to the department when using a private provider for such inspections; providing requirements for the contents of such notice; prohibiting the department from charging a fee for changing the duly authorized representative named in a permit application; authorizing the department to audit the performance of private providers; providing requirements relating to work on a building, a structure, or an onsite sewage treatment and disposal system relating to such audits; amending s. 514.0115, F.S.; prohibiting the Department of Health from requiring that pools serving assisted living facilities be compliant with rules relating to swimming pool lifeguards; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term "local government"; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe; prohibiting a municipality, county, or special district from using preliminary maps issued by the Federal Emergency Management Agency for certain purposes relating to land use changes; authorizing the commission to issue errata to the code; defining the term "errata to the code"; making technical changes; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the application for or issuance of a building permit; prohibiting local governments from taking certain actions relating to building permits to demolish and replace single-family residential dwellings located in certain flood zones; providing requirements for such permits; amending s. 553.791, F.S.; revising and defining terms; providing requirements for qualified private providers; requiring local jurisdictions to reduce permit fees under certain circumstances; deleting legislative intent; specifying that contractors using private providers to provide building code inspections services must notify local building officials in writing; revising notice requirements; deleting a provision requiring fee owners or fee owners' contractors to post certain information at a project site before commencing construction; authorizing certain affidavits to be signed with electronic signatures and be submitted to local building officials electronically; authorizing certain inspections to be performed in-person or virtually; authorizing certain reports to be signed with electronic signatures; authorizing certain notices to be electronically posted; authorizing private providers to perform certain replacements and repairs without first notifying local building officials under certain circumstances; authorizing certain forms to be signed with electronic signatures; authorizing certain inspection records to be electronically posted and electronically submitted to local building officials; authorizing certificates of compliance to be electronically transmitted to local building officials; specifying that a certain registry must be distinct from the registry of qualified private providers; conforming provisions to changes made by the act; authorizing a county, a municipality, a school district, or an independent special district to use a private provider to provide building code inspection services for certain purposes; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; revising rulemaking requirements relating to suspensions and revocations by the commission; specifying that suspensions are governed by specified provisions; amending s. 553.80, F.S.; revising requirements for the expenditure of certain unexpended revenue relating to enforcing the Florida Building Code; amending ss. 125.01 and 125.56, F.S.; conforming cross-references; making technical changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 1146**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 401** was withdrawn from the Committee on Rules.

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

**CS for CS for HB 401**—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term "local government"; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe; authorizing the commission to issue errata to the code; providing a definition for the term "errata to the code"; making technical changes; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the issuance of a building permit; amending s. 553.791, F.S.; authorizing certain local entities to use a private provider for code inspection services under certain circumstances; amending s. 553.80, F.S.; revising how certain excess funds may be used by a local government; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; authorizing the commission to suspend or revoke certain approvals under certain circumstances; amending ss. 125.01 and 125.56, F.S.; conforming cross-references to changes made by the act; making technical changes; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1146** and, by two-thirds vote, read the second time by title.

Senator Perry moved the following amendment which was adopted:

**Amendment 1 (728214) (with title amendment)**—Before line 32 insert:

Section 1. Present subsection (5) of section 163.3202, Florida Statutes, is redesignated as subsection (6), and a new subsection (5) is added to that section, to read:

163.3202 Land development regulations.—

(5)(a) *Land development regulations relating to building design elements may not be applied to a single-family or two-family dwelling unless:*

1. *The dwelling is listed in the National Register of Historic Places, as defined in s. 267.021(5); is located in a National Register Historic District; or is designated as a historic property or located in a historic district, under the terms of a local preservation ordinance;*
2. *The regulations are adopted in order to implement the National Flood Insurance Program;*
3. *The regulations are adopted pursuant to and in compliance with chapter 553;*
4. *The dwelling is located in a community redevelopment area, as defined in s. 163.340(10);*
5. *The regulations are required to ensure protection of coastal wildlife in compliance with s. 161.052, s. 161.053, s. 161.0531, s. 161.085, s. 161.163, or chapter 373;*
6. *The dwelling is located in a planned unit development or master planned community created pursuant to a local ordinance; or*
7. *The dwelling is located within the jurisdiction of a local government that has a design review board or architectural review board.*

(b) *For purposes of this subsection, the term:*

1. *"Building design elements" means the external building color; the type or style of exterior cladding material; the style or material of roof structures or porches; the exterior nonstructural architectural ornamentation; the location or architectural styling of windows or doors; the location or orientation of the garage; the number and type of rooms; and the interior layout of rooms. The term does not include the height, bulk, orientation, or location of a dwelling on a zoning lot; or the use of buffering or screening to minimize potential adverse physical or visual impacts or to protect the privacy of neighbors.*



2. “Planned unit development” or “master planned community” means an area of land that is planned and developed as a single entity or in approved stages with uses and structures substantially related to the character of the entire development, or a self-contained development in which the subdivision and zoning controls are applied to the project as a whole rather than to individual lots.

(c) This subsection does not affect the validity or enforceability of private covenants or other contractual agreements relating to building design elements.

And the title is amended as follows:

Between lines 2 and 3 insert: s. 163.3202, F.S.; prohibiting certain regulations relating to building design elements from being applied to certain dwellings; providing exceptions; defining terms; providing construction; amending

Senator Brodeur moved the following amendment:

**Amendment 2 (693118) (with directory and title amendments)**—Delete lines 251-456 and insert:

(5) Notwithstanding subsection (4), counties and municipalities may adopt by ordinance an administrative or technical amendment to the Florida Building Code relating to flood resistance in order to implement the National Flood Insurance Program or incentives. Specifically, an administrative amendment may assign the duty to enforce all or portions of flood-related code provisions to the appropriate agencies of the local government and adopt procedures for variances and exceptions from flood-related code provisions other than provisions for structures seaward of the coastal construction control line consistent with the requirements in 44 C.F.R. s. 60.6. A technical amendment is authorized to the extent it is more stringent than the code. A technical amendment is not subject to the requirements of subsection (4) and may not be rendered void when the code is updated if the amendment is adopted for the purpose of participating in the Community Rating System promulgated pursuant to 42 U.S.C. s. 4022, the amendment had already been adopted by local ordinance prior to July 1, 2010, or the amendment requires a design flood elevation above the base flood elevation. Any amendment adopted ~~under pursuant to~~ this subsection shall be transmitted to the commission within 30 days after being adopted. A municipality, county, or special district may not use preliminary maps issued by the Federal Emergency Management Agency for any law, ordinance, rule, or other measure that has the effect of imposing land use changes or permits.

(8) Notwithstanding subsection (3) or subsection (7), the commission may address issues identified in this subsection by amending the code ~~under pursuant to~~ the rule adoption procedures in chapter 120. Updates to the Florida Building Code, including provisions contained in referenced standards and criteria which relate to wind resistance or the prevention of water intrusion, may not be amended ~~under pursuant to~~ this subsection to diminish those standards; however, the commission may amend the Florida Building Code to enhance such standards. Following the approval of any amendments to the Florida Building Code by the commission and publication of the amendments on the commission’s website, authorities having jurisdiction to enforce the Florida Building Code may enforce the amendments.

(a) The commission may approve amendments that are needed to address:

1. ~~(a)~~ Conflicts within the updated code;
2. ~~(b)~~ Conflicts between the updated code and the Florida Fire Prevention Code adopted ~~under pursuant to~~ chapter 633;
3. ~~(c)~~ Unintended results from the integration of previously adopted amendments with the model code;
4. ~~(d)~~ Equivalency of standards;
5. ~~(e)~~ Changes to or inconsistencies with federal or state law; or
6. ~~(f)~~ Adoption of an updated edition of the National Electrical Code if the commission finds that delay of implementing the updated edition causes undue hardship to stakeholders or otherwise threatens the public health, safety, and welfare.

(b) The commission may issue errata to the code pursuant to the rule adoption procedures in chapter 120 to list demonstrated errors in provisions contained within the Florida Building Code. The determination of such errors and the issuance of errata to the code must be approved by a 75 percent supermajority vote of the commission. For purposes of this paragraph, “errata to the code” means a list of errors on current and previous editions of the Florida Building Code.

Section 2. Present subsections (3) through (8) of section 514.0115, Florida Statutes, are redesignated as subsections (4) through (9), respectively, and a new subsection (3) is added to that section, to read:

514.0115 Exemptions from supervision or regulation; variances.—

(3) The department may not require compliance with rules relating to swimming pool lifeguard standards for pools serving assisted living facilities.

Section 3. Subsection (7) of section 553.77, Florida Statutes, is amended to read:

553.77 Specific powers of the commission.—

(7) Building officials shall recognize and enforce variance orders issued by the Department of Health ~~under s. 514.0115(9) pursuant to s. 514.0115(8)~~, including any conditions attached to the granting of the variance.

Section 4. Paragraph (d) is added to subsection (1) of section 553.79, Florida Statutes, to read:

553.79 Permits; applications; issuance; inspections.—

(1)

(d) A local government may not require a contract between a builder and an owner for the issuance of a building permit or as a requirement for the submission of a building permit application.

Section 5. Present subsections (10) through (19) of section 553.791, Florida Statutes, are redesignated as subsections (11) through (20), respectively, a new subsection (10) and subsection (21) are added to that section, and subsection (1), paragraph (b) of subsection (2), subsections (3), (4), and (6), paragraphs (b) and (d) of subsection (7), subsections (8) and (9), and present subsections (10), (11), (12), (14), and (15) are amended, to read:

553.791 Alternative plans review and inspection.—

(1) As used in this section, the term:

(a) “Applicable codes” means the Florida Building Code and any local technical amendments to the Florida Building Code but does not include the applicable minimum fire prevention and firesafety codes adopted pursuant to chapter 633.

(b) “Audit” means the process to confirm that the building code inspection services have been performed by the private provider, including ensuring that the required affidavit for the plan review has been properly completed and ~~submitted with affixed to~~ the permit documents and that the minimum mandatory inspections required under the building code have been performed and properly recorded. The local building official may not replicate the plan review or inspection being performed by the private provider, unless expressly authorized by this section.

(c) “Building” means any construction, erection, alteration, demolition, or improvement of, or addition to, any structure or site work for which permitting by a local enforcement agency is required.

(d) “Building code inspection services” means those services described in s. 468.603(5) and (8) involving the review of building plans as well as those services involving the review of site plans and site work engineering plans or their functional equivalent, to determine compliance with applicable codes and those inspections required by law, *conducted either in person or virtually*, of each phase of construction for which permitting by a local enforcement agency is required to determine compliance with applicable codes.

(e) “*Deliver*” or “*delivery*” means any method of delivery used in conventional business or commercial practice, including delivery by electronic transmissions.

(f) “Duly authorized representative” means an agent of the private provider identified in the permit application who reviews plans or performs inspections as provided by this section and who is licensed as an engineer under chapter 471 or as an architect under chapter 481 or who holds a standard certificate under part XII of chapter 468.

(g) “*Electronically posted*” means providing notices of decisions, results, or records, including inspection records, through the use of a website or other form of electronic communication used to transmit or display information.

(h) “*Electronic signature*” means any letters, characters, or symbols manifested by electronic or similar means which are executed or adopted by a party with an intent to authenticate a writing or record.

(i) “*Electronic transmission*” or “*submitted electronically*” means any form or process of communication not directly involving the physical transfer of paper or another tangible medium which is suitable for the retention, retrieval, and reproduction of information by the recipient and is retrievable in paper form by the receipt through an automated process. All notices provided for in this section may be transmitted electronically and shall have the same legal effect as if physically posted or mailed.

(j)(4) “Immediate threat to public safety and welfare” means a building code violation that, if allowed to persist, constitutes an immediate hazard that could result in death, serious bodily injury, or significant property damage. This paragraph does not limit the authority of the local building official to issue a Notice of Corrective Action at any time during the construction of a building project or any portion of such project if the official determines that a condition of the building or portion thereof may constitute a hazard when the building is put into use following completion as long as the condition cited is shown to be in violation of the building code or approved plans.

(k)(g) “Local building official” means the individual within the governing jurisdiction responsible for direct regulatory administration or supervision of plans review, enforcement, and inspection of any construction, erection, alteration, demolition, or substantial improvement of, or addition to, any structure for which permitting is required to indicate compliance with applicable codes and includes any duly authorized designee of such person.

(l)(4) “Permit application” means a properly completed and submitted application for the requested building or construction permit, including:

1. The plans reviewed by the private provider.
2. The affidavit from the private provider required under subsection (6).
3. Any applicable fees.
4. Any documents required by the local building official to determine that the fee owner has secured all other government approvals required by law.

(m)(4) “Plans” means building plans, site engineering plans, or site plans, or their functional equivalent, submitted by a fee owner or fee owner’s contractor to a private provider or duly authorized representative for review.

(n)(4) “Private provider” means a person licensed as a building code administrator under part XII of chapter 468, as an engineer under chapter 471, or as an architect under chapter 481. For purposes of performing inspections under this section for additions and alterations that are limited to 1,000 square feet or less to residential buildings, the term “private provider” also includes a person who holds a standard certificate under part XII of chapter 468.

(o)(4) “Request for certificate of occupancy or certificate of completion” means a properly completed and executed application for:

1. A certificate of occupancy or certificate of completion.

2. A certificate of compliance from the private provider required under subsection (12) (4).

3. Any applicable fees.

4. Any documents required by the local building official to determine that the fee owner has secured all other government approvals required by law.

(p) “*Single-trade inspection*” means any inspection focused on a single construction trade, such as plumbing, mechanical, or electrical. The term includes, but is not limited to, inspections of door or window replacements; fences and block walls more than 6 feet high from the top of the wall to the bottom of the footing; stucco or plastering; reroofing with no structural alteration; HVAC replacements; ductwork or fan replacements; alteration or installation of wiring, lighting, and service panels; water heater changeouts; sink replacements; and repiping.

(q)(4) “Site work” means the portion of a construction project that is not part of the building structure, including, but not limited to, grading, excavation, landscape irrigation, and installation of driveways.

(r)(4) “Stop-work order” means the issuance of any written statement, written directive, or written order which states the reason for the order and the conditions under which the cited work will be permitted to resume.

(2)

(b) *If an owner or contractor retains a private provider for purposes of plans review or building inspection services, the local jurisdiction must reduce the permit fee by the amount of cost savings realized by the local enforcement agency for not having to perform such services. Such reduction may be calculated on a flat fee or percentage basis, or any other reasonable means by which a local enforcement agency assesses the cost for its plans review or inspection services. It is the intent of the Legislature that owners and contractors pay reduced fees related to building permitting requirements when hiring a private provider for plans review and building inspections. A local jurisdiction must calculate the cost savings to the local enforcement agency, based on a fee owner or contractor hiring a private provider to perform plans reviews and building inspections in lieu of the local building official, and reduce the permit fees accordingly. The local jurisdiction may not charge fees for building inspections if the fee owner or contractor hires a private provider to perform such services; however, the local jurisdiction may charge a reasonable administrative fee.*

(3) A private provider and any duly authorized representative may only perform building code inspection services that are within the disciplines covered by that person’s licensure or certification under chapter 468, chapter 471, or chapter 481, including single-trade inspections. A private provider may not provide building code inspection services pursuant to this section upon any building designed or constructed by the private provider or the private provider’s firm.

(4) A fee owner or the fee owner’s contractor using a private provider to provide building code inspection services shall notify the local building official *in writing* at the time of permit application, or by 2 p.m. local time, 2 business days before the first scheduled inspection by the local building official or building code enforcement agency *that for a private provider has been contracted to perform the performing* required inspections of construction under this section, including single-trade inspections, on a form to be adopted by the commission. This notice shall include the following information:

(a) The services to be performed by the private provider.

(b) The name, firm, address, telephone number, and ~~facsimile number~~ *e-mail address* of each private provider who is performing or will perform such services, his or her professional license or certification number, qualification statements or resumes, and, if required by the local building official, a certificate of insurance demonstrating that professional liability insurance coverage is in place for the private provider’s firm, the private provider, and any duly authorized representative in the amounts required by this section.

*However, the notice is not required to include such information for private providers who are qualified private providers within the local jurisdiction and have renewed such designation pursuant to this section.*

(c) An acknowledgment from the fee owner in substantially the following form:

I have elected to use one or more private providers to provide building code plans review and/or inspection services on the building or structure that is the subject of the enclosed permit application, as authorized by s. 553.791, Florida Statutes. I understand that the local building official may not review the plans submitted or perform the required building inspections to determine compliance with the applicable codes, except to the extent specified in said law. Instead, plans review and/or required building inspections will be performed by licensed or certified personnel identified in the application. The law requires minimum insurance requirements for such personnel, but I understand that I may require more insurance to protect my interests. By executing this form, I acknowledge that I have made inquiry regarding the competence of the licensed or certified personnel and the level of their insurance and am satisfied that my interests are adequately protected. I agree to indemnify, defend, and hold harmless the local government, the local building official, and their building code enforcement personnel from any and all claims arising from my use of these licensed or certified personnel to perform building code inspection services with respect to the building or structure that is the subject of the enclosed permit application.

If the fee owner or the fee owner's contractor makes any changes to the listed private providers or the services to be provided by those private providers, the fee owner or the fee owner's contractor shall, within 1 business day after any change or *within 2 business days before the next scheduled inspection*, update the notice to reflect such changes. A change of a duly authorized representative named in the permit application does not require a revision of the permit, and the building code enforcement agency shall not charge a fee for making the change. ~~In addition, the fee owner or the fee owner's contractor shall post at the project site, before the commencement of construction and updated within 1 business day after any change, on a form to be adopted by the commission, the name, firm, address, telephone number, and facsimile number of each private provider who is performing or will perform building code inspection services, the type of service being performed, and similar information for the primary contact of the private provider on the project.~~

(6) A private provider performing plans review under this section shall review the plans to determine compliance with the applicable codes. Upon determining that the plans reviewed comply with the applicable codes, the private provider shall prepare an affidavit or affidavits ~~on a form reasonably acceptable to the commission~~ certifying, under oath, that the following is true and correct to the best of the private provider's knowledge and belief:

(a) The plans were reviewed by the affiant, who is duly authorized to perform plans review pursuant to this section and holds the appropriate license or certificate.

(b) The plans comply with the applicable codes.

*Such affidavit may bear a written or electronic signature and may be submitted electronically to the local building official.*

(7)

(b) If the local building official provides a written notice of plan deficiencies to the permit applicant within the prescribed 20-day period, the 20-day period shall be tolled pending resolution of the matter. To resolve the plan deficiencies, the permit applicant may elect to dispute the deficiencies pursuant to subsection (14) ~~(13)~~ or to submit revisions to correct the deficiencies.

(d) If the local building official provides a second written notice of plan deficiencies to the permit applicant within the prescribed time period, the permit applicant may elect to dispute the deficiencies pursuant to subsection (14) ~~(13)~~ or to submit additional revisions to correct the deficiencies. For all revisions submitted after the first revision, the local building official has an additional 5 business days from the date of resubmittal to issue the requested permit or to provide a written notice to the permit applicant stating which of the previously identified plan features remain in noncompliance with the applicable codes, with specific reference to the relevant code chapters and sections.

(8) A private provider performing required inspections under this section shall inspect each phase of construction as required by the applicable codes. *Such inspection may be performed in-person or virtually.* The private provider ~~may have shall be permitted to send~~ a duly authorized representative ~~to the building site to~~ perform the required inspections, provided all required reports are prepared by and bear the *written or electronic* signature of the private provider or the private provider's duly authorized representative. The duly authorized representative must be an employee of the private provider entitled to receive reemployment assistance benefits under chapter 443. The contractor's contractual or legal obligations are not relieved by any action of the private provider.

(9) A private provider performing required inspections under this section shall provide notice to the local building official of the date and approximate time of any such inspection no later than the prior business day by 2 p.m. local time or by any later time permitted by the local building official in that jurisdiction. The local building official may not prohibit the private provider from performing any inspection outside the local building official's normal operating hours, including after hours, weekends, or holidays. The local building official may visit the building site as often as necessary to verify that the private provider is performing all required inspections. A deficiency notice must be posted ~~at the job site~~ by the private provider, the duly authorized representative of the private provider, or the building department whenever a noncomplying item related to the building code or the permitted documents is found. *Such notice may be physically posted at the job site or electronically posted.* After corrections are made, the item must be re-inspected by the private provider or representative before being concealed. Reinspection or reaudit fees shall not be charged by the local jurisdiction as a result of the local jurisdiction's audit inspection occurring before the performance of the private provider's inspection or for any other administrative matter not involving the detection of a violation of the building code or a permit requirement.

(10) *If equipment replacements and repairs must be performed in an emergency situation, subject to the emergency permitting provisions of the Florida Building Code, a private provider may perform emergency inspection services without first notifying the local building official pursuant to subsection (9). A private provider must conduct the inspection within 3 business days after being contacted to conduct an emergency inspection and must submit the inspection report to the local building official within 1 day after the inspection is completed.*

~~(11)(10)~~ Upon completing the required inspections at each applicable phase of construction, the private provider shall record such inspections on a form acceptable to the local building official. The form must bear the *written or electronic signature of* ~~be signed by~~ the provider or the provider's duly authorized representative. These inspection records shall reflect those inspections required by the applicable codes of each phase of construction for which permitting by a local enforcement agency is required. The private provider, *upon completion of the required inspection before leaving the project site*, shall post each completed inspection record, indicating pass or fail, ~~at the site~~ and provide the record to the local building official within 2 business days. *Such inspection record may be electronically posted by the private provider or the private provider may post such inspection record physically at the project site. The private provider may electronically transmit the record to the local building official.* The local building official may waive the requirement to provide a record of each inspection within 2 business days if the record is *electronically posted* or posted at the project site and all such inspection records are submitted with the certificate of compliance. *Unless the records have been electronically posted*, records of all required and completed inspections shall be maintained at the building site at all times and made available for review by the local building official. The private provider shall report to the local enforcement agency any condition that poses an immediate threat to public safety and welfare.

~~(12)(11)~~ Upon completion of all required inspections, the private provider shall prepare a certificate of compliance, on a form acceptable to the local building official, summarizing the inspections performed and including a written representation, under oath, that the stated inspections have been performed and that, to the best of the private provider's knowledge and belief, the building construction inspected complies with the approved plans and applicable codes. The statement required of the private provider shall be substantially in the following form and shall be signed and sealed by a private provider as established

in subsection (1) *or may be electronically transmitted to the local building official:*

To the best of my knowledge and belief, the building components and site improvements outlined herein and inspected under my authority have been completed in conformance with the approved plans and the applicable codes.

(13)(12) No more than 2 business days after receipt of a request for a certificate of occupancy or certificate of completion and the applicant's presentation of a certificate of compliance and approval of all other government approvals required by law, the local building official shall issue the certificate of occupancy or certificate of completion or provide a notice to the applicant identifying the specific deficiencies, as well as the specific code chapters and sections. If the local building official does not provide notice of the deficiencies within the prescribed 2-day period, the request for a certificate of occupancy or certificate of completion shall be deemed granted and the certificate of occupancy or certificate of completion shall be issued by the local building official on the next business day. To resolve any identified deficiencies, the applicant may elect to dispute the deficiencies pursuant to subsection (14) (13) or to submit a corrected request for a certificate of occupancy or certificate of completion.

(15)(14) For the purposes of this section, any notice to be provided by the local building official shall be deemed to be provided to the person or entity when successfully transmitted to the *e-mail address facsimile number* listed for that person or entity in the permit application or revised permit application, or, if no *e-mail address facsimile number* is stated, when actually received by that person or entity.

(16)(a)(15)(a) A local enforcement agency, local building official, or local government may not adopt or enforce any laws, rules, procedures, policies, qualifications, or standards more stringent than those prescribed by this section.

(b) A local enforcement agency, local building official, or local government may establish, for private providers and duly authorized representatives working within that jurisdiction, a system of registration to verify compliance with the licensure requirements of paragraph (1)(n) (1)(j) and the insurance requirements of subsection (17) (16).

(c) This section does not limit the authority of the local building official to issue a stop-work order for a building project or any portion of the project, as provided by law, if the official determines that a condition on the building site constitutes an immediate threat to public safety and welfare.

(21) *Notwithstanding any other law, a county, a municipality, a school district, or an independent special district may use a private provider to provide building code inspection services for a public works project, an improvement, a building, or any other structure that is owned by the county, municipality, school district, or independent special district.*

Section 6. Paragraph (a) of subsection (7) of section 553.80, Florida Statutes, is amended to read:

553.80 Enforcement.—

(7)(a) The governing bodies of local governments may provide a schedule of reasonable fees, as authorized by s. 125.56(2) or s. 166.222 and this section, for enforcing this part. These fees, and any fines or investment earnings related to the fees, shall be used solely for carrying out the local government's responsibilities in enforcing the Florida Building Code. When providing a schedule of reasonable fees, the total estimated annual revenue derived from fees, and the fines and investment earnings related to the fees, may not exceed the total estimated annual costs of allowable activities. Any unexpended balances shall be carried forward to future years for allowable activities or shall be refunded at the discretion of the local government. A local government may not carry forward an amount exceeding the average of its operating budget for enforcing the Florida Building Code for the previous 4 fiscal years. For purposes of this subsection, the term "operating budget" does not include reserve amounts. Any amount exceeding this limit must be used as authorized in subparagraph 2. However, a local government which established, as of January 1, 2019, a Building Inspections Fund Advisory Board consisting of five members from the construction

stakeholder community and carries an unexpended balance in excess of the average of its operating budget for the previous 4 fiscal years may continue to carry such excess funds forward upon the recommendation of the advisory board. The basis for a fee structure for allowable activities shall relate to the level of service provided by the local government and shall include consideration for refunding fees due to reduced services based on services provided as prescribed by s. 553.791, but not provided by the local government. Fees charged shall be consistently applied.

1. As used in this subsection, the phrase "enforcing the Florida Building Code" includes the direct costs and reasonable indirect costs associated with review of building plans, building inspections, re-inspections, and building permit processing; building code enforcement; and fire inspections associated with new construction. The phrase may also include training costs associated with the enforcement of the Florida Building Code and enforcement action pertaining to unlicensed contractor activity to the extent not funded by other user fees.

2. A local government must use any excess funds that it is prohibited from carrying forward to rebate and reduce fees, *or to pay for the construction of a building or structure that houses a local government's building code enforcement agency or the training programs for building officials, inspectors, or plans examiners associated with the enforcement of the Florida Building Code. Excess funds used to construct such a building or structure must be designated for such purpose by the local government and may not be carried forward for more than 4 consecutive years.*

3. The following activities may not be funded with fees adopted for enforcing the Florida Building Code:

- Planning and zoning or other general government activities.
- Inspections of public buildings for a reduced fee or no fee.
- Public information requests, community functions, boards, and any program not directly related to enforcement of the Florida Building Code.
- Enforcement and implementation of any other local ordinance, excluding validly adopted local amendments to the Florida Building Code and excluding any local ordinance directly related to enforcing the Florida Building Code as defined in subparagraph 1.

4. A local government shall use recognized management, accounting, and oversight practices to ensure that fees, fines, and investment earnings generated under this subsection are maintained and allocated or used solely for the purposes described in subparagraph 1.

5. The local enforcement agency, independent district, or special district may not require at any time, including at the time of application for a permit, the payment of any additional fees, charges, or expenses associated with:

- Providing proof of licensure pursuant to chapter 489;
- Recording or filing a license issued pursuant to this chapter;
- Providing, recording, or filing evidence of workers' compensation insurance coverage as required by chapter 440; or
- Charging surcharges or other similar fees not directly related to enforcing the Florida Building Code.

Section 7. Paragraph (a) of subsection (8) and subsection (14) of section 553.842, Florida Statutes, are amended to read:

553.842 Product evaluation and approval.—

(8) The commission may adopt rules to approve the following types of entities that produce information on which product approvals are based. All of the following entities, including engineers and architects, must comply with a nationally recognized standard demonstrating independence or no conflict of interest:

(a) Evaluation entities approved *under pursuant to* this paragraph *or that meet the criteria for approval adopted by the commission by rule.* The commission shall specifically approve the National Evaluation

Service, the International Association of Plumbing and Mechanical Officials Evaluation Service, the International Code Council Evaluation Services, Underwriters Laboratories, LLC, Intertek Testing Services NA, Inc., and the Miami-Dade County Building Code Compliance Office Product Control Division. Architects and engineers licensed in this state are also approved to conduct product evaluations as provided in subsection (5).

(14) The commission shall by rule establish criteria for revocation of product approvals as well as ~~suspension~~ ~~revocation~~ of approvals of product evaluation entities, including those approved in accordance with paragraph (8)(a), and suspension or revocation of approvals of testing laboratories, quality assurance entities, certification agencies, and validation entities. *Suspension and revocation is governed by s. 120.60 and the uniform rules of procedure.*

Section 8. Paragraph (bb) of subsection (1) of section 125.01, Florida Statutes, is amended to read:

125.01 Powers and duties.—

(1) The legislative and governing body of a county shall have the power to carry on county government. To the extent not inconsistent with general or special law, this power includes, but is not restricted to, the power to:

(bb) Enforce the Florida Building Code, as provided in s. 553.80; and adopt and enforce local technical amendments to the Florida Building Code as provided in s. 553.73(4), ~~pursuant to s. 553.73(4)(b) and (c).~~

Section 9. Subsection (1) of section 125.56, Florida Statutes, is amended to read:

125.56 Enforcement and amendment of the Florida Building Code and the Florida Fire Prevention Code; inspection fees; inspectors; etc.—

(1) The board of county commissioners of each of the several counties of the state may enforce the Florida Building Code and the Florida Fire Prevention Code, as provided in ss. 553.80, 633.206, and 633.208; and, at its discretion, adopt local technical amendments to the Florida Building Code as provided in s. 553.73(4), ~~pursuant to s. 553.73(4)(b) and (c)~~ and local technical amendments to the Florida Fire Prevention Code as provided in, ~~pursuant to~~ s. 633.202; to provide for the safe construction, erection, alteration, repair, securing, and demolition of any building within its territory outside the corporate limits of any municipality. Upon a determination to consider amending the Florida Building Code or the Florida Fire Prevention Code by a majority of the members of the board of county commissioners of such county, the board shall call a public hearing and comply with the public notice requirements of s. 125.66(2). The board shall hear all interested parties at the public hearing and may then amend the building code or the fire code consistent with the terms and purposes of this act. Upon adoption, an amendment to the code shall be in full force and effect throughout the unincorporated area of such county until otherwise notified by the Florida Building Commission ~~under~~ ~~pursuant to~~ s. 553.73 or the State Fire Marshal ~~under~~ ~~pursuant to~~ s. 633.202. ~~This subsection does not~~ ~~Nothing herein contained shall be construed to~~ prevent the board of county commissioners from repealing such amendment to the building code or the fire code at any regular meeting of such board.

Section 10. Effective December 1, 2021, subsection (8) is added to section 381.0065, Florida Statutes, to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(8) PRIVATE PROVIDER INSPECTION SERVICES.—

(a) *Notwithstanding any other law, ordinance, or policy, the fee owner of an onsite sewage treatment and disposal system, or the fee owner's contractor upon written authorization from the fee owner, may select a private provider to provide inspection services for onsite sewage treatment and disposal systems and may pay the private provider directly for such services if such services are the subject of a written contract between the private provider, or the private provider's firm, and the fee owner or the fee owner's contractor, upon written authorization of the fee owner.*

(b) *The department may not charge inspection fees for any inspection performed by a private provider hired by the fee owner or fee owner's contractor.*

(c) *In addition to authorized and certified inspectors, onsite sewage treatment and disposal system inspection services may be performed by a private provider or a duly authorized representative of a private provider within the disciplines covered under such person's licensure or if the person is certified under s. 381.0101, is a master septic contractor licensed under chapter 489, is a professional engineer who has passed all three parts of the OSTDS Accelerated Certification Training, or is a person working as staff under the supervision of a master septic tank contractor or a licensed professional engineer and has passed all three parts of the OSTDS Accelerated Certification Training.*

(d)1. *A fee owner or the fee owner's contractor using a private provider for onsite sewage treatment and disposal system inspection services must provide notice to the department at the time of permit application, or by 2 p.m. local time, 2 business days before the first scheduled inspection by the department. The notice must include the following information:*

a. *The name, firm, address, telephone number, and e-mail address of each private provider who is performing or will perform such services, the private provider's professional license or certification number, and qualification statements or resumes for each private provider; and*

b. *An acknowledgment from the fee owner in substantially the following form:*

*I have elected to use one or more private providers to provide onsite sewage treatment and disposal system inspection services that are the subject of the enclosed permit application. I understand that the department may not perform the required onsite sewage treatment and disposal system inspections to determine compliance with the applicable codes, except to the extent authorized by law. Instead, inspections will be performed by the licensed or certified personnel identified in the application. By executing this form, I acknowledge that I have made inquiry regarding the competence of the licensed or certified personnel and am satisfied that my interests are adequately protected. I agree to indemnify, defend, and hold harmless the department from any and all claims arising from my use of these licensed or certified personnel to perform onsite sewage treatment and disposal system inspections with respect to the onsite sewage treatment and disposal system that are the subject of the enclosed permit application. Additionally, I understand that in the event that the onsite sewage treatment and disposal system does not comply with the applicable rules and laws, I will be responsible for remediating the system in accordance with existing law.*

2. *If the fee owner or the fee owner's contractor makes any changes to the listed private providers or the services to be provided by the private providers, the fee owner or the fee owner's contractor must update the notice in writing to reflect the change within 1 business day after the change. A change of a duly authorized representative named in the permit application does not require a revision of the permit, and the department may not charge a fee for making such change.*

(e) *The department may audit the performance of onsite sewage treatment and disposal system inspection services by private providers. However, the same private provider may not be audited more than four times in a month unless the department determines that an onsite sewage treatment and disposal system inspected by the private provider should not have passed inspection. Work on a building, a structure, or an onsite sewage treatment and disposal system may proceed after inspection and approval by a private provider if the fee owner or fee owner's contractor has given notice of the inspection pursuant to subsection (4) and, subsequent to such inspection and approval, may not be delayed for completion of an inspection audit by the department unless the department immediately notifies the fee owner or fee owner's contractor that the department is proceeding with enforcement activity against the private provider.*

Section 11. *The Department of Health shall initiate rulemaking to implement the amendments made by this act to s. 381.0065, Florida Statutes, by August 1, 2021.*

Section 12. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2021.

And the directory clause is amended as follows:

Delete line 32 and insert:

Section 1. Subsections (4), (5), and (8) of section 553.73,

And the title is amended as follows:

Delete lines 11-28 and insert: timeframe; prohibiting the use of preliminary maps issued by the Federal Emergency Management Agency under certain circumstances; authorizing the commission to issue errata to the code; providing a definition for the term “errata to the code”; making technical changes; amending s. 514.0115, F.S.; prohibiting the Department of Health from requiring that pools serving assisted living facilities be compliant with rules relating to swimming pool lifeguards; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the issuance of a building permit; amending s. 553.791, F.S.; revising and defining terms; providing requirements for qualified private providers; requiring local jurisdictions to reduce permit fees under certain circumstances; deleting legislative intent; specifying that contractors using private providers to provide building code inspections services must notify local building officials in writing; revising notice requirements; deleting a provision requiring fee owners or fee owners’ contractors to post certain information at a project site before commencing construction; authorizing certain affidavits to be signed with electronic signatures and be submitted to local building officials electronically; authorizing certain inspections to be performed in-person or virtually; authorizing certain reports to be signed with electronic signatures; authorizing certain notices to be electronically posted; authorizing private providers to perform certain replacements and repairs without first notifying local building officials under certain circumstances; authorizing certain forms to be signed with electronic signatures; authorizing certain inspection records to be electronically posted and electronically submitted to local building officials; authorizing certificates of compliance to be electronically transmitted to local building officials; authorizing certain local entities to use a private provider for code inspection services under certain circumstances; conforming provisions to changes made by the act; amending s. 553.80, F.S.; revising how certain excess funds may be used by a local government; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; authorizing the commission to suspend or revoke certain approvals under certain circumstances; amending ss. 125.01 and 125.56, F.S.; conforming cross-references to changes made by the act; making technical changes; amending s. 381.0065, F.S.; authorizing fee owners or fee owners’ contractors to select private providers to provide inspection services for onsite sewage treatment and disposal systems if certain requirements are met; prohibiting the department from charging inspection fees for inspections performed by private providers; providing requirements for private providers or duly authorized representatives of private providers performing such inspections; requiring fee owners or contractors to provide specified notice to the department when using a private provider for such inspections; providing requirements for the contents of such notice; prohibiting the department from charging a fee for changing the duly authorized representative named in a permit application; authorizing the department to audit the performance of private providers; providing requirements relating to work on a building, a structure, or an onsite sewage treatment and disposal system relating to such audits; requiring the department to initiate rulemaking by a specified date; providing effective dates.

Senator Brodeur moved the following amendment to **Amendment 2 (693118)** which was adopted:

**Amendment 2A (939884) (with title amendment)**—Delete line 747 and insert:

Section 11. *The Department of Environmental Protection shall initiate*

And the title is amended as follows:

Delete line 834 and insert: requiring the Department of Environmental Protection to initiate rulemaking by a

**Amendment 2 (693118)**, as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for HB 401**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1876** was deferred.

**CS for CS for SB 1966**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division’s electronic data submission system; providing that specified records relating to cigarettes received, sold, or delivered within the state may be kept in an electronic or paper format; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 210.60, F.S.; providing that specified records relating to tobacco products may be kept in an electronic or paper format; amending s. 489.109, F.S.; removing provisions relating to an additional fee for application and renewal, transfer of funds, recommendations by the Construction Industry Licensing Board for use of such funds, distribution of such funds by the department, and required reports of the department; amending s. 489.118, F.S.; removing an obsolete date; amending s. 489.509, F.S.; deleting requirements relating to certain fees collected by the department for electrical and alarm system contracting; amending s. 499.01, F.S.; exempting certain persons from specified permit requirements under certain circumstances; requiring an exempt cosmetics manufacturer to provide, upon request, to the department specified documentation verifying his or her annual gross sales; authorizing an exempt cosmetics manufacturer to only manufacture and sell specified products; requiring specified labeling for each unit of cosmetics manufactured by an exempt cosmetics manufacturer; authorizing the department to investigate complaints and to enter and inspect the premises of an exempt cosmetics manufacturer; providing disciplinary actions; providing construction; amending s. 499.012, F.S.; authorizing specified establishments to submit a request for a temporary permit; requiring such establishments to submit the request to the department on specified forms; providing that upon authorization by the department for a temporary permit for a certain location, the existing permit for such location is immediately null and void; prohibiting a temporary permit from being extended; providing for expiration of a temporary permit; prohibiting an establishment from operating under an expired temporary permit; amending s. 499.066, F.S.; requiring the department to adopt rules to permit the issuance of remedial, nondisciplinary citations; providing requirements for such citations; providing for contest of and the rescinding of a citation; authorizing the department to recover specified costs relating to a citation; providing a timeframe for when a citation may be issued; providing requirements for the service of a citation; authorizing the department to adopt and amend rules, designate violations and monetary assessments, and order remedial measures that must be taken for such violations; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 553.841, F.S.; conforming a provision to changes made by the act; amending s. 561.01, F.S.; deleting the definition of the term “permit carrier”; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.19, F.S.; revising provisions relating to the availability of beverage licenses to include by reason of the cancellation of a quota beverage license; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 562.455, F.S.; removing grains of paradise as a form of adulteration of liquor used or intended for drink; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring boards to adopt annual budgets within a specified timeframe; specifying that the failure to adopt a timely budget a second time is a minor vio-

lation and that the previous year's budget continues in effect until a new budget is adopted; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location requirements for the principal office of the condominium ombudsman; amending s. 719.106, F.S.; requiring boards of administration to adopt annual budgets within a specified timeframe; specifying that the failure to adopt a timely budget a second time is a minor violation and that the previous year's budget continues in effect until a new budget is adopted; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Diaz moved the following amendment which was adopted:

**Amendment 1 (417476) (with title amendment)**—Between lines 1025 and 1026 insert:

Section 19. Section 562.03, Florida Statutes, is amended to read:

562.03 Storage on licensed premises.—

(1) It is unlawful for any vendor to store or keep any alcoholic beverages in any building or room other than:

(a) The building or room shown in the diagram accompanying the vendor's license application;

(b) A building or room approved by the division and located in a county where the vendor has a license; or

(c) A building or room approved by the division and used only in conjunction with a catered event operated by an entity with a license issued pursuant to s. 565.02(1)(a)-(f).

(2) This section does not apply to any alcoholic beverages that are intended only ~~except~~ for the personal consumption of the vendor, the vendor's family, or the vendor's personal guests ~~and guest in any building or room other than the building or room shown in the diagram accompanying his or her license application or in another building or room approved by the division.~~

And the title is amended as follows:

Delete line 84 and insert: relating to alcoholic beverages; amending s. 562.03, F.S.; revising requirements for the storage of alcoholic beverages on a vendor's licensed premises; providing applicability; amending s. 562.455,

On motion by Senator Diaz, by two-thirds vote, **CS for CS for SB 1966**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

On motion by Senator Rodrigues—

**SB 1884**—A bill to be entitled An act relating to the preemption of firearms and ammunition regulation; amending s. 790.33, F.S.; providing that written or unwritten policies are subject to provisions allowing for recovery of damages if such policies violate specified provisions; providing that a plaintiff challenging a local government regulation concerning firearms is considered a prevailing plaintiff for certain purposes in specified circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Farmer moved the following amendments which failed:

**Amendment 1 (139146) (with title amendment)**—Between lines 43 and 44 insert:

Section 2. *The amendments made by this act shall not apply until 365 consecutive days have passed without an incident in this state in which three or more persons were killed or injured by the use of a firearm.*

And the title is amended as follows:

Delete line 10 and insert: in specified circumstances; providing applicability; providing an effective

**Amendment 2 (777678) (with title amendment)**—Delete lines 15-18 and insert:

Section 1. Subsection (1) and paragraph (f) of subsection (3) of section 790.33, Florida Statutes, are amended to read:

790.33 Field of regulation of firearms and ammunition preempted.—

(1) PREEMPTION.—Except as expressly provided by the State Constitution or general law, the Legislature hereby declares that it is occupying the whole field of regulation of firearms and ammunition in rural counties as defined in s. 365.172(3), including the purchase, sale, transfer, taxation, manufacture, ownership, possession, storage, and transportation thereof, to the exclusion of all existing and future county, city, town, or municipal ordinances or any administrative regulations or rules adopted by local or state government relating thereto. Any such existing ordinances, rules, or regulations are hereby declared null and void.

And the title is amended as follows:

Between lines 3 and 4 insert: limiting the application of preemption provisions to rural counties;

Pursuant to Rule 4.19, **SB 1884** was placed on the calendar of Bills on Third Reading.

**CS for CS for SB 1568**—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department's targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0061, F.S., as amended by s. 41 of chapter 2020-150, Laws of Florida; revising provisions related to administrative fines for violations relating to onsite sewage treatment and disposal systems and septic tank contracting; creating s. 381.00635, F.S.; transferring provisions from s. 381.0067, F.S., relating to corrective orders for private and certain public water systems; amending s.



381.0067, F.S.; conforming provisions to changes made by the act; amending s. 381.0101, F.S.; revising certification requirements for persons performing evaluations of onsite sewage treatment and disposal systems; making technical changes; creating s. 395.3042, F.S.; requiring the department to send a list of certain providers of adult cardiovascular services to the medical directors of licensed emergency medical services providers by a specified date each year; requiring the department to develop a sample heart attack-triage assessment tool; requiring the department to post the sample assessment tool on its website and provide a copy of it to all licensed emergency medical services providers; requiring such providers to use an assessment tool substantially similar to the one developed by the department; requiring the medical director of each licensed emergency medical services provider to develop and implement certain protocols for heart attack patients; providing requirements for such protocols; requiring licensed emergency medical services providers to comply with certain provisions; amending s. 401.465, F.S.; defining the term “telecommunicator cardiopulmonary resuscitation training”; requiring certain 911 public safety telecommunicators to receive biannual telecommunicator cardiopulmonary resuscitation training; amending s. 408.033, F.S.; authorizing local health councils to collect utilization data from licensed hospitals within their respective local health council districts for a specified purpose; amending s. 456.47, F.S.; authorizing telehealth providers to prescribe specified controlled substances through telehealth under certain circumstances; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.008, F.S.; deleting a requirement that certain nursing program graduates complete a specified preparatory course; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 465.1893, F.S.; providing additional long-acting medications that pharmacists may administer under certain circumstances; revising requirements for a continuing education course such pharmacists must complete; amending s. 466.028, F.S.; revising grounds for disciplinary action by the Board of Dentistry; amending s. 466.0285, F.S.; exempting certain specialty hospitals from prohibitions relating to the employment of dentists and dental hygienists and the control of dental equipment and materials by nondentists; exempting such hospitals from a prohibition on nondentists entering into certain agreements with dentists or dental hygienists; making technical changes; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provisions related to approved midwifery programs; amending s. 467.011, F.S.; revising provisions relating to licensure of midwives; amending s. 467.0125, F.S.; revising provisions relating to licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending s. 483.801, F.S.; exempting certain persons from clinical laboratory personnel regulations; amending s. 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms “doctoral degree from an American Psychological Association accredited program” and “doctoral degree in psychology”; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensing and provisional licensing, respectively; amending s. 491.005, F.S.; revising licensing requirements for clinical social workers, marriage and family therapists, and mental health counselors; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment:

**Amendment 1 (554468) (with title amendment)**—Between lines 267 and 268 insert:

Section 6. Paragraph (b) of subsection (8) of section 381.986, Florida Statutes, is amended to read:

381.986 Medical use of marijuana.—

(8) MEDICAL MARIJUANA TREATMENT CENTERS.—

(b) An applicant for licensure as a medical marijuana treatment center shall apply to the department on a form prescribed by the department and adopted in rule. The department shall adopt rules pursuant to ss. 120.536(1) and 120.54 establishing a procedure for the issuance and biennial renewal of licenses, including initial application and biennial renewal fees sufficient to cover the costs of implementing and administering this section, and establishing supplemental licensure fees for payment beginning May 1, 2018, sufficient to cover the costs of administering ss. 381.989 and 1004.4351. The department shall identify applicants with strong diversity plans reflecting this state’s commitment to diversity and implement training programs and other educational programs to enable minority persons and minority business enterprises, as defined in s. 288.703, and veteran business enterprises, as defined in s. 295.187, to compete for medical marijuana treatment center licensure and contracts. Subject to the requirements in subparagraphs (a)2.-4., the department shall issue a license to an applicant if the applicant meets the requirements of this section and pays the initial application fee. The department shall renew the licensure of a medical marijuana treatment center biennially if the licensee meets the requirements of this section and pays the biennial renewal fee. *However, the department may not renew the license of a medical marijuana treatment center that has not begun to cultivate, process, and dispense marijuana by the date that the medical marijuana treatment center is required to renew its license.* An individual may not be an applicant, owner, officer, board member, or manager on more than one application for licensure as a medical marijuana treatment center. An individual or entity may not be awarded more than one license as a medical marijuana treatment center. An applicant for licensure as a medical marijuana treatment center must demonstrate:

1. That, for the 5 consecutive years before submitting the application, the applicant has been registered to do business in the state.
2. Possession of a valid certificate of registration issued by the Department of Agriculture and Consumer Services pursuant to s. 581.131.
3. The technical and technological ability to cultivate and produce marijuana, including, but not limited to, low-THC cannabis.
4. The ability to secure the premises, resources, and personnel necessary to operate as a medical marijuana treatment center.
5. The ability to maintain accountability of all raw materials, finished products, and any byproducts to prevent diversion or unlawful access to or possession of these substances.
6. An infrastructure reasonably located to dispense marijuana to registered qualified patients statewide or regionally as determined by the department.
7. The financial ability to maintain operations for the duration of the 2-year approval cycle, including the provision of certified financial statements to the department.
  - a. Upon approval, the applicant must post a \$5 million performance bond issued by an authorized surety insurance company rated in one of the three highest rating categories by a nationally recognized rating service. However, a medical marijuana treatment center serving at least 1,000 qualified patients is only required to maintain a \$2 million performance bond.
  - b. In lieu of the performance bond required under sub-subparagraph a., the applicant may provide an irrevocable letter of credit payable to the department or provide cash to the department. If provided with cash under this sub-subparagraph, the department shall deposit the cash in the Grants and Donations Trust Fund within the Department of Health, subject to the same conditions as the bond regarding requirements for the applicant to forfeit ownership of the funds. If the funds deposited under this sub-subparagraph generate interest, the amount of that interest shall be used by the department for the administration of this section.
8. That all owners, officers, board members, and managers have passed a background screening pursuant to subsection (9).



9. The employment of a medical director to supervise the activities of the medical marijuana treatment center.

10. A diversity plan that promotes and ensures the involvement of minority persons and minority business enterprises, as defined in s. 288.703, or veteran business enterprises, as defined in s. 295.187, in ownership, management, and employment. An applicant for licensure renewal must show the effectiveness of the diversity plan by including the following with his or her application for renewal:

- a. Representation of minority persons and veterans in the medical marijuana treatment center's workforce;
- b. Efforts to recruit minority persons and veterans for employment; and
- c. A record of contracts for services with minority business enterprises and veteran business enterprises.

And the title is amended as follows:

Delete line 28 and insert: changes; amending s. 381.986, F.S.; prohibiting the department from renewing a medical marijuana treatment center's license under certain circumstances; creating s. 395.3042, F.S.; requiring the

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following substitute amendment which was adopted:

**Substitute Amendment 2 (259958) (with title amendment)**—Delete line 1459 and insert:

Section 28. Effective July 1, 2022, paragraph (b) of subsection (8) of section 381.986, Florida Statutes, is amended to read:

381.986 Medical use of marijuana.—

(8) MEDICAL MARIJUANA TREATMENT CENTERS.—

(b) An applicant for licensure as a medical marijuana treatment center shall apply to the department on a form prescribed by the department and adopted in rule. The department shall adopt rules pursuant to ss. 120.536(1) and 120.54 establishing a procedure for the issuance and biennial renewal of licenses, including initial application and biennial renewal fees sufficient to cover the costs of implementing and administering this section, and establishing supplemental licensure fees for payment beginning May 1, 2018, sufficient to cover the costs of administering ss. 381.989 and 1004.4351. The department shall identify applicants with strong diversity plans reflecting this state's commitment to diversity and implement training programs and other educational programs to enable minority persons and minority business enterprises, as defined in s. 288.703, and veteran business enterprises, as defined in s. 295.187, to compete for medical marijuana treatment center licensure and contracts. Subject to the requirements in subparagraphs (a)2.-4., the department shall issue a license to an applicant if the applicant meets the requirements of this section and pays the initial application fee. The department shall renew the licensure of a medical marijuana treatment center biennially if the licensee meets the requirements of this section and pays the biennial renewal fee. *However, the department may not renew the license of a medical marijuana treatment center that has not begun to cultivate, process, and dispense marijuana by the date that the medical marijuana treatment center is required to renew its license.* An individual may not be an applicant, owner, officer, board member, or manager on more than one application for licensure as a medical marijuana treatment center. An individual or entity may not be awarded more than one license as a medical marijuana treatment center. An applicant for licensure as a medical marijuana treatment center must demonstrate:

1. That, for the 5 consecutive years before submitting the application, the applicant has been registered to do business in the state.
2. Possession of a valid certificate of registration issued by the Department of Agriculture and Consumer Services pursuant to s. 581.131.

3. The technical and technological ability to cultivate and produce marijuana, including, but not limited to, low-THC cannabis.

4. The ability to secure the premises, resources, and personnel necessary to operate as a medical marijuana treatment center.

5. The ability to maintain accountability of all raw materials, finished products, and any byproducts to prevent diversion or unlawful access to or possession of these substances.

6. An infrastructure reasonably located to dispense marijuana to registered qualified patients statewide or regionally as determined by the department.

7. The financial ability to maintain operations for the duration of the 2-year approval cycle, including the provision of certified financial statements to the department.

a. Upon approval, the applicant must post a \$5 million performance bond issued by an authorized surety insurance company rated in one of the three highest rating categories by a nationally recognized rating service. However, a medical marijuana treatment center serving at least 1,000 qualified patients is only required to maintain a \$2 million performance bond.

b. In lieu of the performance bond required under sub-subparagraph a., the applicant may provide an irrevocable letter of credit payable to the department or provide cash to the department. If provided with cash under this sub-subparagraph, the department shall deposit the cash in the Grants and Donations Trust Fund within the Department of Health, subject to the same conditions as the bond regarding requirements for the applicant to forfeit ownership of the funds. If the funds deposited under this sub-subparagraph generate interest, the amount of that interest shall be used by the department for the administration of this section.

8. That all owners, officers, board members, and managers have passed a background screening pursuant to subsection (9).

9. The employment of a medical director to supervise the activities of the medical marijuana treatment center.

10. A diversity plan that promotes and ensures the involvement of minority persons and minority business enterprises, as defined in s. 288.703, or veteran business enterprises, as defined in s. 295.187, in ownership, management, and employment. An applicant for licensure renewal must show the effectiveness of the diversity plan by including the following with his or her application for renewal:

- a. Representation of minority persons and veterans in the medical marijuana treatment center's workforce;
- b. Efforts to recruit minority persons and veterans for employment; and
- c. A record of contracts for services with minority business enterprises and veteran business enterprises.

Section 29. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2021.

And the title is amended as follows:

Delete line 103 and insert: counselors; amending s. 381.986, F.S.; prohibiting the department from renewing a medical marijuana treatment center's license under certain circumstances; providing effective dates.

Senator Rodriguez moved the following amendment which was adopted:

**Amendment 3 (264830)**—Delete lines 380-386 and insert: defined in s. 400.601; or

4. The treatment of a resident of a nursing home facility as defined in s. 400.021.

Senator Brodeur moved the following amendment which was adopted:

**Amendment 4 (838922) (with directory and title amendments)**—Between lines 386 and 387 insert:

(6) EXEMPTIONS.—A health care professional who is not licensed to provide health care services in this state but who holds an active license to provide health care services in another state or jurisdiction, and who provides health care services using telehealth to a patient located in this state, is not subject to the registration requirement under this section if the services are provided:

(a) In response to an emergency medical condition as defined in s. 395.002; or

(b) In consultation with a health care professional licensed in this state who has ultimate authority over the diagnosis and care of the patient.

And the directory clause is amended as follows:

Delete lines 365-366 and insert:

Section 9. Paragraph (c) of subsection (2) and subsection (6) of section 456.47, Florida Statutes, are amended to read:

And the title is amended as follows:

Delete line 56 and insert: under certain circumstances; revising an exemption from telehealth registration requirements; amending s. 460.406,

On motion by Senator Rodriguez, by two-thirds vote, **CS for CS for SB 1568**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for CS for SB 654** was deferred.

**CS for CS for CS for SB 844**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; deleting obsolete language; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder from removing a grantor name, grantee name, or party name from the register of the Official Records and the index on the publicly available website unless the information is subject to a specified public records exemption; requiring that certain information be included in the Official Records; prescribing requirements for a person claiming a public records exemption to request removal of information from a publicly available website, subject to penalty of perjury; prescribing the release of restricted information to the individual whose information was removed, subject to penalty of perjury; authorizing specified parties to access information recorded in the Official Records of a county which is otherwise exempt pursuant to a specified public records exemption, for a specific purpose, if specified conditions are met; requiring a sworn affidavit, subject to penalty of perjury; providing criminal penalties for the unlawful use of any official record; amending s. 119.071, F.S.; requiring that a request for maintenance of an ex-

emption be notarized and confirm the individual's status; prescribing procedures for the removal of exempt information for a county property appraiser or county tax collector; requiring the release of information restricted from public display to the individual whose information was removed; authorizing the disclosure of exempt information under specified circumstances to specified entities; providing that the exempt status of a home address contained in the Official Records is maintained only during a certain period; requiring the protected party to submit a written request to release removed information upon the conveyance of his or her dwelling location; prescribing procedures to release certain information for a decedent under specified conditions; specifying that such release is not subject to a fee; amending s. 695.22, F.S.; deleting obsolete language; requiring the daily schedule of deeds and conveyances to include notification of any information therein which is subject to a request for removal; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 844**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 781** was withdrawn from the Committee on Rules.

On motion by Senator Hooper—

**CS for CS for HB 781**—A bill to be entitled An act relating to public records; amending s. 28.222, F.S.; deleting obsolete language; amending s. 28.2221, F.S.; deleting obsolete language; prohibiting a county recorder from removing a grantor name, grantee name, or party name from the register of the Official Records and the index on the publicly available website unless the information is subject to a specified public records exemption; prohibiting a county recorder from placing certain information on the publicly available website; prescribing requirements for a person claiming a public records exemption to request removal of information from a publicly available website, subject to penalty of perjury; prescribing the release of restricted information to the individual whose information was removed, subject to penalty of perjury; authorizing specified parties to access information recorded in the Official Records of a county which is otherwise exempt pursuant to a specified public records exemption, for a specific purpose, if specified conditions are met; requiring a sworn affidavit, subject to penalty of perjury; providing criminal penalties for the unlawful use of any official record; amending s. 119.071, F.S.; requiring that a request for maintenance of an exemption be notarized and confirm the individual's status; prescribing procedures for the removal of exempt information for a county property appraiser and county tax collector; requiring the release of information restricted from public display to the individual whose information was removed; providing disclosure of exempt information under specified circumstances to specified entities; providing that the exempt status of a home address contained in the Official Records is maintained only during a certain period; requiring the employee to submit a written request to release removed information upon the conveyance of his or her dwelling location; prescribing procedures to release certain information for a decedent under specified conditions; specifying that such release is not subject to a fee; amending s. 695.22, F.S.; deleting obsolete language; requiring the daily schedule of deeds and conveyances to include notification of any information therein which is subject to a request for removal; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 844** and read the second time by title.

On motion by Senator Hooper, by two-thirds vote, **CS for CS for HB 781** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Gruters
Albritton	Brodeur	Harrell
Ausley	Broxson	Hooper
Baxley	Burgess	Hutson
Bean	Cruz	Jones
Berman	Diaz	Mayfield
Book	Farmer	Passidomo
Boyd	Gainer	Perry
Bracy	Garcia	Pizzo
Bradley	Gibson	Polsky

Powell	Stargel	Torres
Rodriguez	Stewart	Wright
Rodriguez	Taddeo	
Rouson	Thurston	

Nays—None

**SENATOR BEAN PRESIDING**

**CS for SB 1704**—A bill to be entitled An act relating to public records; amending s. 98.015, F.S.; creating a public records exemption for portions of records containing network schematics, hardware and software configurations, or encryption or which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents, including suspected or confirmed breaches held by a county supervisor of elections; providing that such confidential and exempt information must be available to the Auditor General and may be made available to governmental entities for specified purposes; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1704**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1639** was withdrawn from the Committee on Rules.

On motion by Senator Broxson—

**CS for HB 1639**—A bill to be entitled An act relating to public records; amending s. 98.015, F.S.; creating a public records exemption for portions of records containing network schematics, hardware and software configurations, or encryption held by a county supervisor of elections; providing for release of the confidential and exempt information in certain instances to governmental entities; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 1704** and read the second time by title.

On motion by Senator Broxson, by two-thirds vote, **CS for HB 1639** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Garcia	Rodriguez
Book	Gibson	Rouson
Boyd	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

**SB 7002**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.83, F.S., which

provides an exemption from public records requirements for certain trade secrets contained in records, reports, or information submitted to the Department of Health; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Diaz, by two-thirds vote, **SB 7002** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Berman

**SB 7006**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 403.73, F.S., relating to an exemption from public records requirements for trade secrets contained in information obtained by the Department of Environmental Protection; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **SB 7006** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—1

Berman

Vote after roll call:

Yea to Nay—Farmer

**CS for SB 7008**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 403.7046, F.S., which provides exemptions from public records requirements for trade secrets contained in information obtained by the Department of Environmental Protection; removing the scheduled repeal of an exemption; deleting an exemption; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for SB 7008** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—1

Farmer

Vote after roll call:

Yea—Stewart

**SB 7010**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 331.326, F.S., which provides an exemption from public records requirements for records of Space Florida regarding information relating to trade secrets; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **SB 7010** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—2

Berman Farmer

Vote after roll call:

Yea—Stewart

Yea to Nay—Gibson

**SB 7020**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 125.0104, F.S., which provides an exemption from public records requirements for trade secrets held by county tourism promotion agencies; removing the scheduled repeal of the exemption; amending s. 288.1226, F.S., which provides an exemption from public records requirements for the identity of a person who responds to a marketing or advertising research project conducted by the Florida Tourism Industry Marketing Corporation and

for certain trade secrets; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **SB 7020** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Berman Farmer

**SB 7022**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 365.174, F.S., which provides an exemption from public records requirements for proprietary confidential business information submitted by a voice communications services provider to the E911 Board, the Division of Telecommunications within the Department of Management Services, or the Department of Revenue; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7022** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Rodrigues
Baxley	Garcia	Rodriguez
Bean	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—2

Berman Farmer

Vote after roll call:

Yea—Powell

**SB 7024**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 815.04, F.S.; abrogating the scheduled repeal of a public records exemption for data, programs, or supporting documentation that is a trade secret held by an agency and which resides or exists internal or external to a computer, a computer system, a computer network, or an electronic device; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7024** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Cruz	Polsky
Albritton	Diaz	Powell
Ausley	Gainer	Rodriguez
Baxley	Garcia	Rodriguez
Bean	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Passidomo	Wright
Broxson	Perry	
Burgess	Pizzo	

Nays—2

Berman	Farmer
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Vote after roll call:

Yea—Mayfield

**SB 7028**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., relating to an exemption from public records requirements for certain data processing software obtained by an agency under a licensing agreement that prohibits its disclosure and which software is a trade secret and agency-produced data processing software that is sensitive; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7028** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Berman	Farmer
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**SB 7030**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 499.931, F.S., which relates to an exemption from public records requirements for trade secrets contained in certain information submitted to the Department of Business and Professional Regulation as required by specified provisions relating to medical gas; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7030** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Berman	Farmer
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**SB 7032**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 499.0121, F.S., which provides an exemption from public records requirements for trade secrets contained in certain prescription drug purchase lists submitted to the Department of Business and Professional Regulation; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7032** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Burgess	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Jones	Thurston
Brandes	Mayfield	Torres
Brodeur	Passidomo	Wright
Broxson	Perry	

Nays—4

Berman	Farmer	Gruters
Rodriguez		

Vote after roll call:

Yea—Cruz

**SB 7034**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 499.051, F.S., which relates to an exemption from public records requirements for trade secrets contained within complaints or pursuant to an investigation of such complaints obtained by the Department of Business and Professional Regulation, which are submitted by permittees relating to the manufacture, repackaging, or distribution of a drug or for a permit or product registration or for the renewal of such permit or product registration; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7034** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Berman	Farmer
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**SB 7038**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 570.48, F.S., which provides an exemption from public records requirements for information related to trade secrets held by the Division of Fruit and Vegetables of the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7038** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—1

Berman
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Vote after roll call:

Yea—Albritton, Powell

Nay—Farmer

**SB 7040**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 573.123, F.S., which provides an exemption from public records requirements for trade secret information of a person subject to a marketing order held by the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7040** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—2

Berman	Farmer
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Vote after roll call:

Yea—Rouson

**SB 7042**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., which provides a public records exemption for trade secret information provided to the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7042** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—2

Berman	Farmer
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**SB 7044**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.15, F.S., which provides an exemption from public records requirements for the trade secret information of noncommodity advertising and promotional program participants held by the Department of Citrus; deleting the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7044** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Book	Broxson
Albritton	Boyd	Burgess
Ausley	Bradley	Cruz
Baxley	Brandes	Diaz
Bean	Brodeur	Gainer

Garcia	Mayfield	Stargel	Hooper	Pizzo	Stewart
Gibson	Passidomo	Stewart	Hutson	Polsky	Taddeo
Gruters	Perry	Taddeo	Jones	Powell	Thurston
Harrell	Pizzo	Thurston	Mayfield	Rodrigues	Torres
Hooper	Polsky	Torres	Passidomo	Rouson	Wright
Hutson	Powell	Wright	Perry	Stargel	
Jones	Rodriguez				

Nays—4

Berman	Farmer	Rodrigues
Rouson		

Vote after roll call:

Nay to Yea—Rouson

**SB 7046**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.152, F.S., which provides an exemption from public records requirements for the trade secret information of a person subject to a marketing order held by the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7046** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Polsky
Albritton	Gainer	Powell
Ausley	Garcia	Rodrigues
Baxley	Gibson	Rodriguez
Bean	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Jones	Thurston
Brandes	Mayfield	Torres
Brodeur	Passidomo	Wright
Broxson	Perry	
Burgess	Pizzo	

Nays—2

Berman	Farmer
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Vote after roll call:

Yea—Cruz

**SB 7048**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.76, F.S., which provides an exemption from public records requirements for a manufacturer's formula filed with the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7048** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Boyd	Diaz
Albritton	Bradley	Gainer
Ausley	Brandes	Garcia
Baxley	Brodeur	Gibson
Bean	Broxson	Gruters
Book	Burgess	Harrell

Nays—2

Berman	Farmer
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Vote after roll call:

Yea—Cruz, Rodrigues

**SB 7058**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 502.222, F.S., which provides an exemption from public records requirements for a dairy industry business' trade secrets held by the Department of Agriculture and Consumer Services; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 7058** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—1

Farmer

Consideration of **CS for SB 7076**, **CS for SB 7078**, and **CS for SB 7080** was deferred.

**SB 1456**—A bill to be entitled An act relating to public records; amending s. 1008.23, F.S.; expanding an exemption from public records requirements for examination and assessment instruments used for statewide standardized assessments and student progression to include those instruments used for statewide kindergarten screening, youth enrolled in Department of Juvenile Justice programs, limited English proficient students, civic literacy assessments, measuring minority and underrepresented student achievement, and certification of educators and those administered by a Florida College System institution, a state university, or the Department of Education; providing that provisions governing access, maintenance, and destruction of certain instruments and related materials shall be prescribed by rules of the State Board of Education and regulations of the Board of Governors, respectively; providing for future legislative review and repeal of the exemption; providing legislative findings; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1456**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 311** was withdrawn from the Committee on Rules.

On motion by Senator Rodrigues—

**CS for HB 311**—A bill to be entitled An act relating to public records; amending s. 1008.23, F.S.; expanding the examination and assessment instruments which are confidential and exempt from public record requirements; providing that provisions governing access, maintenance, and destruction of certain instruments and related materials shall be prescribed by rules of the State Board of Education and regulations of the Board of Governors, respectively; providing for future legislative review and repeal of the exemption; providing legislative findings; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 1456** and read the second time by title.

On motion by Senator Rodrigues, by two-thirds vote, **CS for HB 311** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Consideration of **CS for SB 7082** was deferred.

**THE PRESIDENT PRESIDING**

**CS for CS for SB 1532**—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; revising requirements for child support depositories in Title IV-D cases; requiring the depositories to transmit case data through and set up appropriate payment accounts in the Clerk of the Court Child Support Enforcement Collection System upon certain notice from the Department of Revenue; amending s. 61.1354, F.S.; revising provisions related to the sharing of information between consumer reporting agencies and the department; requiring consumer reports to be kept confidential and used only for specified purposes; amending s. 61.21, F.S.; revising legislative findings; revising course topics for the Parent Education and Family Stabilization Course; requiring certain parties to complete a Parent Education and Family Stabilization Course tailored to education relating to children who have special needs or emotional concerns; authorizing the court to require additional education courses for certain parents; amending s. 61.30, F.S.; prohibiting the treatment of incarceration as voluntary unemployment for purposes of establishing or modifying child support orders, with exceptions; providing that certain social security benefits are included in a parent’s gross income; authorizing certain social security benefits paid to be applied as a credit for purposes of monthly support obligations; providing requirements for such credit; providing procedures for a parent to seek application of such credit; amending s. 409.256, F.S.; revising the definition of the term “rendered”; amending s. 409.2563, F.S.; revising the definition of the term “rendered”; deleting a requirement that a certain order filed by the department be a certified copy of the order; amending s. 409.25656, F.S.; authorizing the department to deliver certain notices by secure electronic means under certain circumstances; amending s. 409.25658, F.S.; revising provisions related to the department’s joint efforts with the Department of Financial Services to use unclaimed property for past due child support; amending s. 409.2567, F.S.; authorizing the department to include

confidential and exempt information in unencrypted electronic mail communications with parents, caregivers, or other authorized persons under certain circumstances, with exceptions; amending s. 409.2576, F.S.; requiring service recipients to report certain information to the State Directory of New Hires; defining the term “service recipient”; providing reporting requirements for service recipients; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, **CS for CS for SB 1532** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Bradley

**SB 900**—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “voluntary services”; amending s. 39.202, F.S.; expanding the list of entities that have access to child abuse records; amending s. 39.302, F.S.; revising the authority of the Department of Children and Families to review reports for the purpose of employment screening; amending s. 39.6251, F.S.; providing that licensed foster homes are the preferred supervised living arrangements for young adults; prohibiting supervised living arrangements from including specified facilities; prohibiting young adults from being involuntarily placed in any setting unless such placement is through a court-appointed guardian; amending s. 409.1415, F.S.; revising requirements for certain employees of residential group homes; amending s. 409.1678, F.S.; revising certification requirements for safe foster homes; amending s. 409.175, F.S.; requiring assessments to be completed if the total number of children in a family foster home will exceed six, excluding the family’s own children, before placement of a child in a family foster home; requiring the department to adopt rules to establish eligibility criteria for requesting a waiver for such assessments and criteria to approve such waivers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Rodriguez moved the following amendment which was adopted:

**Amendment 1 (633404) (with title amendment)**—Delete lines 106-151.

And the title is amended as follows:

Delete lines 8-15 and insert: purpose of employment screening; amending s. 409.1415, F.S.; revising

On motion by Senator Rodriguez, by two-thirds vote, **SB 900**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:



Yeas—40

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodriguez
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

**CS for CS for SB 954**—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; requiring an attorney representing a personal representative in an estate administration who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of an estate may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; amending s. 736.1007, F.S.; requiring an attorney representing a trustee in the initial administration of a trust who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of a trust may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 954**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 625** was withdrawn from the Committee on Rules.

On motion by Senator Bean—

**CS for HB 625**—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; requiring an attorney representing a personal representative in an estate administration who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of an estate may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; amending s. 736.1007, F.S.; requiring an attorney representing a trustee in the initial administration of a trust who intends to charge a certain fee to make specified written disclosures; requiring the attorney to obtain a certain signature; prohibiting an attorney who does not make such disclosures from being paid for legal services except in certain circumstances; providing that the complexity of a trust may be considered when determining what is an extraordinary service; requiring a court to consider certain agreements and written disclosures when determining reasonable compensation of an attorney upon petition of an interested person; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 954** and read the second time by title.

Senator Bean moved the following amendment which was adopted:

**Amendment 1 (767926)**—Delete lines 62-219 and insert:

5. *The personal representative shall be entitled to a summary of ordinary and extraordinary services rendered for the fees agreed upon at the conclusion of the representation. The summary shall be provided by counsel and shall consist of the total hours devoted to the representation or a detailed summary of the services performed during the representation.*

(c) *The attorney shall obtain the personal representative's timely signature acknowledging the disclosures.*

(d) *If the attorney does not make the disclosures required by this section, the attorney may not be paid for legal services without prior approval of the fees or the written consent of all interested parties.*

(3) *Subject to subsection (2), compensation for ordinary services of attorneys in a formal estate administration is presumed to be reasonable if based on the compensable value of the estate, which is the inventory value of the probate estate assets and the income earned by the estate during the administration as provided in the following schedule:*

(a) One thousand five hundred dollars for estates having a value of \$40,000 or less.

(b) An additional \$750 for estates having a value of more than \$40,000 and not exceeding \$70,000.

(c) An additional \$750 for estates having a value of more than \$70,000 and not exceeding \$100,000.

(d) For estates having a value in excess of \$100,000, at the rate of 3 percent on the next \$900,000.

(e) At the rate of 2.5 percent for all above \$1 million and not exceeding \$3 million.

(f) At the rate of 2 percent for all above \$3 million and not exceeding \$5 million.

(g) At the rate of 1.5 percent for all above \$5 million and not exceeding \$10 million.

(h) At the rate of 1 percent for all above \$10 million.

(4) *Subject to subsection (2), in addition to fees for ordinary services, the attorney for the personal representative shall be allowed further reasonable compensation for any extraordinary service. What is an extraordinary service may vary depending on many factors, including the size and complexity of the estate. Extraordinary services may include, but are not limited to:*

(a) Involvement in a will contest, will construction, a proceeding for determination of beneficiaries, a contested claim, elective share proceeding, apportionment of estate taxes, or any adversarial proceeding or litigation by or against the estate.

(b) Representation of the personal representative in audit or any proceeding for adjustment, determination, or collection of any taxes.

(c) Tax advice on postmortem tax planning, including, but not limited to, disclaimer, renunciation of fiduciary commission, alternate valuation date, allocation of administrative expenses between tax returns, the QTIP or reverse QTIP election, allocation of GST exemption, qualification for Internal Revenue Code ss. 6166 and 303 privileges, deduction of last illness expenses, fiscal year planning, distribution planning, asset basis considerations, handling income or deductions in respect of a decedent, valuation discounts, special use and other valuation, handling employee benefit or retirement proceeds, prompt assessment request, or request for release of personal liability for payment of tax.

(d) Review of estate tax return and preparation or review of other tax returns required to be filed by the personal representative.

(e) Preparation of the estate's federal estate tax return. If this return is prepared by the attorney, a fee of one-half of 1 percent up to a value of \$10 million and one-fourth of 1 percent on the value in excess of \$10 million of the gross estate as finally determined for federal estate

tax purposes, is presumed to be reasonable compensation for the attorney for this service. These fees shall include services for routine audit of the return, not beyond the examining agent level, if required.

(f) Purchase, sale, lease, or encumbrance of real property by the personal representative or involvement in zoning, land use, environmental, or other similar matters.

(g) Legal advice regarding carrying on of the decedent's business or conducting other commercial activity by the personal representative.

(h) Legal advice regarding claims for damage to the environment or related procedures.

(i) Legal advice regarding homestead status of real property or proceedings involving that status and services related to protected homestead.

(j) Involvement in fiduciary, employee, or attorney compensation disputes.

(k) Proceedings involving ancillary administration of assets not subject to administration in this state.

(5) Upon petition of any interested person, the court may increase or decrease the compensation for ordinary services of the attorney or award compensation for extraordinary services if the facts and circumstances of the particular administration warrant. In determining reasonable compensation, the court shall consider all of the following factors, giving weight to each as it determines to be appropriate:

(a) The promptness, efficiency, and skill with which the administration was handled by the attorney.

(b) The responsibilities assumed by and the potential liabilities of the attorney.

(c) The nature and value of the assets that are affected by the decedent's death.

(d) The benefits or detriments resulting to the estate or interested persons from the attorney's services.

(e) The complexity or simplicity of the administration and the novelty of issues presented.

(f) The attorney's participation in tax planning for the estate and the estate's beneficiaries and tax return preparation, review, or approval.

(g) The nature of the probate, nonprobate, and exempt assets, the expenses of administration, the liabilities of the decedent, and the compensation paid to other professionals and fiduciaries.

(h) Any delay in payment of the compensation after the services were furnished.

(i) *Any agreement relating to the attorney's compensation and whether written disclosures were made to the personal representative in a timely manner under the circumstances pursuant to subsection (2).*

(j) Any other relevant factors.

(6) If a separate written agreement regarding compensation exists between the attorney and the decedent, the attorney shall furnish a copy to the personal representative prior to commencement of employment, and, if employed, shall promptly file and serve a copy on all interested persons. ~~Neither~~ A separate agreement ~~or~~ ~~nor~~ a provision in the will suggesting or directing that the personal representative retain a specific attorney ~~does not will~~ obligate the personal representative to employ the attorney or obligate the attorney to accept the representation, but if the attorney who is a party to the agreement or who drafted the will is employed, the compensation paid shall not exceed the compensation provided in the agreement or in the will.

Section 2. Present paragraph (i) of subsection (6) of section 736.1007, Florida Statutes, is redesignated as paragraph (j), a new paragraph (i) is added to that subsection, and subsections (1), (2), (3), and (5) of that section are amended, to read:

736.1007 Trustee's attorney fees.—

(1)(a) *Except as provided in paragraph (d), if the trustee of a revocable trust retains an attorney to render legal services in connection with the initial administration of the trust, the attorney is entitled to reasonable compensation for those legal services, payable from the assets of the trust, subject to s. 736.0802(10), without court order. The trustee and the attorney may agree to compensation that is determined in a manner or amount other than the manner or amount provided in this section. The agreement is not binding on a person who bears the impact of the compensation unless that person is a party to or otherwise consents to be bound by the agreement. The agreement may provide that the trustee is not individually liable for the attorney fees and costs.*

(b) *An attorney representing a trustee in the initial administration of the trust who intends to charge a fee based upon the schedule set forth in subsection (2) shall make the following disclosures in writing to the trustee:*

1. *There is not a mandatory statutory attorney fee for trust administration.*

2. *The attorney fee is not required to be based on the size of the trust, and the presumed reasonable fee provided in subsection (2) may not be appropriate in all trust administrations.*

3. *The fee is subject to negotiation between the trustee and the attorney.*

4. *The selection of the attorney is made at the discretion of the trustee, who is not required to select the attorney who prepared the trust.*

5. *The trustee shall be entitled to a summary of ordinary and extraordinary services rendered for the fees agreed upon at the conclusion of the representation. The summary shall be provided by counsel and shall consist of the total hours devoted to the representation or a detailed summary of the services performed during the representation.*

On motion by Senator Bean, by two-thirds vote, **CS for HB 625**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Berman	Garcia	Rodriguez
Book	Gibson	Rodriguez
Boyd	Gruters	Rouson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Bean

**CS for CS for SB 1132**—A bill to be entitled An act relating to personal care attendants; amending s. 400.141, F.S.; authorizing nursing home facilities to employ personal care attendants if they are participating in a certain training program developed by the Agency for Health Care Administration in consultation with the Board of Nursing; providing minimum requirements for such program; providing limitations on such personal care attendants' practice; requiring the agency to adopt rules; requiring the agency to authorize the continuation of certain personal care attendant programs under certain circumstances; amending s. 400.211, F.S.; authorizing certain persons to be employed by a nursing home facility as personal care attendants for a specified

period if a certain training requirement is met; defining the term “personal care attendants”; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1132**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 485** was withdrawn from the Committee on Appropriations.

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

**CS for CS for HB 485**—A bill to be entitled An act relating to personal care attendants; amending s. 400.141, F.S.; authorizing nursing home facilities to employ personal care attendants if a certain training requirement is met; requiring that the Agency for Health Care Administration, in consultation with the Board of Nursing, develop a certain training program; providing minimum requirements for such program; requiring a personal care attendant to complete the required education before having direct contact with a resident; prohibiting a personal care attendant from performing certain tasks; requiring an individual employed as a personal care attendant to work exclusively for one nursing facility before becoming a certified nursing assistant; requiring the agency to adopt rules necessary to implement the personal care attendant program; requiring the agency to authorize the continuation of the personal care attendant program under certain circumstances; amending s. 400.211, F.S.; authorizing certain persons to be employed by a nursing home facility as personal care attendants for a specified period if a certain training requirement is met; providing a definition for the term “personal care attendants”; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1132** and, by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 485** was placed on the calendar of Bills on Third Reading.

## MOTIONS

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Passidomo, by two-thirds vote, **CS for SB 1770** was withdrawn from the Committees on Appropriations; and Rules.

## BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, April 22, 2021: **CS for CS for SB 1948**, **CS for SB 936**, **CS for CS for SB 976**, **CS for CS for SB 1132**, **CS for SB 1436**, **CS for CS for SB 1166**, **CS for CS for SB 726**, **CS for CS for SB 676**, **CS for SB 404**, **CS for SB 754**, **CS for SB 262**, **CS for SB 7070**, **CS for SB 590**, **CS for CS for SB 1108**, **CS for CS for SB 1080**, **SB 900**, **SB 918**, **CS for CS for SB 1532**, **CS for CS for SB 1786**, **CS for CS for SB 566**, **CS for CS for SB 748**, **CS for SB 1944**, **CS for SB 410**, **CS for CS for SB 856**, **CS for CS for SB 954**, **CS for SB 1120**, **CS for CS for SB 1194**, **SB 1512**, **CS for SB 1408**, **SB 7072**, **SB 7074**, **CS for CS for SB 1028**, **CS for CS for SB 896**, **CS for CS for CS for SB 1076**, **CS for SB 1324**, **CS for SB 1326**, **CS for CS for CS for SB 1128**, **CS for CS for CS for SB 1146**, **CS for CS for SB 1876**, **CS for CS for SB 1966**, **SB 1884**, **CS for CS for SB 654**, **CS for CS for CS for SB 844**, **CS for SB 1704**, **SB 7002**, **SB 7006**, **CS for SB 7008**, **SB 7010**, **SB 7020**, **SB 7022**, **SB 7024**, **SB 7028**, **SB 7030**, **SB 7032**, **SB 7034**, **SB 7038**, **SB 7040**, **SB 7042**, **SB 7044**, **SB 7046**, **SB 7048**, **SB 7058**, **CS for SB 7082**.

Respectfully submitted,  
*Kathleen Passidomo*, Rules Chair  
*Debbie Mayfield*, Majority Leader  
*Gary M. Farmer, Jr.*, Minority Leader

## REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: **SB 280**; **CS for SB 390**; **SB 586**; **SB 996**; **CS for SB 1084**; **SJR 1182**; **CS for SB 1256**; **HB 1359**

**The bills were placed on the Calendar.**

The Committee on Appropriations recommends a committee substitute for the following: **CS for SB 1082**

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

The Committee on Appropriations recommends committee substitutes for the following: **SB 92**; **SB 122**; **CS for SB 200**; **CS for SB 368**; **CS for SB 402**; **CS for SB 414**; **CS for SB 894**; **CS for SB 934**; **CS for SB 938**; **CS for CS for SB 1186**; **SB 1282**; **CS for SB 1344**; **SB 1372**; **SB 1482**; **CS for SB 1530**; **CS for SB 1560**; **CS for SB 1592**; **CS for SB 1616**; **SB 1976**; **SB 7068**

The Committee on Rules recommends a committee substitute for the following: **CS for SB 1620**

**The bills with committee substitute attached were placed on the Calendar.**

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Appropriations; and Senator Bean—

**CS for SB 92**—A bill to be entitled An act relating to the Department of Children and Families; amending s. 20.19, F.S.; requiring the department to establish community alliances in each community-based care lead agency service area; requiring community alliances to adopt certain bylaws; revising the membership of community alliances; amending s. 39.4015, F.S.; requiring, rather than authorizing, the department to develop a family-finding program; removing the limitation that the development of family-finding programs is subject to available resources; requiring that family finding begin as soon as a child is taken into custody of the department; making technical changes; amending s. 39.4087, F.S.; requiring the department to treat caregivers in a specified manner; requiring the department to provide certain information to and training for caregivers of children in foster care; removing the requirement that such information be provided subject to available resources; expanding certain information that is required to be fully disclosed to the caregivers to include the child’s issues related to behavioral health; making technical changes; amending s. 39.5086, F.S.; removing the limitation that the development of kinship navigator programs is subject to available resources; requiring, rather than authorizing, each community-based care lead agency to establish a kinship navigator program; amending s. 394.9082, F.S.; requiring the department to collect and post specified information on its website for each managing entity under contract with the department; creating s. 394.90825, F.S.; defining terms; requiring a board member or an officer of a managing entity to disclose specified activity that may reasonably be construed as a conflict of interest; creating a rebuttable presumption of a conflict of interest if the activity was acted upon by the board without prior notice; establishing a process for the managing entity’s board of directors to address the activity under certain timelines; providing for certain consequences for failure to obtain a board’s approval or failure to properly disclose a contract as a conflict of interest; amending s. 402.40, F.S.; providing that the department is authorized to review any decision to take specified actions against certified individuals; amending s. 409.987, F.S.; requiring the department to develop an alternative plan to contracting with a lead agency in a community under certain circumstances; providing requirements for the alternative plan; defining terms; requiring a board member or an officer of a lead agency to disclose activity that may reasonably be construed as a conflict of interest; creating a rebuttable presumption of a conflict of interest if the activity was acted upon by the board without prior notice; establishing a process for the lead agency’s board of directors to address the activity under certain timelines; providing for certain consequences

for failure to obtain a board's approval or failure to properly disclose a contract as a conflict of interest; amending s. 409.988, F.S.; deleting a requirement that lead agencies post their current budgets on their websites; requiring a lead agency to demonstrate the ability to adhere to all best child welfare practices; requiring lead agencies to publish on their websites certain information related to case managers' caseloads within a specified timeframe; amending s. 409.990, F.S.; requiring lead agencies to fund the cost of increased care in certain circumstances; amending s. 409.996, F.S.; requiring that contracts between the department and lead agencies provide information to the department which specifies how the lead agency will adhere to all best child welfare practices; requiring the department to collect and post on its website specified information relating to contracts between lead agencies and the department; creating s. 409.998, F.S.; providing legislative findings and intent; requiring the department to establish a program that consists of a child and family well-being system; requiring the designated lead agency to carry out programmatic functions; defining the term "child and family well-being system"; specifying program requirements; requiring the department, in collaboration with specified entities, to design, implement, and evaluate the program requirements; requiring the Florida Institute for Child Welfare, by a specified date, to annually submit a report to the Governor and the Legislature; amending s. 916.13, F.S.; authorizing certain forensic clients to receive treatment at any facility deemed appropriate by the secretary of the department; providing an effective date.

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By the Committee on Appropriations; and Senators Baxley, Garcia, Albritton, and Harrell—

**CS for SB 122**—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising the definition of the term "newborn infant"; amending s. 63.0423, F.S.; making conforming and technical changes; providing an effective date.

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By the Committees on Appropriations; and Education; and Senators Berman, Stewart, Book, and Cruz—

**CS for CS for SB 200**—A bill to be entitled An act relating to student retention; authorizing a parent or guardian to request that his or her K-5 student be retained in a grade level for academic reasons for a specified school year; requiring that such a request be submitted in a specified manner; requiring school principals to consider such requests if they are timely received; authorizing school principals to consider requests that are not timely received; requiring a school principal who considers a request for retention to inform the student's teachers of the request and collaboratively discuss with the parent or guardian any basis for agreement or disagreement with the request; requiring such discussion to disclose that retention may impact the student's eligibility to participate in high school interscholastic or intrascholastic sports; authorizing the principal, teachers, and parent or guardian to collaborate to develop a customized 1-year education plan for the student in lieu of retaining the student; requiring a parent's or guardian's decision regarding retention to control; requiring a parent or guardian to sign a form provided by the principal indicating the parent or guardian's decision and acknowledging the academic and athletic ramifications of their decision; requiring such form to be retained in the student's record; requiring the individual education plan (IEP) team for a retained student to review and revise the student's IEP, as appropriate; requiring school districts to report certain data to the Department of Education by a specified date; providing an effective date.

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By the Committees on Appropriations; and Judiciary; and Senator Baxley—

**CS for CS for SB 368**—A bill to be entitled An act relating to an elder-focused dispute resolution process; creating s. 44.407, F.S.; providing legislative findings; defining terms; authorizing the courts to appoint an eldercaring coordinator and refer certain parties and elders to eldercaring coordination; prohibiting the courts from referring certain parties to eldercaring coordination without the consent of the elder and other parties to the action; specifying the duration of eldercaring coordinator appointments; requiring the courts to conduct intermittent review hearings regarding the conclusion or extension of such appointments; providing qualifications and disqualifications for eldercaring coordinators; requiring eldercaring coordinators to document com-

pleted training that meets certain requirements until the Florida Supreme Court certifies a training program; requiring the applicant to meet certain qualifications for background screening, unless otherwise exempt; requiring prospective eldercaring coordinators to submit fingerprints for purposes of criminal history background screening; providing for the payment and cost of fingerprint processing; providing for the removal and suspension of authority of certain eldercaring coordinators; requiring that notice of hearing on removal of a coordinator be timely served; authorizing the courts to award certain fees and costs under certain circumstances; requiring the court to appoint successor eldercaring coordinators under certain circumstances; requiring the parties to eldercaring coordination to pay an equal share of the eldercaring coordinator's fees and costs under certain circumstances; authorizing the courts to make certain determinations based on the fees and costs of eldercaring coordination; providing that all eldercaring communications are confidential; providing exceptions to confidentiality; providing remedies for breaches of such confidentiality; providing requirements for emergency reporting to courts under certain circumstances; providing immunity from liability for eldercaring coordinators under specified circumstances; requiring the Florida Supreme Court to establish certain minimum standards and procedures for eldercaring coordinators; authorizing the court's order of referral to address procedures governing complaints until the minimum standards and procedures are established; providing an effective date.

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By the Committees on Appropriations; and Judiciary; and Senator Rodrigues—

**CS for CS for SB 402**—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; revising construction as to the satisfaction of publication requirements for legal notices; revising requirements for newspapers that are qualified to publish legal notices; defining the term "fiscally constrained county"; authorizing the Internet publication of specified governmental agency notices on newspaper websites in lieu of print publication if certain requirements are met; amending s. 50.021, F.S.; conforming provisions to changes made by the act; amending s. 50.0211, F.S.; defining terms; requiring the Florida Press Association to seek to ensure equitable access for minority populations to legal notices posted on the statewide legal notice website; requiring the association to publish and maintain certain reports on the statewide legal notice website; authorizing a governmental agency to choose between print publication or Internet-only publication of specified governmental agency notices with specified newspapers if certain conditions are met; specifying requirements for the placement, format, and accessibility of any such notices; requiring the newspaper to display a specified disclaimer regarding the posting of legal notices; authorizing a newspaper to charge for Internet-only publication of governmental agency notices, subject to specified limitations; specifying applicable penalties for unauthorized rebates, commissions, or refunds in connection with publication charges; requiring a governmental agency that publishes governmental agency notices by Internet-only publication to publish a specified notice in the print edition of a local newspaper and on their website; providing for construction; amending s. 50.031, F.S.; conforming provisions to changes made by the act; amending ss. 50.041 and 50.051, F.S.; revising provisions governing the uniform affidavit establishing proof of publication to conform to changes made by the act; amending s. 50.061, F.S.; conforming a cross-reference; amending s. 90.902, F.S.; providing for the self-authentication of legal notices under the Florida Evidence Code; amending ss. 11.02, 120.81, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 190.046, 194.037, 197.402, 200.065, 338.223, 348.0308, 348.635, 348.7605, 373.0397, 373.146, 403.722, 849.38, and 932.704, F.S.; conforming provisions to changes made by the act; providing an effective date.

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By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Perry, Boyd, and Rouson—

**CS for CS for SB 414**—A bill to be entitled An act relating to economic self-sufficiency; amending s. 1002.81, F.S.; deleting obsolete language; amending s. 1002.87, F.S.; requiring an early learning coalition to give priority for participation in a school readiness program to certain children; requiring the Office of Early Learning within the Department of Education to coordinate with the University of Florida Anita Zucker Center for Excellence in Early Childhood Studies to conduct an analysis of certain assistance programs; providing require-

ments for the analysis; requiring certain agencies to enter into a data-sharing agreement with certain entities and annually provide certain data by a specified date; requiring the Department of Children and Families to provide certain assistance; requiring the University of Florida Anita Zucker Center for Excellence in Early Childhood Studies to provide an annual report on the analysis to the Office of Early Learning by a specified date; requiring the Office of Early Learning to provide an annual report to the Governor and the Legislature within a certain timeframe; providing for the scheduled expiration of the assistance program analysis project; providing an effective date.

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By the Committees on Appropriations; and Health Policy; and Senator Diaz—

**CS for CS for SB 894**—A bill to be entitled An act relating to physician assistants; amending ss. 458.347 and 459.022, F.S.; revising legislative intent; defining and redefining terms; revising a limitation on the number of physician assistants a physician may supervise at one time; deleting a requirement that a physician assistant inform his or her patients that they have the right to see a physician before the physician assistant prescribes or dispenses a prescription; authorizing physician assistants to procure drugs and medical devices; providing an exception; conforming provisions to changes made by the act; revising requirements for a certain formulary; authorizing physician assistants to authenticate documents that may be authenticated by a physician; providing exceptions; authorizing physician assistants to supervise medical assistants; authorizing third-party payors to reimburse employers of physician assistants for services rendered; providing requirements for such payment for services; authorizing physician assistants to bill for and receive direct payment for services they deliver; revising provisions relating to approved programs for physician assistants; revising provisions relating to physician assistant licensure requirements; amending ss. 382.008, 394.463, and 401.45, F.S.; conforming provisions relating to certificates of death, certificates for involuntary examinations, and orders not to resuscitate, respectively, to changes made by the act; providing an effective date.

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By the Committees on Appropriations; and Education; and Senator Wright—

**CS for CS for SB 934**—A bill to be entitled An act relating to education; amending s. 1001.43, F.S.; authorizing members of certain committees of a district school board to attend meetings and establish quorums in person or through the use of telecommunications networks; prohibiting any official action of a district school board from being taken at any meeting of such committees; amending s. 1003.621, F.S.; authorizing academically high-performing school districts to provide up to 2 days of virtual instruction; specifying requirements for such virtual instruction for such virtual instruction to comply with a specified provision; amending s. 1004.04, F.S.; requiring additional specified strategies to be included in rules establishing uniform core curricula for each state-approved teacher preparation program; requiring that certain teacher preparation programs require students to demonstrate mastery of general knowledge by passing the General Knowledge Test of the Florida Teacher Certification Examination by the time of graduation; deleting a provision authorizing a teacher preparation program to waive certain admissions requirements for up to 10 percent of admitted students; amending s. 1004.85, F.S.; expanding the instruction that an educator preparation institute may provide to include instruction and professional development for part-time and full-time nondegreed teachers of career programs; requiring the Department of Education to approve a certification program if an institute provides evidence of its capacity to implement a competency-based program that includes specified strategies; amending s. 1012.39, F.S.; revising the minimum qualifications for part-time and full-time nondegreed teachers of career programs; amending s. 1012.56, F.S.; revising the acceptable means of demonstrating mastery of general knowledge to include documentation of receipt of a master's or higher degree from certain postsecondary institutions; revising the criteria for the Department of Education to issue a professional certificate; amending s. 1012.575, F.S.; authorizing an organization of private schools or a consortium of charter schools with an approved professional development system to design alternative teacher preparation programs; amending s. 1012.986, F.S.; defining the term "educational leader"; providing that the William Cecil Golden Professional Development Program for School Leaders must

consist of a network of specified entities; revising the goals of the program; requiring the department to offer program components through university or educational leadership academies and through educational leadership coaching and mentoring; making technical changes; providing an effective date.

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By the Committees on Appropriations; and Education; and Senator Wright—

**CS for CS for SB 938**—A bill to be entitled An act relating to Purple Star Campuses; creating s. 1003.051, F.S.; defining the term "military student"; requiring the Department of Education to establish the Purple Star Campus program; specifying program criteria for participating schools; authorizing schools to partner with school districts to meet such criteria; requiring the State Board of Education to adopt rules; providing an effective date.

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By the Committees on Appropriations; and Transportation; and Senator Albritton—

**CS for CS for SB 1082**—A bill to be entitled An act relating to diesel exhaust fluid; creating s. 330.401, F.S.; requiring specified public airports to require a diesel exhaust fluid safety mitigation and exclusion plan for certain fixed-base operators; specifying plan requirements; requiring public airports to make such plans available for review during inspections by the Department of Transportation after a specified date; requiring the department to convene a workgroup of public airport representatives by a specified date to develop specified uniform industry standards; authorizing the department to adopt rules; providing a declaration of important state interest; providing an effective date.

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

**CS for CS for CS for SB 1186**—A bill to be entitled An act relating to property assessments for elevated properties; amending ss. 193.155 and 193.1554, F.S.; specifying that changes to elevate certain homestead and nonhomestead residential property, respectively, do not increase the assessed value of the property; requiring property owners to provide certification for such property; defining the term "voluntary elevation" or "voluntarily elevated"; prohibiting certain areas from being included in square footage calculation; providing an exception; providing applicability; making clarifying revisions; providing an effective date.

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By the Committee on Appropriations; and Senator Harrell—

**CS for SB 1282**—A bill to be entitled An act relating to early learning and early grade success; amending s. 39.604, F.S.; revising approved child care or early education settings for the placement of certain children; conforming a cross-reference; amending ss. 212.08 and 402.26, F.S.; conforming provisions and cross-references to changes made by the act; providing for a type two transfer of the Gold Seal Quality Care program in the Department of Children and Families to the Office of Early Learning; providing for the continuation of certain contracts and interagency agreements; amending ss. 402.315 and 1001.213, F.S.; conforming cross-references; amending ss. 1001.215 and 1001.23, F.S.; conforming provisions to changes made by the act; amending s. 1002.32, F.S.; conforming cross-references; amending s. 1002.53, F.S.; revising the requirements for certain program provider profiles; requiring each parent who enrolls his or her child in the Voluntary Prekindergarten Education Program to allow his or her child to participate in a specified screening and progress monitoring program; amending s. 1002.55, F.S.; authorizing certain child development programs operating on a military installation to be private prekindergarten providers within the Voluntary Prekindergarten Education Program; providing that a private prekindergarten provider is ineligible for participation in the program under certain circumstances; revising requirements for prekindergarten instructors; revising requirements for specified courses for prekindergarten instructors; providing that a private school administrator who holds a specified certificate meets certain credential requirements; providing liability insurance requirements for child development programs operating on a military installation participating in the program; requiring early learning coalitions to verify private pre-

kindergarten provider compliance with specified provisions; requiring such coalitions to remove a provider's eligibility under specified circumstances; conforming provisions to changes made by the act; amending s. 1002.57, F.S.; revising the minimum standards for a credential for certain prekindergarten directors; amending s. 1002.59, F.S.; revising requirements for emergent literacy and performance standards training courses for prekindergarten instructors; requiring the department to make certain courses available online; amending s. 1002.61, F.S.; authorizing certain child development programs operating on a military installation to be private prekindergarten providers within the summer Voluntary Prekindergarten Education Program; conforming a provision to changes made by the act; revising the criteria for a teacher to receive priority for the summer program in a school district; requiring a child development program operating on a military installation to comply with specified criteria; requiring early learning coalitions to verify specified information; providing for the removal of a program provider or public school from eligibility under certain circumstances; amending s. 1002.63, F.S.; conforming a provision to changes made by the act; requiring early learning coalitions to verify specified information; providing for the removal of public schools from the program under certain circumstances; amending s. 1002.67, F.S.; revising the performance standards for the Voluntary Prekindergarten Education Program; requiring the department to review and revise performance standards on a specified schedule; revising curriculum requirements for the program; conforming a provision to changes made by the act; requiring the office to adopt procedures for the review and approval of curricula for the program; deleting a required preassessment and postassessment for the program; creating s. 1002.68, F.S.; requiring providers of the Voluntary Prekindergarten Education Program to participate in a specified screening and progress monitoring program; providing specified uses for the results of such program; requiring certain portions of the screening and progress monitoring program to be administered by individuals who meet specified criteria; requiring the results of the screening and monitoring to be reported to the parents of participating students; requiring providers to participate in a program assessment; providing requirements for such assessments; providing office duties and responsibilities relating to such assessments; requiring the office to calculate a kindergarten readiness rate for private and public providers during a certain program year; providing the criteria for the calculation; requiring the department to require that each school district administer certain screens for a specified school year; authorizing private schools to administer the screening; specifying the means for determining learning gains; prohibiting a providing from being placed on probationary status; providing an exception; authorizing a provider to be removed from probationary status under certain circumstances; prohibiting kindergarten screening results from being used in the calculation of readiness rates; requiring the office to adopt a methodology for calculating certain performance metrics; providing criteria for the methodology; requiring the office to provide for a differential payment to a private prekindergarten provider and public school based on the provider's designation, subject to appropriation; requiring the office to adopt procedures; providing criteria for the procedures; requiring designations to be displayed in certain profiles; providing procedures for a provider whose score or designation falls below the minimum requirement; providing for the revocation of program eligibility for a provider; authorizing the department to grant good cause exemptions to providers under certain circumstances; providing office and provider requirements for such exemptions; requiring an annual meeting of representatives from specified entities to develop certain strategies; repealing s. 1002.69, F.S., relating to statewide kindergarten screening and readiness rates; amending s. 1002.73, F.S.; requiring the office to adopt a statewide provider contract; requiring such contract to be published on the office's website; providing requirements for such contract; prohibiting providers from offering services during an appeal of termination from the program; providing applicability; requiring the office to adopt specified procedures relating to the Voluntary Prekindergarten Education Program; providing duties of the office relating to such program; repealing s. 1002.75, F.S., relating to the powers and duties of the Office of Early Learning; amending 1002.81, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1002.82, F.S.; providing duties of the office relating to early learning; authorizing an alternative model for the calculation of prevailing market rate; exempting certain child development programs operating on a military installation from specified inspection requirements; requiring the office to monitor specified standards and benchmarks for certain purposes; revising the age range used for specified standards; requiring the office to provide specified techni-

cal support; revising requirements for a specified assessment program; requiring the office to adopt requirements to make certain contracted slots available to serve specified populations; requiring the office to adopt certain standards and outcome measures including specified surveys; requiring the office to adopt procedures for the merging of early learning coalitions; revising the requirements for a specified report; amending s. 1002.83, F.S.; revising the number of authorized early learning coalitions; revising the number of and requirements for members of an early learning coalition; revising and adding requirements for such coalitions; amending s. 1002.84, F.S.; revising early learning coalition responsibilities and duties; conforming a cross-reference; revising requirements for the waiver of specified copayments; amending s. 1002.85, F.S.; conforming a cross-reference; revising the requirements for school readiness program plans; amending s. 1002.88, F.S.; authorizing certain child development programs operating on military installations to participate in the school readiness program; revising requirements to deliver such program; providing that a specified annual inspection for a child development program participating in the school readiness program meets certain provider requirements; providing requirements for a child development program to meet certain liability requirements; amending s. 1002.895, F.S.; requiring the office to adopt certain procedures until a specified event; conforming provisions to changes made by the act; amending s. 1002.92, F.S.; conforming a cross-reference; revising the requirements for specified services that child care resource and referral agencies must provide; transferring, renumbering, and amending s. 402.281, F.S.; revising the requirements of the Gold Seal Quality Care program; requiring the Office of Early Learning to adopt specified rules; revising accrediting association requirements; providing requirements for accrediting associations; requiring the department to establish a specified process; providing requirements for such process; deleting a requirement for the department to consult certain entities for specified purposes; providing requirements for certain providers to maintain Gold Seal Quality Care status; providing exemptions to certain ad valorem taxes; providing rate differentials to certain providers; creating s. 1008.2125, F.S.; creating the coordinated screening and progress monitoring program within the department for specified purposes; requiring the Commissioner of Education to design such program; providing requirements for the administration of such program and the use of results from the program; providing requirements for the commissioner; creating the Council for Early Grade Success within the department; providing duties of the council; providing membership of the council; requiring the council to elect a chair and a vice chair; providing requirements for such appointments; providing for per diem for members of the council; providing meeting requirements for the council; providing for a quorum of the council; amending s. 1008.25, F.S.; authorizing certain students enrolled in the Voluntary Prekindergarten Education Program to receive intensive reading interventions using specified funds; amending s. 1011.62, F.S.; revising the research-based reading instruction allocation to authorize the use of such funds for certain intensive reading interventions for certain students; revising the requirements for specified reading instruction and interventions; defining the term "evidence-based"; providing an effective date.

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

**CS for CS for SB 1344**—A bill to be entitled An act relating to protection of elderly persons and disabled adults; amending s. 16.56, F.S.; adding offenses concerning elderly persons and disabled adults to the authority of the Office of Statewide Prosecution; amending s. 733.303, F.S.; providing that a person who has been convicted of abuse, neglect, or exploitation of an elderly person or a disabled adult is not qualified to act as a personal representative; creating s. 732.8031, F.S.; providing for forfeiture of specified benefits of persons who have been convicted of certain offenses involving elderly persons or disabled adults; providing that certain persons who have been convicted of certain offenses involving elderly persons or disabled adults may still retain an inheritance, survivorship rights, or any other rights if the victim executes a specified instrument; amending s. 736.1104, F.S.; providing that a beneficiary of a trust may not benefit under the trust if the person was convicted of certain offenses involving elderly persons or disabled adults; amending s. 825.101, F.S.; defining terms; amending s. 825.102, F.S.; specifying additional conduct that constitutes abuse of an elderly person or a disabled adult; providing a defense to certain violations; providing criminal penalties; amending s. 825.103, F.S.; specifying ad-

ditional conduct that constitutes exploitation of an elderly person or a disabled adult; providing criminal penalties; amending s. 825.1035, F.S.; revising provisions concerning injunctions for protection against exploitation of a vulnerable adult; providing for extension of ex parte temporary injunctions; providing an effective date.

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By the Committee on Appropriations; and Senator Burgess—

**CS for SB 1372**—A bill to be entitled An act relating to home book delivery for elementary students; providing legislative findings; creating ss. 211.0252 and 212.1833, F.S.; providing credits against oil and gas production taxes and sales taxes payable by direct pay permit holders, respectively, under the New Worlds Reading Initiative Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 220.02, F.S.; revising the order in which tax credits against the corporate income tax credit or the franchise tax are applied; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income”; amending s. 220.186, F.S.; revising the calculation of the corporate income tax credit for the Florida alternative minimum tax; creating s. 220.1876, F.S.; providing a credit against the corporate income tax under the New Worlds Reading Initiative Tax Credit; specifying requirements and procedures for, and limitations on, the credit; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the New Worlds Initiative Tax Credit; specifying requirements and procedures for, and limitations on, the credits; creating s. 1003.485 F.S.; defining terms; establishing the New Worlds Reading Initiative under the Department of Education; requiring the department to contract with a state university to administer the initiative; providing duties of the department and administrator; requiring the administrator, in consultation with a specified entity, to develop a selection of books; requiring the administrator to facilitate distribution of books; requiring the administrator to assist with local implementation of the initiative; requiring the administrator to maintain a clearinghouse of specified information; requiring the administrator to develop and disseminate certain training materials by specified means; requiring the administrator to annually submit an audit report; requiring the administrator to maintain specified accounts for program funds; providing spending requirements; requiring the administrator to provide a certificate of contribution in certain circumstances; establishing reporting requirements; establishing a tax credit cap amount; authorizing a taxpayer to apply for a tax credit; providing requirements for the application; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the Department of Revenue; establishing student eligibility requirements; requiring school districts to identify eligible students and notify parents; requiring school districts to coordinate with the administrator to initiate book delivery; providing requirements for book delivery; requiring that students be offered certain options relating to books; specifying when student eligibility ends; requiring school districts raise awareness of the initiative; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the Department of Education to develop a cooperative agreement and adopt rules; amending s. 1008.25, F.S.; requiring that a certain notification include information about the initiative; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

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By the Committee on Appropriations; and Senators Garcia and Pizzo—

**CS for SB 1482**—A bill to be entitled An act relating to Biscayne Bay; creating s. 163.11, F.S.; establishing the Biscayne Bay Commission; providing for commission purpose, membership, duties, and authority; amending s. 403.086, F.S.; prohibiting sewage disposal facilities from disposing of any wastes into Biscayne Bay without providing advanced waste treatment; providing an effective date.

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

**CS for CS for SB 1530**—A bill to be entitled An act relating to victims of sexual offenses; creating s. 154.012, F.S.; requiring counties

to establish sexual assault response teams; providing for duties, membership, and technical assistance; requiring teams to promote the use of sexual assault forensic examiners meeting certain requirements; amending s. 943.17, F.S.; requiring the Criminal Justice Standards and Training Commission, in consultation with the Florida Council Against Sexual Violence, to establish minimum standards for basic and advanced career development training programs for law enforcement officers that include a culturally responsive trauma-informed response to sexual assault; requiring every basic skills course for law enforcement officers to include certain training by a specified date; creating s. 943.1724, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate a culturally responsive trauma-informed response to sexual assault into a certain course curriculum; requiring each certified law enforcement officer to successfully complete a specified number of hours of training on sexual violence and interviewing of sexual assault victims and investigations of alleged sexual assault within a specified timeframe; providing requirements for current law enforcement officers; providing an effective date.

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By the Committees on Appropriations; and Commerce and Tourism; and Senator Ausley—

**CS for CS for SB 1560**—A bill to be entitled An act relating to broadband Internet service; amending s. 364.0135, F.S.; revising legislative findings; redefining and defining terms; revising the duties of the Florida Office of Broadband within the Department of Economic Opportunity; requiring the office’s strategic plan to include short-term and long-term goals and strategies for increasing the availability of and access to broadband Internet service in this state; providing requirements for the development of the plan; requiring the updated plan to be submitted to the Governor, the Chief Justice of the Supreme Court, and the Legislature by a specified date; requiring the plan to be updated biennially; requiring local technology planning teams or partnerships to work with rural communities for specified purposes; requiring the office to provide technical and planning assistance related to broadband infrastructure to rural communities; requiring the office to develop geographic information system maps in collaboration with specified entities and consistent with certain federal reporting standards by a specified date; specifying required contents of the maps; requiring the department to annually update such maps and establish a mechanism to receive and verify governmental and public input related to broadband Internet service; authorizing the department to work collaboratively with specified entities in developing the mechanism; requiring the office to develop a broadband infrastructure asset map by a specified date; specifying required contents of the map; providing that certain information provided to the department from broadband service providers retains its exemption from public disclosure; providing rulemaking authority; creating s. 364.0136, F.S.; creating the Broadband Opportunity Program within the office; providing for administration of the program; providing requirements for grant awards; providing eligibility requirements; providing application requirements; requiring the office to publish certain information related to grant applications and grant awards on its website; authorizing grant applications to be challenged under certain circumstances; specifying contents of a challenge; providing procedures to be used by the office in evaluating challenges; providing direction for prioritizing grant funding; specifying conditions for the award of grants; requiring the office to enter into an agreement containing specified information with each grant recipient; requiring the office to publish specified information annually on its website and include the information in the department’s annual report; authorizing the department to adopt rules; providing an effective date.

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By the Committees on Appropriations; and Finance and Tax; and Senators Burgess, Diaz, and Albritton—

**CS for CS for SB 1592**—A bill to be entitled An act relating to broadband Internet infrastructure; providing a short title; creating s. 364.0137, F.S.; providing legislative findings; defining terms; requiring municipal electric utilities to provide a specified promotional rate to broadband providers for wireline attachments made in unserved or underserved areas within the utility’s service area; requiring the broadband provider to submit an application that meets certain requirements to receive the promotional rate; requiring municipal electric utilities to provide certain information regarding connections made available to broadband providers to the Office of Broadband within the



Department of Economic Opportunity; providing requirements for the promotional rate; requiring the local technology planning teams within the office to provide support to rural communities regarding broadband service availability; requiring wireline attachments to comply with certain safety and engineering standards; authorizing a municipal electric utility to require a broadband provider to reimburse the electric utility for the replacement of utility poles under certain circumstances; defining the term “useful life”; prohibiting a municipal electric utility from increasing pole attachment fees during a specified timeframe; providing an effective date.

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By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Brodeur—

**CS for CS for SB 1616**—A bill to be entitled An act relating to agency contracts for commodities and contractual services; reenacting and amending s. 216.1366, F.S.; abrogating the scheduled expiration of provisions relating to certain public agency contracts for services; amending s. 287.042, F.S.; providing that the Department of Management Services may enter into an agreement authorizing an agency to make purchases under certain contracts if the Secretary of Management Services makes a certain determination; amending s. 287.056, F.S.; providing that an agency must issue a request for quote to certain approved vendors when it issues certain requests for quote for contractual services; providing for the disqualification of certain firms or individuals from state term contract eligibility; amending s. 287.057, F.S.; revising the period of time during which an agency must electronically post a description of certain commodities or services in certain circumstances; requiring an agency to periodically report certain actions to the department in a specified manner and form; requiring the department to annually report certain information to the Governor and the Legislature by a specified date; prohibiting an agency from initiating a competitive solicitation in certain circumstances; providing applicability; revising the maximum value of certain contracts that may not be renewed or amended by a state agency before submitting a written report to the Governor and the Legislature; requiring the agency to designate a contract manager to serve as a liaison between the contractor and the agency; prohibiting certain individuals from serving as a contract manager; providing the responsibilities of a contract manager; requiring the Chief Financial Officer to evaluate certain training at certain intervals; requiring that certain contract managers complete training and certification within a specified timeframe; requiring the department to establish and disseminate certain training and certification requirements; requiring the department to evaluate certain training at certain intervals; requiring certain contract managers to possess certain experience in managing contracts; authorizing a contract administrator to also serve as a contract manager in certain circumstances; providing that evaluations of proposals and replies must be conducted independently; providing for specified teams to conduct certain negotiations; requiring a Project Management Professional to provide guidance based on certain qualifications; providing qualification requirements for contract negotiator certification; requiring supervisors of contract administrators or contract and grant managers meeting certain criteria to complete training within a specified period; providing that the department is responsible for establishing and disseminating supervisor training by a certain date; providing for a continuing oversight team in certain circumstances; providing requirements for continuing oversight team members and meetings; requiring a continuing oversight team to provide notice of certain deficiencies and changes in contract scope to certain entities; amending s. 287.058, F.S.; prohibiting a contract document for certain contractual services from containing a certain nondisclosure clause; creating s. 287.1351, F.S.; defining the term “vendor”; prohibiting certain vendors from submitting bids, proposals, or replies to, or entering into or renewing any contract with, an agency; prohibiting an agency from accepting a bid, proposal, or reply from, or entering into a contract with, a suspended vendor until certain conditions are met; requiring an agency to notify the department of, and provide certain information regarding, any such vendors; requiring the department to review any vendor reported by an agency; requiring the department to notify a vendor of any intended removal from the vendor list; specifying administrative remedies and applicable procedures for an affected vendor; requiring the department to place certain vendors on the suspended vendor list; authorizing the removal of a suspended vendor from the suspended vendor list in accordance with specified procedures; specifying requirements and limitations; amending s. 287.136, F.S.; requiring each agency inspector general to

complete certain audits of executed contracts at certain intervals; amending ss. 43.16, 215.971, 287.0571, 295.187, 394.47865, 402.7305, 408.045, 570.07, and 627.351, F.S.; conforming cross-references; requiring the Department of Management Services to conduct a study evaluating fleet management options to identify any potential savings; requiring the department to submit a report to the Legislature by a specified date; providing an effective date.

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By the Committees on Rules; and Transportation; and Senator Brandes—

**CS for CS for SB 1620**—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; revising the definition of the term “autocycle”; defining the term “low-speed autonomous delivery vehicle”; amending s. 316.2122, F.S.; authorizing the operation of a low-speed autonomous delivery vehicle on certain streets and roads; providing construction; authorizing the operation of a low-speed autonomous delivery vehicle on streets or roads with a posted speed limit of up to 45 miles per hour under specified conditions; providing requirements for low-speed autonomous delivery vehicles; amending s. 316.215, F.S.; providing that certain fully autonomous vehicles are not subject to certain provisions of law or regulations; amending ss. 316.306 and 655.960, F.S.; conforming cross-references; providing an effective date.

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By the Committee on Appropriations; and Senator Brodeur—

**CS for SB 1976**—A bill to be entitled An act relating to freestanding emergency departments; amending s. 395.002, F.S.; defining and revising terms; amending s. 395.003, F.S.; deleting an obsolete provision relating to a prohibition on new emergency departments located off the premises of licensed hospitals; amending s. 395.1041, F.S.; prohibiting a freestanding emergency department from holding itself out to the public as an urgent care center; providing an exception; requiring a freestanding emergency department to clearly identify itself as a hospital emergency department using certain signage; requiring a freestanding emergency department to post signs in certain locations which contain specified statements; providing requirements for such signs; providing requirements for the advertisement of freestanding emergency departments; requiring the Agency for Health Care Administration to post information on its website describing the differences between a freestanding emergency department and an urgent care center; requiring the agency to update such information on its website at least annually; requiring hospitals to post a link to such information on their websites; requiring certain freestanding emergency departments to provide an emergency room billing acknowledgement form to patients under certain circumstances; requiring that the form contain a specified heading and statement; amending s. 627.6405, F.S.; deleting legislative findings and intent; requiring health insurers to post certain information regarding appropriate use of emergency care services on their websites and update such information at least annually; revising the definition of the term “emergency care”; amending ss. 385.211, 390.011, 394.4787, 395.701, 400.9935, 409.905, 409.975, 468.505, 627.64194, and 765.101, F.S.; conforming cross-references; providing an effective date.

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By the Committees on Appropriations; and Finance and Tax—

**CS for SB 7068**—A bill to be entitled An act relating to taxation; repealing s. 193.019, F.S., relating to hospitals and community benefit reporting; amending s. 193.155, F.S.; adding exceptions to the definition of the term “change of ownership” for purposes of a certain homestead assessment limitation; providing that changes, additions, or improvements, including ancillary improvements, to homestead property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced homestead property must be calculated using the assessed value of the homestead property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; amending s. 193.1554, F.S.; providing that changes, additions, or improvements, including ancillary improvements, to non-homestead residential property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced nonhomestead residential property must be calculated using the assessed value of the nonhomestead re-



sidential property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; amending s. 193.1555, F.S.; providing that changes, additions, or improvements, including ancillary improvements, to certain nonresidential real property damaged or destroyed by misfortune or calamity must be assessed upon substantial completion; specifying that the assessed value of the replaced nonresidential real property shall be calculated using the assessed value of the residential and nonresidential real property on a certain date before the date on which the damage or destruction was sustained; providing that certain changes, additions, or improvements must be reassessed at just value in subsequent years; providing construction and applicability; amending s. 196.196, F.S.; specifying that portions of property not used for certain purposes are not exempt from ad valorem taxation; specifying that exemptions for certain portions of property from ad valorem taxation are not affected so long as such portions of property are used for specified purposes; providing applicability and construction; amending s. 196.1978, F.S.; exempting certain multifamily projects from ad valorem taxation; making technical changes; amending s. 196.198, F.S.; providing that improvements to real property are deemed owned by certain educational institutions for purposes of the educational exemption from ad valorem taxation if certain criteria are met; providing that such educational institutions shall receive the full benefit of the exemption; requiring the property owner to make certain disclosures to the educational institution; exempting certain property owned by a house of public worship from ad valorem taxation; providing construction; amending s. 196.199, F.S.; exempting municipal property used for a motorsports entertainment complex from ad valorem taxation if certain criteria are met; providing applicability; providing for expiration; amending s. 197.222, F.S.; requiring, rather than authorizing, tax collectors to accept late payments of prepaid property taxes within a certain timeframe; deleting a late payment penalty; amending s. 201.08, F.S.; providing that modifications of certain original documents for certain purposes on which documentary stamp taxes were previously paid are not renewals and are not subject to the documentary stamp tax; creating s. 211.0252, F.S.; providing credits against oil and gas production taxes under the Strong Families Tax Credit; amending s. 211.3106, F.S.; specifying the severance tax rate for a certain heavy mineral under certain circumstances; amending s. 212.06, F.S.; revising the definition of the term “dealer”; revising a condition for a sales tax exemption for tangible personal property imported, produced, or manufactured in this state for export; defining terms; specifying application requirements and procedures for a forwarding agent to apply for a Florida Certificate of Forwarding Agent Address from the Department of Revenue; requiring forwarding agents receiving such certificate to register as dealers for purposes of the sales and use tax; specifying requirements for sales tax remittance and for recordkeeping; specifying the timeframe for expiration of certificates and procedures for renewal; requiring forwarding agents to update information; requiring the department to verify certain information; authorizing the department to suspend or revoke certificates under certain circumstances; requiring the department to provide a list on its website of forwarding agents who have received certificates; providing circumstances and requirements for and construction related to dealers accepting certificates or relying on the department’s website list in lieu of collecting certain taxes; providing criminal penalties for certain violations; authorizing the department to adopt rules; amending s. 212.08, F.S.; extending the expiration date of the sales tax exemption for data center property; exempting specified items that assist in independent living from the sales tax; amending s. 212.13, F.S.; revising recordkeeping requirements for dealers collecting the sales and use tax; amending s. 212.15, F.S.; providing that stolen sales tax revenue may be aggregated for the purposes of determining the grade of certain criminal offenses; creating s. 212.1833, F.S.; providing a credit against sales taxes payable by direct pay permitholders under the Strong Families Tax Credit; amending s. 213.053, F.S.; authorizing the department to publish a list of forwarding agents who have received Florida Certificates of Forwarding Agent Address on its website; amending s. 220.02, F.S.; specifying the order in which corporate income tax credits under the Strong Families Tax Credit and the internship tax credit are applied; amending s. 220.13, F.S.; requiring corporate income taxpayers to add back to their taxable income claimed credit amounts under the Strong Families Tax Credit and the internship tax credit; providing an exception; amending s. 220.186, F.S.; providing that a corporate income tax credit claimed under the Strong Families Tax Credit is not applied in the calculation of the Florida alternative minimum tax credit; creating s. 220.1876, F.S.;

providing a credit against the corporate income tax under the Strong Families Tax Credit; specifying requirements and procedures for the credit; creating s. 220.198, F.S.; providing a short title; defining terms; providing a corporate income tax credit for qualified businesses employing student interns if certain criteria are met; specifying the amount of the credit a qualified business may claim per student intern; specifying a limit on the credit claimed per taxable year; specifying the combined total amount of tax credits which may be granted per state fiscal year in specified years; requiring that credits be allocated on a prorated basis if total approved credits exceed the limit; authorizing the department to adopt certain rules; authorizing a qualified business to carry forward unused credit for a certain time; s. 288.106, F.S.; reauthorizing the tax refund program for qualified target industry businesses; creating s. 402.62, F.S.; creating the Strong Families Tax Credit; defining terms; specifying requirements for the Department of Children and Families in designating eligible charitable organizations; specifying requirements for eligible charitable organizations receiving contributions; specifying duties of the Department of Children and Families; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the department; providing construction; authorizing the department, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the Department of Children and Families to develop a cooperative agreement and adopt rules; authorizing certain interagency information sharing; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 624.509, F.S.; revising the order in which credits are taken under that section; providing sales tax exemptions for certain clothing, wallets, bags, school supplies, personal computers, and personal computer-related accessories during a certain timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing certain dealers to opt out of participating in the exemptions, subject to certain conditions; authorizing the department to adopt emergency rules; providing sales tax exemptions for certain disaster preparedness supplies during a certain timeframe; specifying locations where the exemptions do not apply; authorizing the department to adopt emergency rules; reenacting s. 192.0105(3)(a), F.S., relating to taxpayer rights, to incorporate the amendment made to s. 197.222, F.S., in a reference thereto; reenacting s. 193.1557, F.S., relating to assessment of property damaged or destroyed by Hurricane Michael, to incorporate the amendments made to ss. 193.155, 193.1554, and 193.1555, F.S., in references thereto; reenacting s. 212.07(1)(c), F.S., relating to the sales, storage, and use tax, to incorporate the amendment made to s. 212.06, F.S., in a reference thereto; reenacting s. 212.08(18)(f), F.S., relating to the sales, rental, use, consumption, distribution, and storage tax, to incorporate the amendment made to s. 212.13, F.S., in a reference thereto; authorizing the department to adopt emergency rules; providing for expiration of that authority; providing an appropriation; requiring the Florida Institute for Child Welfare to provide a certain report to the Governor and the Legislature by a specified date; providing for severability; providing effective dates.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Transportation; and Senator Albritton—

**CS for CS for SB 1082**—A bill to be entitled An act relating to diesel exhaust fluid; creating s. 330.401, F.S.; requiring specified public airports to require a diesel exhaust fluid safety mitigation and exclusion plan for certain fixed-base operators; specifying plan requirements; requiring public airports to make such plans available for review during inspections by the Department of Transportation after a specified date; requiring the department to convene a workgroup of public airport representatives by a specified date to develop specified uniform industry standards; authorizing the department to adopt rules; providing a declaration of important state interest; providing an effective date.

—was placed on the Calendar.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 247 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Professions & Public Health Subcommittee and Representative(s) Fabricio, Giallombardo, Arrington, Benjamin, Bush, Hart, Hunschofsky, Massullo, Melo, Rizo, Robinson, F., Woodson—

**CS for HB 247**—A bill to be entitled An act relating to telehealth practice standards; amending s. 456.47, F.S.; revising the prohibition on prescribing controlled substances through the use of telehealth to include only specified controlled substances; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 401 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Regulatory Reform Subcommittee and Representative(s) Fetterhoff, Overdorf, Fischer, McClain, Melo—

**CS for CS for HB 401**—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; authorizing a substantially affected person to file a petition with the Florida Building Commission to review certain local government regulations, laws, ordinances, policies, amendments, or land use or zoning provisions; defining the term "local government"; providing requirements for the petition and commission; requiring the commission to issue a nonbinding advisory opinion within a specified timeframe; authorizing the commission to issue errata to the code; providing a definition for the term "errata to the code"; making technical changes; amending s. 553.79, F.S.; prohibiting a local government from requiring certain contracts for the issuance of a building permit; amending s. 553.791, F.S.; authorizing certain local entities to use a private provider for code inspection services under certain circumstances; amending s. 553.80, F.S.; revising how certain excess funds may be used by a local government; amending s. 553.842, F.S.; requiring evaluation entities that meet certain criteria to comply with certain standards; authorizing the commission to suspend or revoke certain approvals under certain circumstances; amending ss. 125.01 and 125.56, F.S.; conforming cross-references to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 419, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, PreK-12 Appropriations Subcommittee and Representative(s) Grall, Aloupis, Avila, Barnaby, Bartleman, Benjamin, Brown, Bush, Eskamani, Fetterhoff, Fischer, Hart, Learned, Massullo, McCurdy, Overdorf, Tant, Trabulsky, Woodson—

**CS for CS for HB 419**—A bill to be entitled An act relating to early learning and early grade success; amending s. 20.055, F.S.; conforming provisions to changes made by the act; amending s. 20.15, F.S.; deleting the Office of Early Learning from within the Office of Independent Education and Parental Choice of the Department of Education; es-

tablishing the Division of Early Learning within the department; amending s. 39.202, F.S.; conforming provisions to changes made by the act; amending s. 39.604, F.S.; revising approved child care or early education settings for the placement of certain children; conforming a cross-reference to changes made by the act; amending ss. 212.08, 216.136, 383.14, 391.308, and 402.26, F.S.; conforming provisions and cross-references to changes made by the act; transferring, renumbering, and amending s. 402.281, F.S.; revising the requirements of the Gold Seal Quality Care program; requiring the State Board of Education to adopt specified rules; revising accrediting association requirements; providing requirements for accrediting associations; requiring the department to adopt a specified process; providing requirements for such process; deleting a requirement for the department to consult certain entities for specified purposes; providing requirements for certain providers to maintain Gold Seal Quality Care status; providing exemptions to certain ad valorem taxes; providing rate differentials to certain providers; providing for a type two transfer of the Gold Seal Quality Care program in the Department of Children and Families to the Department of Education; providing for the continuation of certain contracts and interagency agreements; amending s. 402.315, F.S.; conforming a cross-reference to changes made by the act; amending s. 402.56, F.S.; revising the membership of the Children and Youth Cabinet; amending ss. 411.227, 414.295, 1000.01, 1000.02, 1000.03, 1000.04, 1000.21, 1001.02, 1001.03, 1001.10, and 1001.11, F.S.; conforming provisions and cross-references to changes made by the act; repealing s. 1001.213, F.S., relating to the Office of Early Learning; amending ss. 1001.215, 1001.23, 1001.70, 1001.706, 1002.22, 1002.32, 1002.34, and 1002.36 F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1002.53, F.S.; revising the requirements for certain program provider profiles; requiring students enrolled in the Voluntary Prekindergarten Education Program to participate in a specified screening and progress monitoring program; amending s. 1002.55, F.S.; authorizing certain child development programs operating on a military installment to be private prekindergarten providers within the Voluntary Prekindergarten Education Program; providing that a private prekindergarten provider is ineligible for participation in the program under certain circumstances; revising requirements a prekindergarten instructor must meet; revising requirements for specified courses for prekindergarten instructors; providing that a private school administrator who holds a specified certificate meets certain credential requirements; providing liability insurance requirements for child development programs operating on a military installment participating in the program; requiring early learning coalitions to verify private prekindergarten provider compliance with specified provisions; requiring such coalitions to remove a providers eligibility under specified circumstances; amending s. 1002.57, F.S.; revising the minimum standards for a credential for certain prekindergarten directors; amending s. 1002.59, F.S.; revising requirements for emergent literacy and performance standards training courses for prekindergarten instructors; requiring the department to make certain courses available; amending s. 1002.61, F.S.; authorizing certain child development programs operating on a military installment to be private prekindergarten providers within the summer Voluntary Prekindergarten Education Program; revising the criteria for a teacher to receive priority for the summer program in school district; requiring a child development program operating on a military installment to comply with specified criteria; requiring early learning coalitions to verify specified information; providing for the removal of a program provider or school from eligibility under certain circumstances; amending s. 1002.63, F.S.; requiring early learning coalitions to verify specified information; providing for the removal of public school program providers from the program under certain circumstances; amending s. 1002.67, F.S.; revising the performance standards for the Voluntary Prekindergarten Education Program; requiring the department to review and revise performance standards on a specified schedule; revising curriculum requirements for the program; requiring the department to adopt procedures for the review and approval of curricula for the program; deleting a required preassessment and postassessment for the program; creating s. 1002.68, F.S.; requiring providers of the Voluntary Prekindergarten Education Program to participate in a specified screening and progress monitoring program; providing specified uses for the results of such program; requiring certain portions of the screening and progress monitoring program to be administered by individuals who meet specified criteria; requiring the results of specified assessments to be reported to the parents of participating students; providing requirements for such assessments; providing department duties and responsibilities relating to such assessments; providing requirements for a specified

methodology used to calculate the results of such assessments; providing that certain providers cannot be placed on probation during a certain program year; requiring a provider on probationary status to meet certain requirements before being removed from such status; requiring the department to establish a designation system for program providers; providing for the adoption of a minimum performance metric or designation for program participation; providing procedures for a provider whose score or designation falls below the minimum requirement; providing for the revocation of program eligibility for a provider; providing procedures for requalification; authorizing the department to grant good cause exemptions to providers under certain circumstances; providing department and provider requirements for such exemptions; requiring annual meeting of representatives from specified entities; repealing s. 1002.69, F.S., relating to Statewide kindergarten screening and readiness rates; amending ss. 1002.71 and 1002.72, F.S.; conforming provisions to changes made by the act; amending s. 1002.73, F.S.; requiring the department to adopt a statewide provider contract; requiring such contract to be published on the department's website; providing requirements for such contract; prohibiting providers from offering services during an appeal of termination from the program; providing applicability; requiring the department to adopt specified procedures relating to the Voluntary Prekindergarten Education Program; providing duties of the department relating to such program; repealing s. 1002.75, F.S., relating to the powers and duties of the Office of Early Learning; amending s. 1002.79, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1002.81, F.S.; revising definitions; amending s. 1002.82, F.S.; providing duties of the department relating to early learning; authorizing an alternative model for the calculation of prevailing market rate; exempting certain child development programs operating on a military installment from specified inspection requirements; requiring the department to monitor specified standards and benchmarks for certain purposes; revising the age range used for specified standards; requiring the department to provide specified technical support; revising requirements for a specified assessment program; requiring the department to adopt requirements to make certain contracted slots available to serve specified populations; requiring the department adopt certain standards and outcome measures including specified surveys; requiring the department to adopt procedures for the merging of early learning coalitions; revising the requirements for a specified report; amending s. 1002.83, F.S.; revising the number of authorized early learning coalitions; revising the number of and requirements for members of an early learning coalition; revising requirements for such coalitions; amending s. 1002.84, F.S.; revising early learning coalition responsibilities and duties; revising requirements for the waiver of specified copayments; authorizing the adoption of a certain alternative payment schedule; amending s. 1002.85, F.S.; revising the requirements for school readiness program plans; amending s. 1002.88, F.S.; authorizing certain child development programs operating on military installations to participate in the school readiness program; revising requirements to deliver such program; providing that a specified annual inspection for a child development program participating in the school readiness program meets certain provider requirements; providing requirements for a child development program to meet certain liability requirements; amending s. 1002.89, F.S.; conforming provisions to changes made by the act; amending s. 1002.895, F.S.; requiring the department to adopt certain procedures until a specified event; amending s. 1002.91, F.S.; conforming provisions to changes made by the act; amending s. 1002.92, F.S.; revising the requirements for specified services child care resources and referral agencies must provide; amending s. 1002.93, F.S.; conforming provisions to changes made by the act; repealing s. 1002.94, F.S., relating to the Child Care Executive Partnership Program; amending ss. 1002.95, 1002.96, 1002.97, 1002.995, and 1007.01, F.S.; conforming provisions and cross-references to changes made by the act; creating s. 1008.2125, F.S.; creating the coordinated screening and progress monitoring program within the department for specified purposes; requiring the Commissioner of Education to design such program; providing requirements for the administration of such program and the use of results from the program; providing requirements for the commissioner; creating the Council for Early Grade Success; providing duties of the council; providing membership of the council; requiring the council to elect a chair and a vice chair; providing requirements for such appointments; providing for per diem for members of the council; providing meeting requirements for the council; providing for a quorum of the council; amending s. 1008.25, F.S.; authorizing certain students who enrolled in the Voluntary Prekindergarten Education Program to receive intensive reading interventions using specified funds; amending

ss. 1008.31, 1008.32, and 1008.33, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; revising the research-based reading instruction allocation to authorize the use of such funds for certain intensive reading interventions for certain students; revising the requirements for specified reading instruction and interventions; defining the term "evidence-based"; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 485, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee, Finance & Facilities Subcommittee and Representative(s) Garrison, Rayner, Caruso, Rizo, Tant—

**CS for CS for HB 485**—A bill to be entitled An act relating to personal care attendants; amending s. 400.141, F.S.; authorizing nursing home facilities to employ personal care attendants if a certain training requirement is met; requiring that the Agency for Health Care Administration, in consultation with the Board of Nursing, develop a certain training program; providing minimum requirements for such program; requiring a personal care attendant to complete the required education before having direct contact with a resident; prohibiting a personal care attendant from performing certain tasks; requiring an individual employed as a personal care attendant to work exclusively for one nursing facility before becoming a certified nursing assistant; requiring the agency to adopt rules necessary to implement the personal care attendant program; requiring the agency to authorize the continuation of the personal care attendant program under certain circumstances; amending s. 400.211, F.S.; authorizing certain persons to be employed by a nursing home facility as personal care attendants for a specified period if a certain training requirement is met; providing a definition for the term "personal care attendants"; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 527 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Benjamin, Eskamani, Hart, Hunschofsky, Morales—

**CS for CS for HB 527**—A bill to be entitled An act relating to visiting county and municipal detention facilities; creating s. 951.225, F.S.; authorizing specified persons to visit at their pleasure county and municipal detention facilities; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 919 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) Tomkow, Fischer, Giallombardo, Yarborough—

**CS for CS for HB 919**—A bill to be entitled An act relating to pre-emption over restriction of utility services; creating s. 366.032, F.S.; prohibiting municipalities, counties, special districts, or other political

subdivisions from restricting or prohibiting the types or fuel sources of energy production used, delivered, converted, or supplied by certain entities to serve customers; providing construction; voiding existing specified documents and policies that are preempted by this act; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1159 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Education & Employment Committee and Representative(s) Bussatta Cabrera—

**CS for HB 1159**—A bill to be entitled An act relating to educator preparation and certification; amending s. 1004.04, F.S.; requiring additional specified strategies to be included in rules establishing uniform core curricula for each state-approved teacher preparation program; requiring that certain teacher preparation programs require students to demonstrate mastery of general knowledge by passing the General Knowledge Test of the Florida Teacher Certification Examination by the time of graduation; deleting a provision authorizing a teacher preparation program to waive certain admissions requirements for up to 10 percent of admitted students; amending s. 1004.85, F.S.; expanding the instruction that an educator preparation institute may provide to include instruction and professional development for part-time and full-time nondegreed teachers of career programs; requiring additional specified strategies be demonstrated before approval; amending s. 1012.39, F.S.; revising the minimum qualifications for part-time and full-time nondegreed teachers of career programs; amending s. 1012.56, F.S.; revising the acceptable means of demonstrating mastery of general knowledge to include documentation of receipt of a master's or higher degree from certain postsecondary institutions; revising the criteria for the Department of Education to issue a professional certificate; amending s. 1012.575, F.S.; expanding the entities authorized to design alternative teacher preparation programs; amending s. 1012.986, F.S.; defining the term "educational leader"; providing that the William Cecil Golden Professional Development Program for School Leaders must consist of a network of specified entities; revising the goals of the program; requiring the department to also offer program components through university or educational leadership academies and through educational leadership coaching and mentoring; making technical changes; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1349 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Aloupis, Duran, Robinson, F., Robinson, W., Skidmore, Trabulsky—

**CS for CS for HB 1349**—A bill to be entitled An act relating to assistance programs; amending s. 1002.81, F.S.; deleting obsolete language; amending s. 1002.87, F.S.; requiring an early learning coalition to give priority for participation in a school readiness program to certain children; requiring the Office of Early Learning within the Department of Education to coordinate with the University of Florida Anita Zucker Center for Excellence in Early Childhood Studies to conduct an analysis of certain assistance programs; providing requirements for the analysis; requiring certain agencies to enter into a data sharing agreement with certain entities and annually provide certain data; requiring the University of Florida Anita Zucker Center for Excellence in Early Childhood Studies to provide an annual report to the Office of Early Learning; requiring the Office of Early Learning to provide an annual report to the Governor and Legislature; requiring the Department of Children

and Families to provide certain assistance; providing for the scheduled expiration of certain provisions; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1537 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Judiciary Committee, State Affairs Committee and Representative(s) Gregory—

**CS for CS for HB 1537**—A bill to be entitled An act relating to the executive branch; amending s. 20.201, F.S.; requiring the executive director of the Department of Law Enforcement to be appointed subject to a majority vote of the Governor and Cabinet with the Governor and Attorney General on the prevailing side; amending s. 20.24, F.S.; requiring the executive director of the Department of Highway Safety and Motor Vehicles to be appointed by the Governor, subject to a majority vote of the Governor and Cabinet with the Governor on the prevailing side, and confirmed by the Senate; providing that the executive director serves at the pleasure of the Governor and Cabinet; amending s. 20.255, F.S.; requiring the appointment of the Secretary of Environmental Protection to be subject to a majority vote of the Governor and Cabinet with the Governor on the prevailing side; amending s. 20.37, F.S.; requiring the executive director of the Department of Veterans' Affairs to be appointed subject to a majority vote of the Governor and Cabinet with the Governor on the prevailing side; requiring the Office of Program Policy Analysis and Government Accountability to contract for a review of the Department of Law Enforcement; providing requirements for the selected contractor; providing requirements for the review; requiring the department to provide the contractor with access to certain information; retaining the exempt or confidential and exempt status of such information; requiring the contractor to submit a report to the Governor, Attorney General, Chief Financial Officer, Commissioner of Agriculture, and the Legislature by a certain date; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7035, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Education & Employment Committee, Early Learning & Elementary Education Subcommittee and Representative(s) LaMarca, Hunschofsky—

**CS for HB 7035**—A bill to be entitled An act relating to school safety; amending s. 394.463, F.S.; requiring the Department of Children and Families to analyze specified data relating to the initiation of involuntary examinations of certain students; amending s. 943.082, F.S.; requiring the FortifyFL reporting tool to notify reporting parties that submitting false information may subject them to criminal penalties; providing that certain reports shall remain anonymous; amending s. 943.687, F.S.; revising the membership of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 985.12, F.S.; requiring law enforcement officers to have access to specified information by a certain date for specified purposes; amending s. 1001.11, F.S.; requiring the Commissioner of Education to oversee compliance with requirements relating to school safety and security; requiring the commissioner to take specified actions under certain circumstances relating to noncompliance; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to provide certain opportunities to charter school personnel and certain data to support the evaluation of mental health services; requiring such office to develop a model family reunification plan for certain purposes; amending s. 1002.20, F.S.; providing that parents of public school students have the right to timely notification of certain threats, unlawful acts, and significant emergencies and access

to certain incident reports; amending s. 1006.07, F.S.; requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; requiring codes of student conduct to include provisions relating to the assignment of students to school-based intervention programs; prohibiting participation in such programs from being entered into a specified system under certain circumstances; authorizing certain procedures to include accommodations for specified drills; requiring district school boards to establish certain emergency response and emergency preparedness policies and procedures and provide timely notification to parents following certain threats, unlawful acts, or significant emergencies; revising provisions relating to active shooter situation training for schools; requiring district school boards and charter school governing boards, in coordination with local law enforcement agencies and local governments, to adopt a family reunification plan for specified purposes; providing requirements for members of a threat assessment team; requiring the Department of Education to include certain data in a specified format; amending s. 1006.12, F.S.; revising provisions relating to the duties of school safety officers; requiring the district school superintendent or charter school administrator to provide certain notifications relating to safe-school officers; requiring safe-school officers to complete a specified training; providing requirements for such training; requiring individuals to meet certain criteria before participating in specified training; providing requirements for such training; requiring school districts to provide charter schools with specified safe-school officers under additional circumstances; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool to address policies and procedures relating to certain emergencies; amending s. 1008.32, F.S.; authorizing the state board to direct a school district to suspend the salaries of specified individuals under certain circumstances relating to school safety; amending s. 1008.386, F.S.; requiring that student identification cards issued to certain students by public schools include specified numbers; amending s. 1011.62, F.S.; revising the mental health assistance allocation plans to include certain policies and procedures relating to certain behavioral health services available to students; requiring the department to publish on its website, in consultation with the Louis de la Parte Florida Mental Health Institute, a report on the availability and effectiveness of mental health services by a specified date, annually; providing effective dates.

—was referred to the Committee on Appropriations.

#### RETURNING MESSAGES — FINAL ACTION

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 88.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

#### ENROLLING REPORTS

CS for CS for CS for SB 88 has been enrolled, signed by the required constitutional officers, and presented to the Governor on April 22, 2021.

*Debbie Brown, Secretary*

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 21 was corrected and approved.

#### CO-INTRODUCERS

Senator Stewart—SB 370

#### ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 6:44 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Monday, April 26 or upon call of the President.



# Journal of the Senate

Number 17—Regular Session

Friday, April 23, 2021

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## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 53, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Public Integrity & Elections Committee, Government Operations Subcommittee and Representative(s) DiCeglie, Fischer, Overdorf—

**CS for CS for CS for HB 53**—A bill to be entitled An act relating to public works; amending s. 255.0991, F.S.; revising a prohibition relating to any solicitation for construction services paid for with state appropriated funds; amending s. 255.0992, F.S.; revising the definition of the term "public works project"; prohibiting the state or any political subdivision that contracts for a public works project from taking specified action against certain persons that are engaged in a public works project or have submitted a bid for such a project; providing applicability; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include an analysis of certain expenditures in its annual assessment; creating s. 403.9301, F.S.; providing definitions; requiring counties, municipalities, and special districts that provide wastewater services to develop a needs analysis that includes certain information by a specified date; requiring municipalities and special districts to submit such analyses to a certain county; requiring the county to file a compiled document with the coordinator of the Office of Economic and Demographic Research by a specified date; requiring the office to evaluate the document and include an analysis in its annual assessment; creating s. 403.9302, F.S.; providing definitions; requiring counties, municipalities, and special districts that provide stormwater management to develop a needs analysis that includes certain information by a specified date; requiring municipalities and special districts to submit such analyses to a certain county; requiring the county to file a compiled document with the Secretary of Environmental Protection and the coordinator of the Office of Economic and Demographic Research by a specified date; requiring the office to evaluate the document and include an analysis in its annual assessment; providing a determination and declaration of important state interest; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 183 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Professions & Public Health Subcommittee and Representative(s) Brown, Joseph, Arrington, Benjamin, Bush, Davis, Driskell, Duran, Eskamani, Morales, Nixon, Robinson, F.—

**CS for HB 183**—A bill to be entitled An act relating to the Office of Minority Health and Health Equity; creating s. 381.735, F.S.; requiring the Office of Minority Health and Health Equity to develop and promote the statewide implementation of certain policies, programs, and practices; requiring one representative from each county health department to serve as a minority health liaison for a specified purpose; requiring the office to use all available resources and pursue funding opportunities to achieve this purpose; specifying duties for the office; requiring the Department of Health to maintain specified information on its website; requiring the office to serve as a liaison to and assist certain federal offices; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 429 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Local Administration & Veterans Affairs Subcommittee, Secondary Education & Career Development Subcommittee and Representative(s) Learned, Maney, Altman, Andrade, Bartleman, Benjamin, Bush, Byrd, Chambliss, Fetterhoff, Fischer, Grall, Hawkins, Hunschofsky, Killebrew, Morales, Omphroy, Robinson, F., Salzman, Silvers, Smith, D., Tant, Toledo, Valdés, Woodson—

**CS for CS for CS for HB 429**—A bill to be entitled An act relating to Purple Star Campuses; creating s. 1003.051, F.S.; defining the term "military student"; requiring the Department of Education to establish the Purple Star Campus program; specifying program criteria for participating schools; authorizing schools to partner with school districts to meet such criteria; requiring the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 543, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Professions & Public Health Subcommittee and Representative(s) Koster—

**CS for HB 543**—A bill to be entitled An act relating to occupational therapy; amending s. 468.203, F.S.; revising and providing definitions; amending s. 468.209, F.S.; revising the fieldwork experience requirement for certain persons to take the examination for licensure as an occupational therapist; amending s. 468.215, F.S.; authorizing licensed occupational therapists to use a specified title and initials in accordance with the rules of a national certifying organization; amending s. 468.223, F.S.; prohibiting certain persons from using a specified title

and initials; providing criminal penalties; amending s. 468.225, F.S.; providing construction; reenacting ss. 1002.385(5)(c) and 1002.66(2)(c), F.S., relating to the Gardiner Scholarship and specialized instructional services for children with disabilities, respectively, to incorporate the amendments made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 545 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Education & Employment Committee, Secondary Education & Career Development Subcommittee and Representative(s) Chaney, Borrero, Maggard, Maney, Roth, Shoaf, Snyder, Toledo, Yarborough—

**CS for CS for HB 545**—A bill to be entitled An act relating to reproductive health and disease education; amending s. 1002.20, F.S.; requiring each school district to publish a notice on the district's website concerning a parent's right to exempt a student from reproductive health and disease education; amending s. 1003.42, F.S.; requiring district school boards to annually approve instructional materials relating to reproductive health and disease education in an open, noticed public meeting; requiring each school district to publish a notice on the district's website concerning a parent's right to exempt a student from reproductive health and disease education; amending s. 1006.40, F.S.; specifying that reproductive health and disease education instructional materials are to be made available for public review and comment under a specific process; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 571 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Smith, D.—

**CS for HB 571**—A bill to be entitled An act relating to ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; exempting from ad valorem taxation certain entities wholly owned by a nonprofit corporation; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 573, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Public Integrity & Elections Committee and Representative(s) Beltran, Smith, D.—

**CS for CS for HB 573**—A bill to be entitled An act relating to fiduciary duty of care for appointed public officials and executive officers; creating part IX of ch. 112, F.S., entitled "Fiduciary Duty of Care for Appointed Public Officials and Executive Officers;" creating s. 112.89, F.S.; providing legislative findings; providing definitions; providing fiduciary duties of certain public officials and executive officers; requiring a governmental entity to notify certain public officials and executive officers of board governance training within a certain time; providing minimum board governance training requirements; providing that certain governmental entities may offer the training through in-house counsel; providing which entities may provide training; requiring a specified vote of a governing body for the appointment of certain persons; providing standards for legal counsel and lobbyists employed by a

governmental entity; providing construction; requiring a governing body to vote at a properly noticed meeting whether to obtain an outside opinion relating to certain expenditures; prohibiting a private cause of action; providing an exception; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 721, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee and Representative(s) Massullo—

**CS for HB 721**—A bill to be entitled An act relating to prohibited acts by health care practitioners or physicians; amending s. 456.072, F.S.; prohibiting specified acts by health care practitioners or physicians relating to specialty designations; authorizing the Department of Health to enforce compliance with the act; authorizing the department to take specified action against health care practitioners or physicians in violation of the act; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 805, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee, Local Administration & Veterans Affairs Subcommittee, Professions & Public Health Subcommittee and Representative(s) Caruso, McClure, Benjamin, Bush, Fischer, Joseph, Morales, Plakon, Salzman, Yarborough—

**CS for CS for CS for HB 805**—A bill to be entitled An act relating to volunteer ambulance services; amending s. 316.003, F.S.; revising the definition of the term "authorized emergency vehicles" and defining the term "volunteer ambulance service"; amending s. 316.072, F.S.; authorizing certain medical staff of a volunteer ambulance service to use red lights on a privately owned vehicle under certain circumstances; amending s. 316.2397, F.S.; authorizing vehicles of volunteer ambulance services to show or display red lights and operate emergency lights and sirens under certain circumstances; amending s. 316.2398, F.S.; authorizing privately owned vehicles belonging to certain medical staff of a volunteer ambulance service to display or use red warning signals under certain circumstances; conforming a provision to changes made by the act; prohibiting certain medical staff of volunteer ambulance services from operating red warning signals when not responding to an emergency in the line of duty; amending s. 401.211, F.S.; revising legislative intent; amending s. 401.23, F.S.; defining the term "volunteer ambulance service"; amending s. 401.25, F.S.; exempting certain first responder agencies from certificate of public convenience and necessity requirements; providing a limitation; requiring compliance with all other licensure requirements; providing requirements regarding memoranda of understanding; providing that county and municipal governments may not limit, prohibit, or prevent volunteer ambulance services from responding to emergencies or providing emergency medical services or transport within their respective jurisdictions; specifying that an emergency medical services provider or fire rescue services provider operated by a county, municipality, or special district is responsible for the care and transport of certain patients; prohibiting county and municipal governments from requiring volunteer ambulance services to obtain a license or certificate or pay a fee to provide ambulance services or nonemergency air ambulance services within their respective jurisdictions if a certain condition is met; providing an exception; amending s. 316.306, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 911 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Regulatory Reform Subcommittee and Representative(s) Buchanan, Arrington, Barnaby, Bartleman, Chaney, Gottlieb, Morales—

**CS for CS for HB 911**—A bill to be entitled An act relating to the medical treatment of animals; amending s. 474.202, F.S.; revising and providing definitions; creating s. 474.2021, F.S.; authorizing the use of veterinary telemedicine; authorizing a veterinarian who establishes a veterinarian/client/ patient relationship without a physical examination or without making medically appropriate and timely visits to the premises where the animal is kept to provide specified services; prohibiting such veterinarian from prescribing specified drugs or controlled substances under certain circumstances; providing licensure requirements to practice veterinary telemedicine; providing jurisdiction of the Florida Board of Veterinary Medicine; providing construction; amending s. 474.203, F.S.; providing an exception to who may immunize or treat an animal for certain diseases; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 828.30, F.S.; authorizing employees, agents, or contractors of animal control authorities to administer rabies vaccinations under certain circumstances; defining the term "indirect supervision"; providing that a supervising veterinarian assumes responsibility for any person working at his or her discretion or under his or her supervision; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp on a rabies vaccination certificate; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 915 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Willhite—

**CS for HB 915**—A bill to be entitled An act relating to the Port of Palm Beach District, Palm Beach County; amending chapter 2017-199, Laws of Florida; deleting provisions requiring certain persons to execute and deliver a bond within a specified time period after assuming office; revising the annual salary of commissioners; revising the term "port manager" to "port director"; conforming provisions to changes made by the act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1069, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee, Government Operations Subcommittee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Payne—

**CS for CS for CS for HB 1069**—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for certain information held by the Department of Military Affairs stored in a United States Department of Defense system of records, transmitted using a United States Department of Defense network or communications device, or pertaining to the

United States Department of Defense; providing that certain information may be disclosed only in accordance with applicable federal and state laws; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1197 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Civil Justice & Property Rights Subcommittee and Representative(s) Aloupis—

**CS for HB 1197**—A bill to be entitled An act relating to courts; amending s. 25.221, F.S.; deleting the requirement that the Clerk of the Supreme Court physically keep books, records, and other materials in the clerk's office; amending s. 25.301, F.S.; deleting the requirement that Supreme Court decisions and orders remain in the clerk's office; amending s. 28.2457, F.S.; requiring the clerks of the circuit court, with specified entities, to prepare a specified plan to procure or develop a statewide electronic solution for identifying assessments mandated by statute; requiring a report to the Legislature by a specified date; deleting a provision requiring the clerks to annually submit a uniform form for identification and imposition of mandated assessments to the Supreme Court; amending s. 34.01, F.S.; providing for the periodic inflationary adjustment of the monetary jurisdictional limit applicable to all actions at law in county courts filed on or after a specified date, beginning in 2030; requiring the Office of Economic and Demographic Research to periodically calculate and certify such jurisdictional limit to the Chief Justice of the Supreme Court by a specified date; requiring specified entities to publish on their websites such adjusted jurisdictional limit; deleting obsolete language; amending s. 35.15, F.S.; deleting the requirement that decisions and orders of district courts of appeal remain in the office of the clerk of any such court; amending s. 35.23, F.S.; requiring the clerk of a district court of appeal to have an office at the headquarters of the court; deleting a requirement that the clerk keep records at the headquarters office; amending s. 35.24, F.S.; deleting the requirement that the clerk of a district court of appeal physically keep books, records, and other materials in the clerk's office; amending s. 40.23, F.S.; authorizing any person who has been summoned for jury service to postpone such service for an additional time-frame in the event of a declared public health emergency or a state of emergency; specifying requirements for any such request; amending s. 812.014, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt of petit theft; authorizing the electronic capture of fingerprints; requiring fingerprints to be certified and filed in a specified manner; conforming a provision to changes made by the act; amending s. 921.241, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt for a felony; authorizing the electronic capture of fingerprints; requiring the court officer, the employee of the court, or the employee of a criminal justice agency who captures fingerprints to sign a specified certification; conforming a provision to changes made by the act; removing the requirement that a judge obtain a defendant's social security number at the time of fingerprinting; amending s. 921.242, F.S.; removing the requirement that fingerprints be taken in open court and in the judge's presence upon a judgment of guilt for an offense under ch. 796, F.S.; authorizing the electronic capture of fingerprints; requiring fingerprints to be certified and filed in a specified manner; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1221 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*



By Health & Human Services Committee, Professions & Public Health Subcommittee and Representative(s) Grall, Andrade, Barnaby, Beltran, Byrd, Fischer, Gregory, Harding, Maggard, Robinson, W., Roth, Sabatini, Sirois, Snyder, Yarborough—

**CS for CS for HB 1221**—A bill to be entitled An act relating to disability abortions; amending s. 390.011, F.S.; providing definitions; amending s. 390.0111, F.S.; prohibiting a physician from performing or inducing, or attempting to perform or induce, a disability abortion; providing immunity from prosecution for a woman upon whom such abortion is performed; providing an exception; conforming provisions to changes made by the act; amending s. 383.141, F.S.; revising the definition of "prenatally diagnosed condition"; requiring the Department of Health to provide certain information through its clearinghouse; creating s. 456.52, F.S.; requiring health care practitioners to provide such information to patients under certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1289 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) McFarland, Andrade, Arrington, Morales, Slosberg—

**CS for CS for HB 1289**—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; defining the term "low-speed autonomous delivery vehicle"; amending s. 316.2122, F.S.; authorizing the operation of a low-speed autonomous delivery vehicle on certain streets and roads; providing construction; authorizing the operation of a low-speed autonomous delivery vehicle on streets or roads with a posted speed limit of up to 45 miles per hour under specified conditions; providing requirements for low-speed autonomous delivery vehicles; amending s. 316.215, F.S.; providing that certain fully autonomous vehicles are not subject to certain provisions of law or regulations; amending s. 316.2126, F.S.; providing that statutory provisions regarding the authorized use of golf carts, low-speed vehicles, and utility vehicles are not applicable to low-speed autonomous delivery vehicles; amending ss. 316.306 and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has adopted HM 1301 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Shoaf, Byrd, Andrade, Brannan, Fetterhoff, Fischer, Gregory, Harding, Hawkins, Maney, Massullo, Rizo, Robinson, W., Sabatini, Salzman, Smith, D., Tuck, Yarborough—

**HM 1301**—A memorial to the Congress of the United States, expressing the consensus of the Florida Legislature that proposals forthcoming at the federal level to restrict the right to keep and bear arms violate the Constitution of the United States and affirming the intent of the Florida Legislature to do everything in its power to protect the rights of Florida residents under the Second Amendment to the Constitution of the United States and under the Florida Constitution.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1351 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Aloupis, Buchanan, Toledo, Willhite—

**CS for CS for HB 1351**—A bill to be entitled An act relating to money services businesses; amending s. 559.952, F.S.; revising exceptions for a licensee during the Financial Technology Sandbox period; amending s. 560.103, F.S.; revising and providing definitions; amending s. 560.123, F.S.; revising the purpose of the Florida Control of Money Laundering in Money Services Business Act; revising duties of money services businesses; amending s. 560.125, F.S.; revising provisions related to violations of money services business activities; amending s. 560.204, F.S.; revising provisions related to certain prohibited activities without a license; revising the definition of the term "compensation"; amending s. 560.208, F.S.; revising requirements for a money transmitter or payment instrument seller to conduct business; amending s. 560.2085, F.S.; revising requirements for a written contract between a money transmitter or payment instrument seller and an authorized vendor; amending s. 560.210, F.S.; providing requirements for a money transmitter that receives virtual currency; excluding virtual currency in the calculation of permissible investments; amending s. 560.211, F.S.; revising recordkeeping requirements for a money transmitter or payment instrument seller; amending s. 560.212, F.S.; revising financial liability requirements for a money transmitter or payment instrument seller; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1495 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Daley—

**CS for HB 1495**—A bill to be entitled An act relating to the Coral Springs Improvement District, Broward County; amending ch. 2004-469, Laws of Florida; providing an exception to general law; revising the number of board members; requiring members of the Board of Supervisors of the Coral Springs Improvement District to be elected by qualified electors of the district; providing for staggered terms of office for the board; providing requirements for elections of board members and for candidates seeking election; providing duties of the Supervisor of Elections of Broward County; providing a definition; providing for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1499 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Daley—

**CS for HB 1499**—A bill to be entitled An act relating to the Pine Tree Water Control District, Broward County; amending ch. 2001-320, Laws of Florida; providing an exception to general law; requiring members of the Board of Supervisors be elected through a general election; providing for staggered terms; providing requirements for elections of the board and candidates seeking election; requiring the Supervisor of Elections of Broward County to appoint certain persons, prepare and furnish ballots, designate polling places, and canvass the returns; providing definitions; providing for declaration and certification of election results; providing requirements for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1501 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Public Integrity & Elections Committee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Daley—

**CS for CS for HB 1501**—A bill to be entitled An act relating to the Sunshine Drainage District, Broward County; amending ch. 63-609, Laws of Florida; revising the number of members of the board of supervisors; providing an exception to general law; providing for members of the board of supervisors to be elected by qualified electors of the district; providing for staggered terms; requiring nonpartisan elections; providing requirements for candidates; providing election duties of the supervisor of elections; providing a definition; providing requirements for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1503 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Public Integrity & Elections Committee, Local Administration & Veterans Affairs Subcommittee and Representative(s) Daley—

**CS for CS for HB 1503**—A bill to be entitled An act relating to North Springs Improvement District, Broward County; amending ch. 2005-341, Laws of Florida, as amended; revising a definition; revising the number of board members; requiring members to be residents of the district; providing designated seats for supervisors; providing for repeal unless reviewed and saved from repeal by the Legislature; providing an exception to general law; requiring that the board of supervisors be elected by the qualified electors of the district; providing definitions; providing requirements for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1635 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Ingolia—

**HB 1635**—A bill to be entitled An act relating to the Hernando County School District, Hernando County; providing legislative findings; repealing the School Board of Hernando County resolution which provides for an appointed superintendent of schools; providing for an elected superintendent of schools; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7059 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Ways & Means Committee and Representative(s) Payne—

**HB 7059**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2021 version of the Internal Revenue Code; providing for retroactive operation; amending s. 220.13, F.S., revising the adjustments taxpayers must make to adjusted federal income with respect to certain tax benefits; providing emergency rule-making authority; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 7061 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Ways & Means Committee and Representative(s) Payne—

**HB 7061**—A bill to be entitled An act relating to taxation; amending s. 125.0104, F.S.; removing provisions which require a county or sub-county special taxing district to receive an extraordinary vote of the governing board to increase the tourist development taxes for certain purposes; specifying that certain tourist development taxes are imposed by ordinance subject to referendum approval by a majority vote of the electors voting in such election; specifying the date in which certain ordinance imposed tourist development taxes become effective; authorizing a county to impose a tourist development tax to finance flood mitigation projects or improvements; correcting a cross-reference; amending s. 193.461, F.S.; requiring structures and equipment used in the production of aquaculture products to be assessed a specified way when the land is assessed using the income methodology approach; amending s. 196.196, F.S.; specifying that portions of property not used for certain purposes are not exempt from ad valorem taxation; specifying that exemptions on certain portions of property from ad valorem taxation are not affected so long as the predominant use of the property is for specified purposes; providing applicability; amending s. 196.1978, F.S.; revising the affordable housing property exemption to exempt from ad valorem taxation, rather than provide a discount to, certain multi-family projects after a certain timeframe; making clarifying changes; amending s. 197.222, F.S.; requiring, rather than authorizing, tax collectors to accept late payments of prepaid property taxes within a certain timeframe; deleting a late payment penalty; reenacting s. 192.0105(3)(a), F.S., relating to taxpayer rights, to incorporate the amendment made to s. 197.222, F.S., in a reference thereto; amending s. 201.08, F.S.; exempting from assessment of documentary stamp taxes the modification of certain documents which change only the interest rate under specified conditions; creating s. 211.0252, F.S.; providing a credit against oil and gas production taxes under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credit; amending s. 211.3106, F.S.; specifying the severance tax rate for a certain heavy mineral under certain circumstances; amending s. 212.0305, F.S.; requiring specified counties to impose or increase a convention development tax only if approved by in a referendum approved by a majority of the registered electors voting in such election; specifying the calculation of the effective date of an approved levy; authorizing convention development taxes to finance flood mitigation projects or improvements; authorizing certain counties to impose a specified district convention development tax to finance flood mitigation projects or improvements; providing a form to be placed on the ballot; amending s. 212.03055, F.S.; providing that a special taxing district may not increase a tax without approval in a referendum by a majority vote of the electors; amending s. 212.06, F.S.; revising the definition of the term "dealer"; revising a condition for a sales tax exception for tangible personal property imported, produced, or manufactured in this state for export; providing definitions; specifying application requirements and procedures for a forwarding agent to apply for a Florida Certificate of Forwarding Agent Address from the Department of Revenue; requiring forwarding agents receiving such certificate to register as dealers for purposes of the sales and use tax; specifying requirements for sales tax remittance and for recordkeeping; specifying the timeframe for expiration of certificates and procedures for renewal; requiring forwarding agents to update information; requiring the department to verify certain information; authorizing the department to revoke or suspend certificates under certain circumstances; requiring the department to maintain an online certificate verification system; provid-

ing circumstances and requirements for and construction relating to dealers accepting certificates in lieu of collecting certain taxes; providing criminal penalties for certain violations; authorizing the department to adopt rules; amending and reenacting s. 212.07, F.S.; authorizing dealers, subject to certain conditions, to advertise or hold out to the public that they will pay sales tax on behalf of the purchaser; reenacting s. 212.07(1)(c), F.S., relating to the sales, storage, and use tax, to incorporate the amendment made to s. 212.06, F.S., in a reference thereto; amending and reenacting s. 212.08, F.S.; extending the date the Department of Revenue can issue a specified tax exemption certificate; reenacting s. 212.08(18)(f), F.S., relating to the sales, rental, use, consumption, distribution, and storage tax, to incorporate the amendment made to s. 212.13, F.S., in a reference thereto; amending s. 212.08, F.S., exempting from sales and use tax specified items that assist in independent living; providing applicability; amending s. 212.13, F.S.; revising recordkeeping requirements for dealers collecting the sales and use tax; amending s. 212.15, F.S.; providing that stolen sales tax revenue may be aggregated for the purposes of determining the grade of certain criminal offenses; conforming a provision to changes made by the act; creating s. 212.1833, F.S.; providing credit against sales taxes payable by direct pay permit holders under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credit; amending ss. 212.20 and 212.205, F.S.; conforming provisions to changes made by the act; amending s. 213.053, F.S.; authorizing the department to publish a list of forwarding agents' addresses on its website; amending s. 218.64, F.S.; conforming provisions to changes made by the act; amending s. 220.02, F.S.; revising the order in which the corporate income tax credit under the Strong Families Tax Credit is applied; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income"; amending s. 220.186, F.S.; revising the calculation of the corporate income tax credit for the Florida alternative minimum tax; creating s. 220.1876, F.S.; providing a credit against the corporate income tax under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credit; amending s. 288.0001, F.S.; conforming provisions to changes made by the act; repealing s. 288.11625, F.S., relating to state funding for sports facility development by a unit of local government, or by a certified beneficiary or other applicant, on property owned by the local government; creating s. 402.62, F.S.; creating the Strong Families Tax Credit; defining terms; specifying requirements for the Department of Children and Families in designating eligible charitable organizations; specifying requirements for eligible charitable organizations receiving contributions; specifying duties of the Department of Children and Families; specifying a limitation on, and application procedures for, the tax credit; specifying requirements and procedures for, and restrictions on, the carryforward, conveyance, transfer, assignment, and rescindment of credits; specifying requirements and procedures for the Department of Revenue; providing construction; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department

of Business and Professional Regulation, and the Department of Children and Families to develop a cooperative agreement and adopt rules; authorizing certain interagency information sharing; creating ss. 561.1212 and 624.51056, F.S.; providing credits against excise taxes on certain alcoholic beverages and the insurance premium tax, respectively, under the Strong Families Tax Credit; specifying requirements and procedures for, and limitations on, the credits; amending s. 624.509, F.S.; revising the order in which credits are taken for purposes of the insurance premium tax; providing sales tax exemptions for certain disaster preparedness supplies during a certain timeframe; specifying locations where the exemptions do not apply; authorizing the department to adopt emergency rules; providing sales tax exemptions for certain clothing, school supplies, personal computers, and personal computer-related accessories during a certain timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing certain dealers to opt out of participating in the exemptions, subject to certain conditions; authorizing the department to adopt emergency rules; providing sales tax exemptions for certain admissions and items used in recreational events and activities during a certain timeframe; providing definitions; specifying locations where the exemptions do not apply; authorizing the department to adopt emergency rules; providing an appropriation for the Strong Families Tax Credit; authorizing the Department of Revenue to adopt emergency rules related to the Strong Families Tax Credit; authorizing the Department of Revenue to adopt emergency rules relating to changes made to s. 212.06, F.S.; providing for expiration of that authority; requiring the Florida Institute for Child Welfare to provide a certain report to the Governor and the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Appropriations.

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#### RETURNING MESSAGES — FINAL ACTION

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 430.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

#### CO-INTRODUCERS

Senator Rodriguez—CS for CS for SB 1954

JOURNAL OF THE SENATE

REGULAR SESSION

March 2 through April 30, 2021

MISCELLANEOUS SUBJECT INDEX

Table with columns Subject and Page. Includes sections like COMMITTEES, CONFERENCE COMMITTEE APPOINTMENTS, CONFERENCE COMMITTEE REPORTS, COMMUNICATION, EXECUTIVE BUSINESS, MEMBERS, VOTE, DISCLOSURE, MOMENT OF SILENCE, POINTS OF ORDER AND RULINGS, RECOGNITION CEREMONY, RULES, SESSION, SPECIAL GUESTS, SPECIAL PERFORMANCE, SPECIAL PRESENTATION, SPECIAL RECOGNITION, SUPREME COURT CERTIFICATION, and VETOED BILLS.

**JOURNAL OF THE SENATE**

**SENATE BILLS, RESOLUTIONS, AND MEMORIALS BY NUMBER  
WITH SUBJECT, INTRODUCER, AND DISPOSITION**

**REGULAR SESSION  
March 2 through April 30, 2021**

**(To Obtain the Number of a Bill, see Subject Index)**

**Abbreviations**

BA — Bill Action  
Ch. — Chapter Number, Bill Passed  
CO — Co-Introducers  
CR — Committee Report  
CS — Committee Substitute  
FR — First Reading  
MO — Motion  
RC — Reference Change  
SM — Special Master  
SO — Bills on Special Orders

Boldfaced Page Numbers — Passage of Bill

**Types of Bills**

SB/HB — Senate/House Bill  
SCR/HCR — Senate/House Concurrent Resolution  
SJR/HJR — Senate/House Joint Resolution  
SM/HM — Senate/House Memorial  
SR — Senate Resolution

**Final Disposition**

Adopted  
CBP — Companion Bill Passed  
DCC — Died in Conference Committee  
DCH — Died on House Calendar  
DCS — Died on Senate Calendar  
DHC — Died in House Committee  
DM — Died in Messages  
DNI — Died, Not Introduced  
DPR — Died Pending Reference Review  
DPR — Died Pending Reference Review  
DSC — Died in Senate Committee  
FPH — Failed to Pass House  
FPS — Failed to Pass Senate  
LTH — Laid on Table in House  
LTS — Laid on Table in Senate  
Passed  
UHC — Unfavorable Report, House Committee  
USC — Unfavorable Report, Senate Committee  
Vetoed  
WNI — Withdrawn, Not Introduced  
WS — Withdrawn from the Senate

SB

2 Not Used  
4 Not Used  
6 Not Used  
8 Not Used  
10 Not Used  
12 Not Used  
14 Not Used  
16 Not Used  
18 Not Used  
20 Not Used  
22 Not Used  
24 Not Used  
26 Relief of the Estate of Crystle Marie Galloway/Hillsborough County Board of County Commissioners (Judiciary and others) (FR)36, (SM)270, (CR)313, (CS)314, (RC)322, (CR)378, (CO)389, (BA)465, (SO)465  
28 WNI  
30 Relief of Kareem Hawari by the Osceola County School Board (Torres) (FR)36 DSC  
32 Relief of Christeia Jones by the Department of Highway Safety and Motor Vehicles (Torres) (FR)36 DSC  
34 Relief of Jamiyah, Latricia, and Jerald Mitchell/South Broward Hospital District (Diaz) (FR)36 DSC  
36 Relief of Barney Brown by the State of Florida (Thurston) (FR)36 DSC  
38 WNI  
40 Relief of Reginald Jackson by the City of Lakeland (Rouson) (FR)36 DSC  
42 DSC  
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46 Craft Distilleries (Commerce and Tourism and others) (FR)36, (CS)158, (CS/CS)158, (CR)178, (CR)179, (CR)191, (BA)237, (SO)238, (CO)246, (BA)260, **261** Ch. 2021-166  
48 Educational Scholarship Programs (Appropriations and others) (FR)37, (CS)158, (CR)177, (CR)179, (CR)192, (CS/

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50 Taxation (Appropriations and others) (FR)38, (CS)160, (CR)176, (CR)177, (CR)192, (CS/CS)226, (CO)234, (BA)238, (MO)238, (SO)238, (CO)246, (BA)269, (MO)270, (BA)294, (BA)**310**, 399, **408**, (CO)414, 468, 491 Ch. 2021-2  
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54 Motor Vehicle Insurance (Judiciary and others) (FR)38, (CS)160, (CS/CS)161, (CR)178, (CR)179, (CR)239, (BA)311, (MO)311, (SO)311, (BA)338, (BA)375, (BA)399, (MO)408, (BA)441, **464**, 978, **1011** Vetoed  
56 Community Association Assessment Notices (Rules and others) (FR)40, (CR)176, (CR)192, (CS)227, (CR)248, (CS/CS)249, (BA)268, (BA)269, (SO)270, (BA)291, **292** Ch. 2021-91  
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- 74 COVID-19-related Claims Against Health Care Providers (Brandes and Burgess) (FR)41, (CR)177, (CR)191 DSC
- 76 Insurance (Rules and others) (FR)41, (CS)164, (CR)178, (CO)234, (CR)240, (CS/CS)240, (CR)325, (CS/CS/CS)326, (BA)339, (BA)341, (SO)341, (BA)**369**, 961, **978** Ch. 2021-77
- 78 Dues and Uniform Assessments (Judiciary and Rodrigues) (FR)42, (CS)164, (CR)177, (CR)179 DSC
- 80 Child Welfare (Rules and others) (FR)42, (CS)164, (RC)174, (CR)178, (CR)191, (CO)246, (CR)248, (CS/CS)249, (BA)267, **268**, (MO)270, (SO)270, 800, **819** Ch. 2021-169
- 82 Sponsorship Identification Disclaimers (Baxley and Hutson) (FR)43, (CR)177, (CR)191, (CR)324, (BA)**371**, (SO)378 Ch. 2021-49
- 84 Retirement (Appropriations and Rodrigues) (FR)43, (CR)176, (CR)343, (CS)346, (BA)369, (SO)378, (BA)**394** DSC
- 86 Student Financial Aid (Appropriations and others) (FR)43, (CR)271, (CS)273, (CR)325, (CR)343, (CS/CS)346, (BA)369, (BA)370, (SO)378, (BA)**395** DM
- 88 Farming Operations (Rules and others) (FR)44, (CS)165, (CS/CS)165, (CR)178, (CR)179, (CR)192, (CS/CS/CS)227, (BA)236, (BA)237, (SO)238, (BA)**260**, 652, 957 Ch. 2021-7
- 90 Elections (Rules and others) (FR)44, (CS)166, (CR)178, (CR)240, (CS/CS)240, (CR)472, (CS/CS/CS)472, (BA)523, (SO)560, (BA)601, (BA)608, (BA)661, **662**, 928, **947** Ch. 2021-11
- 92 Department of Children and Families (Appropriations and Bean) (FR)44, (CR)176, (CR)248, (CR)642, (CS)642 DCS
- 94 Water Storage North of Lake Okeechobee (Brodeur) (FR)44, (CR)176 DSC
- 96 Child Welfare (Rules and others) (FR)45, (CR)191, (CS)227, (CO)234, (CR)247, (CR)325, (CS/CS)326, (BA)**337**, (SO)341, 819, **840** Ch. 2021-170
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- 100 Highway Projects (Appropriations and others) (FR)45, (CR)190, (CR)282, (CS)283, (BA)293, **294**, (SO)311 Ch. 2021-161
- 102 Matters of Great Governmental Concern (Community Affairs and Burgess) (FR)193, (CR)342, (CS)347 DSC
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- 106 Not Used
- 108 Not Used
- 110 Not Used
- 112 Not Used
- 114 Not Used
- 116 Not Used
- 118 Not Used
- 120 Not Used
- 122 Surrendered Newborn Infants (Appropriations and others) (FR)46, (CR)176, (CR)179, (CR)642, (CS)643, (BA)689, (BA)690, (SO)721
- 124 Residential Swimming Pool Safety (Hooper) (FR)46 DSC
- 126 Sexual Offender Registration (Hutson) (FR)46 DSC
- 128 Florida Talent Development Council () (FR)46 DSC
- 130 Mental Health and Substance Use Disorders (Appropriations and others) (FR)46, (CR)191, (CS)228, (CR)272, (CO)281, (CR)472, (CS/CS)474, (BA)**517**, (SO)560 DM
- 132 Rental of Homestead Property (Hutson) (FR)46, (CR)176 DSC
- 134 Beverage Law (Brandes) (FR)46 DSC
- 136 Energy 2040 Task Force (Brandes) (FR)47 DSC
- 138 Electric Vehicles (Transportation and others) (FR)47, (CR)247, (CS)250, (CR)325 DSC
- 140 Fees/Electric Vehicles (Transportation and Brandes) (FR)47, (CR)247, (CS)250, (CR)325 DSC
- SB 142 Beverage Law (Brandes) (FR)47 DSC
- 144 Searches of Cellular Phones and Other Electronic Devices (Brandes and Rodrigues) (FR)47, (CR)177, (CR)239 DSC
- 146 Civic Literacy Education (Brandes) (FR)48, (CR)176, (CR)247, (BA)**269**, (MO)270, (SO)270, 795, **796** Vetoes
- 148 Beverage Law (Regulated Industries and Bradley) (FR)48, (CS)166, (CR)178, (CR)191, (CR)324, (BA)338, (SO)341, (BA)**375**, 762, **765** Ch. 2021-30
- SR 150 Individual Liberty and Democracy (Governmental Oversight and Accountability and Diaz) (FR)48, (CS)166, (CR)178 DSC
- SB 152 Regulatory Reform (Diaz) (FR)48 DSC
- 154 Local Government Fiscal Transparency (Diaz) (FR)48 DSC
- SJR 156 Homestead Assessment Limitation (Diaz and Garcia) (FR)49 DSC
- SB 158 Homestead Assessments (Diaz) (FR)49 DSC
- 160 Prescriptive Authority Certification for Psychologists (Brandes) (FR)49 DSC
- 162 Sexual Offender Registration (Perry and Bradley) (FR)49 DSC
- 164 WNI
- 166 Public Records/Nonjudicial Record of the Arrest of a Minor (Criminal Justice and others) (FR)49, (CS)166, (CR)176, (CR)178, (CR)342, (BA)**375**, (SO)378 Vetoes
- 168 Hurricane Loss Mitigation Program (Banking and Insurance and Hooper) (FR)49, (CS)166, (CR)178, (CR)238, (CR)472, (BA)**514**, (SO)560 DM
- 170 Podiatric Medicine (Health Policy and others) (FR)49, (CS)166, (CR)178, (CR)190, (CR)271, (CR)324, (BA)338, (SO)341, (BA)375, (BA)398, (BA)399
- 172 Medical Marijuana Identification Cards for Service-disabled Veterans (Cruz) (FR)50 DSC
- 174 School Safety Funding (Cruz) (FR)50 DSC
- 176 Postsecondary Fee Waivers (Cruz and others) (FR)50 DSC
- 178 Public School Transportation (Cruz) (FR)50 DSC
- 180 Office of Diversity, Equity, and Inclusion (Berman) (FR)50 DSC
- 182 Risk Protection Orders (Berman) (FR)50 DSC
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- 186 Domestic Violence (Berman and Cruz) (FR)50, (CO)256 DSC
- 188 Solar Energy Systems Located On the Property of an Educational Facility (Berman) (FR)51, (CR)190 DSC
- 190 WNI
- 192 Students with Disabilities in Public Schools (Education and others) (FR)51, (CR)324, (CS)327, (CR)465, (CR)472, (BA)698, (SO)721
- 194 Crimes Evidencing Prejudice (Criminal Justice and others) (FR)51, (CS)166, (RC)175, (CR)178 DSC
- 196 Lactation Space (Governmental Oversight and Accountability and others) (FR)51, (CR)312, (CS)314, (CO)323 DSC
- 198 WNI
- 200 Student Retention (Appropriations and others) (FR)51, (CS)166, (CR)177, (CO)234, (CR)248, (CR)642, (CS/CS)643 DSC
- 202 Standard High School Diploma Award Requirements (Cruz) (FR)51 DSC
- SJR 204 Abolishing the Constitution Revision Commission (Brandes) (FR)52, (CR)177, (BA)261, (SO)270, (BA)290, **291** Passed
- SB 206 Visiting County and Municipal Detention Facilities (Pizzo and Brandes) (FR)52, (CR)176 DSC
- 208 Renewable Energy (Brandes) (FR)52, (CR)311 DSC

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 210 Sentencing (Brandes) (FR)52, (CR)176 DSC  
 212 Contingency Risk Multipliers (Brandes) (FR)52 DSC  
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 222 Abandoned Cemeteries (Governmental Oversight and Accountability and others) (FR)53, (CS)167, (CR)177, (MO)796, (BA)859  
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 226 Relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano/Okeechobee County Sheriff's Office (Polsky) (FR)53 DSC  
 228 Notaries Public (Rules and others) (FR)53, (CS)167, (CS/CS)167, (CR)178, (CR)179, (CR)325, (CS/CS/CS)327, (BA)338, (SO)341, (BA)375, (BA)397, (BA)398  
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 238 Medicaid Eligibility (Book) (FR)55 DSC  
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 242 Student Health Services (Book and others) (FR)55, (CO)468 DSC
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 248 Public Meetings and Records/Conditional Medical Release Program (Brandes) (FR)55, (CR)176 DSC  
 250 First Aid for Severe Bleeding (Pizzo) (FR)55 DSC  
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 256 Discrimination in Labor and Employment (Stewart) (FR)56 DSC  
 258 Internship Tax Credit Program (Finance and Tax and Jones) (FR)56, (CR)176, (CR)247, (CS)250 DSC  
 260 Services for Veterans and Their Families (Appropriations and others) (FR)56, (CR)176, (CR)190, (CO)468, (CR)472, (CS)475, (BA)514, (SO)560  
 262 Dispensing Medicinal Drugs (Military and Veterans Affairs, Space, and Domestic Security and Harrell) (FR)56, (CR)238, (CR)312, (CS)314, (CR)472, (BA)**585**, (SO)642 Ch. 2021-121  
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 268 Preemption of Local Occupational Licensing (Regulated Industries and Perry) (FR)56, (CR)271, (CS)274, (CR)342, (CR)378, (BA)707, (SO)721  
 270 Construction Defects (Perry) (FR)57, (CR)176 DSC  
 272 Rare Disease Advisory Council (Appropriations and others) (FR)57, (CS)169, (CR)177, (CR)192, (CR)248, (CS/CS)251, (BA)**264**, (MO)270, (SO)270 Ch. 2021-122
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- SJR  
 276 Medicaid Coverage (Taddeo and others) (FR)57, (CO)234 DSC
- SB  
 278 Traffic Offenses (Baxley) (FR)57 DSC  
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 294 Safe Storage of Loaded Firearms (Farmer) (FR)58 DSC  
 296 Public Records (Taddeo) (FR)58 DSC  
 298 Electronic Payment of Governmental Fees (Taddeo) (FR)58 DSC  
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 302 Small Business Saturday Sales Tax Holiday (Commerce and Tourism and Taddeo) (FR)58, (CR)272, (CS)274, (CR)324 DSC  
 304 Wage and Employment Benefits Requirements (Taddeo) (FR)58 DSC  
 306 Florida Statutes (Passidomo) (FR)58, (CR)177, (BA)236, (SO)238, (BA)**259** Ch. 2021-50  
 308 Florida Statutes (Passidomo) (FR)59, (CR)177, (BA)236, (SO)238, (BA)**259** Ch. 2021-51  
 310 Florida Statutes (Passidomo) (FR)59, (CR)177, (BA)236, (SO)238, (BA)**259** Ch. 2021-52  
 312 Florida Statutes (Passidomo) (FR)59, (CR)177, (BA)236, (SO)238, (BA)**259** Ch. 2021-53  
 314 Not Used  
 316 Not Used  
 318 Not Used  
 320 Not Used  
 322 Not Used  
 324 Not Used  
 326 Not Used  
 328 Sentencing (Criminal Justice and Rouson) (FR)59, (CR)342, (CS)347, (CR)472 DSC  
 330 Sale and Delivery of Firearms (Farmer) (FR)59 DSC  
 332 Unlicensed Contracting (Regulated Industries and Perry) (FR)59, (CR)342, (CS)347, (RC)382 DSC  
 334 Regulation of Smoking in Public Places (Environment and Natural Resources and others) (FR)59, (CR)176, (CR)248, (CS)251 DSC  
 336 Large-scale Agricultural Pollution Reduction Pilot Program (Rouson) (FR)59, (CR)176 DSC  
 338 Specialty Contracting Services (Gruters) (FR)60, (CR)190 DSC
- SJR  
 340 Supermajority Vote Required to Enact a Single-payor Healthcare System (Diaz) (FR)60, (CR)176, (CR)192, (CR)247 DSC
- SB  
 342 Vehicle and Vessel Registration (Transportation and Diaz) (FR)60, (CR)192, (CS)229, (CR)282, (CR)378, (BA)**417**, (SO)465 Ch. 2021-171  
 344 Legislative Review of Occupational Regulations (Governmental Oversight and Accountability and Diaz) (FR)60, (CR)271, (CS)274 DSC

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- 348 Medicaid (Health Policy and Rodriguez) (FR)60, (CS)170, (CR)177, (CR)192, (CR)247, (BA)262, **263**, (MO)270, (SO)270 Ch. 2021-95
- 350 Relief of Angela Sozzani/Department of Children and Families (Rodriguez) (FR)60 DSC
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- 356 Fines and Fees (Jones) (FR)61 DSC
- 358 Water Safety and Swimming Certification for K-12 Students (Education and others) (FR)61, (CO)234, (CO)323, (CR)342, (CS)347, (RC)382, (CR)472, (BA)546, (SO)560 DM
- 360 Fire Prevention and Control (Community Affairs and Hooper) (FR)61, (CR)191, (CS)229, (CR)341 DSC
- 362 Pediatric Cardiac Care (Health Policy and Harrell) (FR)61, (CS)170, (CR)178 DSC
- 364 Discrimination on the Basis of Personal Health Information (Gruters and others) (FR)61 DSC
- 366 Educational Opportunities Leading to Employment (Appropriations and others) (FR)61, (CR)191, (CS)229, (CO)389, (CR)466, (CR)472, (CS/CS)475, (BA)546, (BA)554, **555**, (SO)560, 796, **797** Ch. 2021-162
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- 370 Assault Weapons and Large-capacity Magazines (Farmer and others) (FR)62, (CO)246, (CO)389, (CO)471, (CO)652, (CO)723, (CO)847 DSC
- 372 Three-dimensional Printed Firearms (Stewart) (FR)62 DSC
- 374 Fair Repair of Agricultural Equipment (Bradley and Albritton) (FR)63, (CR)176, (CR)177 DSC
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- 394 Taxes (Brandes) (FR)64 DSC
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- 398 Relief of the Estate of Emilio Jesus Vizcaino-Aday by Miami-Dade County (Judiciary and Rodriguez) (FR)64, (SM)270, (CR)312, (CS)314, (RC)322, (CR)378, (BA)441, (SO)465
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- 408 Transportation Facility Designations/Veterans Honor Highway (Bradley) (FR)65 DSC
- 410 Reproductive Health and Disease Education (Criminal Justice and Rodriguez) (FR)65, (CR)342, (CS)347, (RC)382, (CR)560, (BA)613, (SO)642, (BA)692
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- 450 Citizen Review Boards (Bracy) (FR)67 DSC
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- 460 Early Intervention Systems for Law Enforcement Officers (Bracy) (FR)68 DSC
- 462 Law Enforcement Officer Use of Force Deaths (Bracy) (FR)68 DSC
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- 468 Expunction of Criminal History Records Relating to Certain Cannabis Offenses (Judiciary and Bracy) (FR)68, (CR)271, (CS)274, (CR)341, (CR)472, (BA)546, **547**, (SO)560 DM
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- 2030 Florida National Guard Day (Wright) (FR)289 Adopted
- 2032 Education and Sharing Day (Pizzo) (FR)290 Adopted
- 2034 Food Waste Prevention Week (Farmer) (FR)748 Adopted
- 2036 George H. Starke, Jr. (Thurston) (FR)358 Adopted
- 2038 Main Terminal Building at Tampa International Airport (Cruz) (FR)416 Adopted
- 2040 Sexual Assault Awareness Month (Cruz) (FR)416 Adopted
- 2042 Jared Moskowitz (Polsky) (FR)743 Adopted
- 2044 Gator Day at the Capitol (Perry) (FR)390 Adopted
- 2046 Tampa Bay Buccaneers/Super Bowl LV Champions (Cruz) (FR)391 Adopted
- 2048 DNI
- 2050 Osteoporosis Awareness Month (Cruz) (FR)510 Adopted
- 2052 DNI
- 2054 State of Florida and Taiwan (Rodriguez) (FR)724 Adopted
- 2056 Month of the Military Child (Wright) (FR)849 Adopted
- 2058 DNI
- 2060 Tampa Bay Lightning (Cruz) (FR)659 Adopted
- 2062 Charlotte County (Gruters and Albritton) (FR)576, (CO)723 Adopted
- 2064 Florida State University President John Thrasher (Gruters) (FR)744 Adopted
- 2066 Scott Rivkees, Rita M. Smith, and Statlab Mobile (Bean) (FR)743 Adopted
- 2068 100th Anniversary of Hardee County (Albritton) (FR)849 Adopted
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- 2070 100th Anniversary of Highlands County (Albritton) (FR)849 Adopted
- 2072 100th Anniversary of Glades County, etc. (Albritton) (FR)849 Adopted
- 2074 Bicentennial of Escambia County (Broxson) (FR)849 Adopted
- 2076 Sarasota County Day (Gruters) (FR)960 Adopted
- 2078 Janet Frohlich Lizbeth Mabry (Farmer and others) (CO)959, (CO)1012, (FR)1012 Adopted
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- 2508 Employee Compensation (Appropriations) (FR)345, (BA)366, (MO)368, (SO)378, 507, 508 DCC
- 2510 State Agency Law Enforcement Radio System (Appropriations) (FR)345, (BA)366, (MO)368, (SO)378, 468, 491 Ch. 2021-3
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- 7002 OGSR/Trade Secrets/Department of Health (Health Policy) (FR)156, (CR)342, (CR)560, (BA)634, (SO)642 DM
- 7004 OGSR/Financial Information/Private Entity Applicant (Governmental Oversight and Accountability and Transportation) (FR)156, (CR)343, (CS)355, (CR)472, (BA)552, (BA)553, (SO)560
- 7006 OGSR/Trade Secrets/Department of Environmental Protection (Environment and Natural Resources) (FR)156, (CR)342, (CR)472, (BA)634, (SO)642 DM
- 7008 OGSR/Trade Secrets/Department of Environmental Protection (Governmental Oversight and Accountability and Environment and Natural Resources) (FR)157, (CR)343, (CS)355, (CR)472, (BA)634, **635**, (SO)642 DM
- 7010 OGSR/Space Florida (Military and Veterans Affairs, Space, and Domestic Security) (FR)157, (CR)342, (CR)472, (BA)635, (SO)642 DM
- 7012 OGSR/Criminal History Information of Juveniles (Criminal Justice) (FR)157, (CR)271, (CR)324, (BA)375, (SO)378, (BA)397
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- 7036 OGSR/Department of Agriculture and Consumer Services (Agriculture) (FR)224, (CR)342, (CR)472, (BA)552, (BA)553, (SO)560
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