



The Journal OF THE *House of Representatives*

Number 17

Monday, March 11, 2002

The House was called to order by the Speaker at 2:30 p.m.

Prayer

The following prayer was offered by the Reverend Robert K. Bronkema of First Presbyterian Church of Palatka, upon invitation of Rep. Pickens:

Lord, You have called us to be one, just as You and Your Father are one. But we come from so many different backgrounds and realities. We come from large cities and small towns. We come from farming communities and business districts. We come from Seminole, Gator, and Hurricane allegiances. We come as Democrats and Republicans. But Lord, You have called us today in spite of our differences to be one.

We pray that each Representative will be strong and courageous where strength and courage are required. Help us to be humble where humility is called for and to be servants at all times. Where these leaders are prideful, subdue them. Where our state is in need, supply it. Where our Representatives are in error, rectify them. And, Lord God, where this body holds that which is just and compassionate, support it.

Ruler of all people, help us to base our decisions today upon the realization that we all are called to work toward the same goal: a society and a state whose foundations are mercy, justice, and goodwill, and whose builder and maker You are.

We ask You now that during this time of six months of the anniversary of the horrible tragedy that rocked our nation, and this state especially, that You would give us a few moments of silence to remember those families and this country as we try to go through this time.

Be with us today, we humbly ask this in the name of Jesus Christ, our Lord and Savior. Amen.

Motion

On motion by Rep. Byrd, the House agreed to take up HR 9077 for consideration. Rep. Harrell was recognized for brief remarks and a video relating to the events of September 11, 2001, was shown.

HR 9077—A resolution paying tribute to America's law enforcement officers, firefighters, and emergency medical technicians on the six-month anniversary of the tragic events of September 11, 2001.

WHEREAS, on Tuesday, September 11, 2001, this nation and indeed the whole world watched in stunned disbelief, transfixed by the unspeakable horror of televised images of the carnage and devastation resulting from four treacherous acts of terrorism upon American soil, and

WHEREAS, as Americans struggled to accept the reality of the chaotic scenes unfolding before them, other pictures began to emerge,

those showing feats of courage and daring, acts of compassion and self-sacrifice, and heroic rescue attempts in the face of extreme danger, and

WHEREAS, never has the spirit of America been more strikingly apparent than as revealed in the noble actions of the firefighters and police, the Public Safety Officers who rushed to the sites of disaster and stubbornly persisted in their grim determination to save lives, some at the expense of their own, and

WHEREAS, the courage of our emergency services workers forever stands as testimonial to our resolve to stand united as one nation, and

WHEREAS, the people of this state wish to express their appreciation, respect, and thanks to the hard-working law enforcement officers, firefighters, and emergency medical technicians who protect us all, and

WHEREAS, on the six-month anniversary of the tragic events of September 11 that have forever changed our nation, we the people of the State of Florida hereby resolve that the sacrifices of our law enforcement officers, firefighters, and emergency medical technicians shall not have been in vain, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives commends and honors our law enforcement officers, firefighters, and emergency medical technicians for the risks and sacrifices they make each day to protect us all.

—was read the second time in full.

Moment of Silence

At the request of Rep. Harrell, the House observed a moment of silence in memory of those who fell, both in New York and in the state of Florida.

Further consideration of **HR 9077** was temporarily postponed under Rule 11.10.

The following Members were recorded present:

Session Vote Sequence: 837

The Chair	Baxley	Bucher	Dockery
Alexander	Bean	Bullard	Evers
Andrews	Bendross-Mindingall	Byrd	Farkas
Argenziano	Bennett	Cantens	Fasano
Arza	Bense	Carassas	Fields
Attikisson	Benson	Clarke	Fiorentino
Atwater	Berfield	Crow	Flanagan
Ausley	Bilirakis	Cusack	Frankel
Baker	Bowen	Davis	Gannon
Ball	Brown	Detert	Garcia
Barreiro	Brummer	Diaz-Balart	Gardiner

Gibson	Joyner	Maygarden	Rubio
Goodlette	Justice	McGriff	Russell
Gottlieb	Kallinger	Meadows	Ryan
Green	Kendrick	Mealor	Simmons
Greenstein	Kilmer	Melvin	Slosberg
Haridopolos	Kosmas	Murman	Smith
Harper	Kottkamp	Needelman	Sobel
Harrell	Kravitz	Negron	Sorensen
Harrington	Kyle	Paul	Spratt
Hart	Lee	Peterman	Stansel
Henriquez	Lerner	Pickens	Trovillion
Heyman	Littlefield	Prieguez	Waters
Hogan	Lynn	Rich	Weissman
Holloway	Machek	Richardson	Wiles
Jennings	Mack	Ritter	Wilson
Johnson	Mahon	Romeo	
Jordan	Mayfield	Ross	

(A list of excused Members appears at the end of the *Journal*.)

A quorum was present.

The question recurred on the adoption of HR 9077.

On motion by Rep. Harrell, the resolution was adopted.

On motion by Rep. Harrell, the board was opened [Session Vote Sequence: 838] and the following Members were recorded as cosponsors of the resolution, along with Reps. Harrell, Lynn, Needelman, Green, Fasano, Baxley, Brown, Evers, Mealor, Ross, Hogan, Jordan, Benson, Hart, Carassas, Bilirakis, Mack, Harper, Jennings, Kravitz, Haridopolos, Harrington, Baker, Allen, Negron, Bean, Berfield, Garcia, Mayfield, Bennett, Mahon, Pickens, Kottkamp, Bowen, Atwater, Gibson, Davis, Rubio, Simmons, Clarke, Kallinger, Arza, Byrd, Maygarden, Bense, Gardiner, Alexander, Spratt, Cantens, Paul, Johnson, Attkisson, Farkas, Detert, Argenziano, Kilmer, Barreiro, Trovillion, Melvin, and Dockery: Reps. Andrews, Ausley, Ball, Bendross-Mindingall, Brummer, Bucher, Bullard, Crow, Cusack, Diaz-Balart, Feeny, Fields, Fiorentino, Flanagan, Frankel, Gannon, Goodlette, Gottlieb, Greenstein, Henriquez, Heyman, Holloway, Joyner, Justice, Kendrick, Kosmas, Kyle, Lee, Lerner, Littlefield, Machek, McGriff, Meadows, Murman, Peterman, Prieguez, Rich, Richardson, Ritter, Romeo, Russell, Ryan, Slosberg, Smith, Sobel, Sorensen, Stansel, Waters, Weissman, Wiles, and Wilson.

Pledge

The Members, led by Marissa Best of Sanford, Cameron A. Cassidy of Tampa and Collier Joseph Clemens of Tampa, pledged allegiance to the Flag. Marissa Best served at the invitation of Rep. Hogan. Cameron A. Cassidy served at the invitation of Rep. Murman. Collier Joseph Clemens served at the invitation of Rep. Hart.

House Physician

The Speaker introduced Dr. David T. Harvey of Ponte Vedra Beach, who served in the Clinic today upon invitation of Rep. Davis.

Correction of the *Journal*

The *Journal* of March 8 was corrected and approved as corrected.

The *Journal* of March 7 was corrected and approved as follows: On page 873, column 1, lines 24 and 25, delete: "On motion by Rep. Murman, consideration of HB 1975 was temporarily postponed under Rule 11.10." and insert:

HB 1975—A bill to be entitled An act relating to health care; amending s. 16.59, F.S.; requiring certain collocation and coordination of the Medicaid Fraud Control Unit of the Department of Legal Affairs and the Medicaid program integrity program; amending s. 112.3187, F.S.; revising procedures and requirements relating to whistle-blower protection for reporting Medicaid fraud or abuse; creating s. 408.831, F.S.; authorizing the Agency for Health Care Administration to take action against a regulated entity under certain circumstances;

reenacting s. 409.8132(4), F.S., to incorporate amendments to ss. 409.902, 409.907, 409.908, and 409.913, F.S., in references thereto; amending s. 409.902, F.S.; requiring consent for release of medical records to the agency and the Medicaid Fraud Control Unit as a condition of Medicaid eligibility; amending s. 409.904, F.S.; revising eligibility standards for certain Medicaid optional medical assistance; amending s. 409.9065, F.S.; revising eligibility standards for the pharmaceutical expense assistance program; amending s. 409.907, F.S.; prescribing additional requirements with respect to Medicaid provider enrollment; requiring the agency to deny a provider's application under certain circumstances; providing a finding of important state interest; amending s. 409.908, F.S.; authorizing the agency to withhold provider reimbursements if certain requirements for cost reporting are not met; amending s. 409.910, F.S.; revising requirements for the distribution of funds recovered from third parties liable for payments for medical care furnished to Medicaid recipients or recovered from overpayments, to provide for distributions to counties and local taxing districts; amending s. 409.9116, F.S.; revising applicability of the disproportionate share/financial assistance program for rural hospitals; amending s. 409.912, F.S.; providing requirements for contracts for Medicaid behavioral health care services; amending s. 409.9122, F.S.; revising procedures relating to assignment of a Medicaid recipient to a managed care plan or MediPass provider; amending s. 409.913, F.S.; requiring the agency and the Medicaid Fraud Control Unit to annually submit a joint report to the Legislature; defining the term "complaint" with respect to Medicaid fraud or abuse; specifying additional requirements for the Medicaid program integrity program and the Medicaid Fraud Control Unit; requiring imposition of sanctions or disincentives, except under certain circumstances; providing additional sanctions and disincentives; providing additional grounds for termination of a provider's participation in the Medicaid program; providing additional requirements for administrative hearings; providing additional grounds for withholding payments to a provider; authorizing the agency and the Medicaid Fraud Control Unit to review certain records; amending s. 409.915, F.S.; revising a limitation on the county contribution to Medicaid costs; amending s. 409.920, F.S.; providing additional duties of the Attorney General with respect to Medicaid fraud control; amending s. 624.91, F.S.; revising duties of the Florida Healthy Kids Corporation with respect to annual determination of participation in the Healthy Kids Program; creating s. 624.915, F.S.; prescribing duties of the corporation in establishing local match requirements; amending s. 393.063, F.S.; revising definition of the term "intermediate care facility for the developmentally disabled" for purposes of ch. 393, F.S.; amending ss. 400.965 and 400.968, F.S.; providing penalties for violation of pt. XI of ch. 400, F.S., relating to intermediate care facilities for developmentally disabled persons; requiring the agency to make recommendations to the Legislature regarding limitations on certain Medicaid provider reimbursements; providing effective dates.

—was read the third time by title.

Representative(s) Murman offered the following:

(Amendment Bar Code: 951969)

Amendment 3—On page 62, line 30, through page 63, line 13 remove: all of said lines

and insert:

Section 18. Effective October 1, 2002, subsection (2) of section 409.915, Florida Statutes, is amended to read:

409.915 County contributions to Medicaid.—Although the state is responsible for the full portion of the state share of the matching funds required for the Medicaid program, in order to acquire a certain portion of these funds, the state shall charge the counties for certain items of care and service as provided in this section.

(2) A county's participation must be 35 percent of the total cost, or the applicable discounted cost paid by the state for Medicaid recipients enrolled in health maintenance organizations or prepaid health plans, of providing the items listed in subsection (1), except that the payments for items listed in paragraph (1)(b) may not exceed \$55 per month per

person for small counties as defined in section 110.1228 and may not exceed \$140 per month per person for all other counties.

Rep. Murman moved the adoption of the amendment.

On motion by Rep. Murman, further consideration of **HB 1975**, with pending amendment, was temporarily postponed under Rule 11.10.

Messages from the Senate

The Honorable Tom Feeney, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 952 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Criminal Justice and Senator Sanderson—

CS for SB 952—A bill to be entitled An act relating to exploitation of elderly or disabled adults; amending s. 775.15, F.S.; revising the statute of limitations for prosecutions for abuse, aggravated abuse, or neglect of an elderly person or disabled adult; specifying a statute of limitations for prosecutions for exploitation of an elderly person or disabled adult; providing an effective date.

—was read the first time by title and referred to the Calendar of the House.

Reports of Councils and Standing Committees

Report of the Procedural & Redistricting Council

*The Honorable Tom Feeney
Speaker, House of Representatives*

March 7, 2002

Mr. Speaker

Your Procedural & Redistricting Council herewith submits as Special Orders for Monday, March 11, 2002. Consideration of the House Bills on Special Orders shall include the Senate Companion Measures on the House Calendar.

- I. Consideration of the following bill(s):
 - HJR 87—Wallace
Limitation on State Appropriations
 - HB 111—Murman
Health Flex Plans
 - CS/SB 160—Wasserman Schultz
Pari-mutuel Wagering
 - CS/HB 775—Mahon
Adoption
 - CS/HB 1301—Berfield
Architecture & Interior Design Board
 - HB 1529—Lacasa
Dr. Luis Conte-Aguero Way/Miami-Dade
 - HB 1531—Lacasa
City of Miami/Enrique Valledor Way
 - HB 1533—Lacasa
Olga Chorens & Tony Alvarez Way

A quorum of the Council was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted,
Johnnie B. Byrd, Jr.
Chair

On motion by Rep. Byrd, the rules were waived and **HB 1985** was added to the end of the Special Order Calendar.

On motion by Rep. Byrd, the above report was adopted, as amended.

Motions Relating to Committee or Council References

On motion by Rep. Byrd, agreed to by two-thirds vote, HB 1561 was withdrawn from further consideration of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HB 449 was withdrawn from the Committee on Fiscal Policy & Resources and placed on the Calendar of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, CS/HB 553 was withdrawn from the Committee on Fiscal Policy & Resources and remains referred to the Council for Smarter Government.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HB 1837 was withdrawn from the Committee on Fiscal Policy & Resources and remains referred to the Council for Competitive Commerce.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HBs 1345 and 1347 were withdrawn from the Committee on Fiscal Policy & Resources and remain referred to the Council for Healthy Communities.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HBs 1403 and 1627 were withdrawn from the Committee on Fiscal Policy & Resources and remain referred to the Council for Smarter Government.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HB 1321 was withdrawn from the Committee on Education Appropriations and remains referred to the Council for Lifelong Learning.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HB 307 was withdrawn from the Committee on Criminal Justice Appropriations and placed on the Calendar of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, CS/HB 863 and HB 1469 were withdrawn from the Committee on Health & Human Services Appropriations and remain referred to the Council for Healthy Communities.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HBs 1271 and 1477 were withdrawn from the Fiscal Responsibility Council. HB 1271 was placed on the Calendar of the House. HB 1477 remains referred to the Council for Ready Infrastructure.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HBs 423, 931, 1289, 1345, and 1347 were withdrawn from the Council for Healthy Communities and placed on the Calendar of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, CS/HB 231 and HB 1477 were withdrawn from the Council for Ready Infrastructure and placed on the Calendar of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HBs 1237 and 1647 were withdrawn from the Council for Competitive Commerce and placed on the Calendar of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, CS/HB 505 and HBs 1403 and 1627 were withdrawn from the Council for Smarter Government and placed on the Calendar of the House.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HB 563 was withdrawn from the Committee on Claims and remains referred to the Procedural & Redistricting Council.

On motion by Rep. Goodlette, agreed to by two-thirds vote, HB 563 was withdrawn from the Procedural & Redistricting Council and placed on the Calendar of the House.

On motion by Rep. Byrd, the rules were waived and the House moved to the order of—

Special Orders

Special Order Calendar

On motion by Rep. Byrd, consideration of **HJR 87** was temporarily postponed under Rule 11.10.

HB 111—A bill to be entitled An act relating to health flex plans; making legislative findings and providing legislative intent; providing definitions; providing for a pilot program for health flex plans for certain uninsured persons; providing criteria; exempting approved health flex plans from certain licensing requirements; providing criteria for

eligibility to enroll in a health flex plan; requiring health flex plan providers to maintain certain records; providing requirements for denial, nonrenewal, or cancellation of coverage; specifying that coverage under an approved health flex plan is not an entitlement; providing for civil actions against health plan entities by the Agency for Health Care Administration under certain circumstances; providing an effective date.

—was taken up, having been read the second time on March 6; now pending on motion by Rep. Gannon to adopt Amendment 1 to Amendment 1 (shown in the *Journal* on pages 845-846).

The question recurred on the adoption of **Amendment 1 to Amendment 1**, which failed of adoption. The vote was:

Session Vote Sequence: 839

Yeas—39

Argenziano	Garcia	Kendrick	Romeo
Ausley	Gottlieb	Kosmas	Ryan
Bendross-Mindingall	Greenstein	Lee	Slosberg
Bucher	Harper	Lerner	Smith
Bullard	Henriquez	Machek	Sobel
Cusack	Heyman	McGriff	Stansel
Evers	Holloway	Peterman	Weissman
Fields	Jennings	Rich	Wiles
Frankel	Joyner	Richardson	Wilson
Gannon	Justice	Ritter	

Nays—69

The Chair	Brummer	Haridopolos	Melvin
Alexander	Byrd	Harrell	Murman
Andrews	Cantens	Harrington	Needelman
Arza	Carassas	Hart	Negron
Attkisson	Clarke	Hogan	Paul
Atwater	Crow	Johnson	Pickens
Baker	Davis	Jordan	Prieguez
Ball	Detert	Kallinger	Ross
Barreiro	Diaz-Balart	Kilmer	Rubio
Baxley	Dockery	Kottkamp	Russell
Bean	Farkas	Kravitz	Simmons
Bennett	Fasano	Kyle	Sorensen
Bense	Fiorentino	Littlefield	Spratt
Benson	Flanagan	Lynn	Trovillion
Berfield	Gardiner	Mack	Waters
Bilirakis	Gibson	Mahon	
Bowen	Goodlette	Maygarden	
Brown	Green	Meadows	

Votes after roll call:

Yeas—Allen, Seiler
Nays to Yeas—Fiorentino, Lynn

Representative(s) Kosmas offered the following:

(Amendment Bar Code: 863809)

Amendment 2 to Amendment 1 (with title amendment)—On page 5, between lines 4 and 5,

insert: (8) *DISCLOSURE REQUIRED.*—All health flex plans pursuant to this section shall include a disclosure which lists the specific coverages which will not be included under such plans.

And the title is amended as follows:

On page 6, line 14, after the semicolon

insert: requiring disclosure;

Rep. Kosmas moved the adoption of the amendment to the amendment, which failed of adoption.

The question recurred on the adoption of **Amendment 1**, which was adopted.

Under Rule 10.13(b), the bill was referred to the Engrossing Clerk.

CS for SB 160—A bill to be entitled An act relating to pari-mutuel wagering; providing a short title; requiring dogracing permitholders to provide a greyhound-adoption booth at each dogracing facility in the state; requiring that the booth be operated by certain qualified persons on weekends; requiring that information concerning the adoption of a greyhound be made available to the public at the facility; requiring the permitholder to provide adoption information in racing programs and to identify greyhounds that will become available for adoption; authorizing the permitholder to hold an additional charity day that is designated as “Greyhound Adopt-A-Pet Day”; requiring that profits derived from the charity day be used to fund activities promoting the adoption of greyhounds; authorizing the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to adopt rules; providing penalties; amending s. 550.1647, F.S., relating to unclaimed tickets and breaks with respect to greyhound racing; defining the term “bona fide organization that promotes or encourages the adoption of greyhounds”; amending s. 550.26165, F.S.; revising criteria for making breeders’ awards for racehorses; amending s. 550.2625, F.S.; providing for payment of special racing awards; amending s. 550.5251, F.S.; allowing a thoroughbred racing permitholder to operate a cardroom; amending s. 849.086, F.S.; redefining the term “authorized games”; allowing the amendment of a permitholder’s annual application to include operation of a cardroom; providing restrictions relating to harness permitholder cardrooms; revising standards relating to when cardrooms may be operated and relating to bets; authorizing facilities to award prizes; providing an effective date.

—was read the second time by title and, under Rule 10.13(b), referred to the Engrossing Clerk.

CS/HB 775—A bill to be entitled An act relating to adoption; amending ss. 63.062, 63.085, 63.089, 63.142, and 63.182, F.S.; reducing the time period within which an action must be filed to nullify an adoption or a termination of parental rights on grounds of fraud or providing false information; providing a time limitation for the use of scientific testing to show a probability of paternity; requiring notice to and written consent from a registrant in the paternity registry for a termination of parental rights pending adoption; amending s. 63.088, F.S.; providing court inquiry and diligent search requirements regarding a registrant in the paternity registry to terminate parental rights pending adoption; amending ss. 63.162 and 63.165, F.S.; renaming state adoption registry; creating s. 63.063, F.S.; requiring the Office of Vital Statistics of the Department of Health to maintain a paternity registry; providing duties of registrants and the department; providing a penalty; providing use and admissibility of registry information; providing for a fee; providing rulemaking authority; providing applicability of the act; creating s. 409.406, F.S.; enacting the Interstate Compact on Adoption and Medical Assistance; providing authority for the Department of Children and Family Services to enter into interstate agreements with other participating states for medical and other necessary services for special needs children; establishing procedures for interstate delivery of adoption assistance and related services and benefits; providing for the adoption of administrative rules; creating s. 409.407, F.S.; prohibiting expansion of Florida’s financial commitment; providing effective dates.

—was read the second time by title.

REPRESENTATIVE BALL IN THE CHAIR

Representative(s) Mahon offered the following:

(Amendment Bar Code: 743409)

Amendment 1 (with title amendment)—
Remove everything after the enacting clause

and insert:

Section 1. Paragraph (c) of subsection (1) of section 63.062, Florida Statutes, is amended, paragraph (h) is added to said subsection, and subsection (2) of said section is amended, to read:

63.062 Persons required to consent to adoption; affidavit of nonpaternity; waiver of venue.—

(1) Unless supported by one or more of the grounds enumerated under s. 63.089(3), a petition to terminate parental rights pending adoption may be granted only if written consent has been executed as provided in s. 63.082 after the birth of the minor or notice has been served under s. 63.088 to:

(c) If there is no father as set forth in paragraph (b), any man established to be the father of the child by scientific tests that are generally acceptable within the scientific community to show a probability of paternity.

(h) *Any man who has timely registered with the paternity registry as the father of the child.*

(2) Any person whose consent is required under paragraph (1)(c), or paragraph (1)(d) may execute an affidavit of nonpaternity in lieu of a consent under this section and by doing so waives notice to all court proceedings after the date of execution. An affidavit of nonpaternity must be executed as provided in s. 63.082. The person executing the affidavit must receive disclosure under s. 63.085 prior to signing the affidavit.

Section 2. Subsection (1) of section 63.085, Florida Statutes, is amended to read:

63.085 Disclosure by adoption entity.—

(1) **DISCLOSURE REQUIRED TO PARENTS AND PROSPECTIVE ADOPTIVE PARENTS.**—Not later than 7 days after a person seeking to adopt a minor or a person seeking to place a minor for adoption contacts an adoption entity in person or provides the adoption entity with a mailing address, the entity must provide a written disclosure statement to that person if the entity agrees or continues to work with such person. If an adoption entity is assisting in the effort to terminate the parental rights of a parent who did not initiate the contact with the adoption entity, the written disclosure must be provided within 7 days after that parent is identified and located. For purposes of providing the written disclosure, a person is considered to be seeking to place a minor for adoption when that person has sought information or advice from the adoption entity regarding the option of adoptive placement. The written disclosure statement must be in substantially the following form:

ADOPTION DISCLOSURE

THE STATE OF FLORIDA REQUIRES THAT THIS FORM BE PROVIDED TO ALL PERSONS CONSIDERING ADOPTING A MINOR OR SEEKING TO PLACE A MINOR FOR ADOPTION, TO ADVISE THEM OF THE FOLLOWING FACTS REGARDING ADOPTION UNDER FLORIDA LAW:

1. Under section 63.102, Florida Statutes, the existence of a placement or adoption contract signed by the parent or prospective adoptive parent, prior approval of that contract by the court, or payment of any expenses permitted under Florida law does not obligate anyone to sign a consent or ultimately place a minor for adoption.

2. Under sections 63.092 and 63.125, Florida Statutes, a favorable preliminary home study, before the minor may be placed in that home, and a final home investigation, before the adoption becomes final, must be completed.

3. Under section 63.082, Florida Statutes, a consent to adoption or affidavit of nonpaternity may not be signed until after the birth of the minor.

4. Under section 63.082, Florida Statutes, if the minor is to be placed for adoption with identified prospective adoptive parents upon release from a licensed hospital or birth center following birth, the consent to adoption may not be signed until 48 hours after birth or until the day the birth mother has been notified in writing, either on her patient chart or in release papers, that she is fit to be released from the licensed hospital or birth center, whichever is

sooner. The consent to adoption or affidavit of nonpaternity is valid and binding upon execution unless the court finds it was obtained by fraud or under duress.

5. Under section 63.082, Florida Statutes, if the minor is not placed for adoption with the prospective adoptive parent upon release from the hospital or birth center following birth, a 3-day revocation period applies during which consent may be withdrawn for any reason by notifying the adoption entity in writing. In order to withdraw consent, the written withdrawal of consent must be mailed at a United States Post Office no later than 3 business days after execution of the consent or 1 business day after the date of the birth mother's discharge from a licensed hospital or birth center, whichever occurs later. For purposes of mailing the withdrawal of consent, the term "business day" means any day on which the United States Postal Service accepts certified mail for delivery. The letter must be sent by certified United States mail, return receipt requested. Postal costs must be paid at the time of mailing and the receipt should be retained as proof that consent was withdrawn in a timely manner.

6. Under section 63.082, Florida Statutes, and notwithstanding the revocation period, the consent may be withdrawn at any time prior to the placement of the child with the prospective adoptive parent, by notifying the adoption entity in writing by certified United States mail, return receipt requested.

7. Under section 63.082, Florida Statutes, if an adoption entity timely receives written notice from a person of that person's desire to withdraw consent, the adoption entity must contact the prospective adoptive parent to arrange a time certain to regain physical custody of the child. Absent a court order for continued placement of the child entered under section 63.082, Florida Statutes, the adoption entity must return the minor within 3 days after notification of the withdrawal of consent to the physical custody of the person withdrawing consent. After the revocation period for withdrawal of consent ends, or after the placement of the child with the prospective adoptive parent, whichever occurs later, the consent may be withdrawn only if the court finds that the consent was obtained by fraud or under duress.

8. Under section 63.082, Florida Statutes, an affidavit of nonpaternity, once executed, may be withdrawn only if the court finds that it was obtained by fraud or under duress.

9. Under section 63.082, Florida Statutes, a person who signs a consent to adoption or an affidavit of nonpaternity must be given reasonable notice of his or her right to select a person who does not have an employment, professional, or personal relationship with the adoption entity or the prospective adoptive parents to be present when the consent or affidavit is executed and to sign the consent or affidavit as a witness.

10. Under section 63.088, Florida Statutes, specific and extensive efforts are required by law to attempt to obtain the consents required under section 63.062, Florida Statutes. If these efforts are unsuccessful, the court may not enter a judgment terminating parental rights pending adoption until certain requirements have been met.

11. Under Florida law, an intermediary may represent the legal interests of only the prospective adoptive parents. Each person whose consent to an adoption is required under section 63.062, Florida Statutes, is entitled to seek independent legal advice and representation before signing any document or surrendering parental rights.

12. Under section 63.182, Florida Statutes, an action or proceeding of any kind to vacate, set aside, or otherwise nullify a judgment of adoption or an underlying judgment terminating parental rights pending adoption, on any ground, ~~including duress but excluding fraud~~, must be filed within 1 year after entry of the judgment terminating parental rights pending adoption. ~~Such an action or proceeding for fraud must be filed within 2 years after entry of the judgment terminating parental rights.~~

13. Under section 63.089, Florida Statutes, a judgment terminating parental rights pending adoption is voidable and any later judgment of adoption of that minor is voidable if, upon the motion of a parent, the court finds that any person knowingly gave false information that prevented the parent from timely making known his or her desire to assume parental responsibilities toward the minor or to exercise his or her parental rights. The motion must be filed with the court that originally entered the judgment. The motion must be filed within a reasonable time, but not later than *1 year 2-years* after the date the judgment to which the motion is directed was entered.

14. Under section 63.165, Florida Statutes, the State of Florida maintains a registry of adoption information *which includes a paternity registry*. Information about the registry is available from the Department of Children and Family Services.

15. Under section 63.032, Florida Statutes, a court may find that a parent has abandoned his or her child based on conduct during the pregnancy or based on conduct after the child is born. In addition, under section 63.089, Florida Statutes, the failure of a parent to respond to notices of proceedings involving his or her child shall result in termination of parental rights of a parent. A lawyer can explain what a parent must do to protect his or her parental rights. Any parent wishing to protect his or her parental rights should act IMMEDIATELY.

16. Each parent and prospective adoptive parent is entitled to independent legal advice and representation. Attorney information may be obtained from the yellow pages, The Florida Bar's lawyer referral service, and local legal aid offices and bar associations.

17. Counseling services may be helpful while making a parenting decision. Consult the yellow pages of the telephone directory.

18. Medical and social services support is available if the parent wishes to retain parental rights and responsibilities. Consult the Department of Children and Family Services.

19. Under section 63.039, Florida Statutes, an adoption entity has certain legal responsibilities and may be liable for damages to persons whose consent to an adoption is required or to prospective adoptive parents for failing to materially meet those responsibilities. Damages may also be recovered from an adoption entity if a consent to adoption or affidavit of nonpaternity is obtained by fraud or under duress attributable to an adoption entity.

20. Under section 63.097, Florida Statutes, reasonable living expenses of the birth mother may be paid by the prospective adoptive parents and the adoption entity only if the birth mother is unable to pay due to unemployment, underemployment, or disability. The law also allows payment of reasonable and necessary medical expenses, expenses necessary to comply with the requirements of chapter 63, Florida Statutes, court filing expenses, and costs associated with advertising. Certain documented legal, counseling, and other professional fees may be paid. Prior approval of the court is not required until the cumulative total of amounts permitted exceeds \$2,500 in legal or other fees, \$500 in court costs, \$3,000 in expenses, or \$1,500 in cumulative expenses incurred prior to the date the prospective adoptive parent retains the adoption entity. The following fees, costs, and expenses are prohibited:

- a. Any fee or expense that constitutes payment for locating a minor for adoption.
- b. Any lump-sum payment to the entity which is nonrefundable directly to the payor or which is not itemized on the affidavit.
- c. Any fee on the affidavit which does not specify the service that was provided and for which the fee is being charged, such as a fee for facilitation or acquisition.

The court may reduce amounts charged or refund amounts that have been paid if it finds that these amounts were more than what was reasonable or allowed under the law.

21. Under section 63.132, Florida Statutes, the adoption entity and the prospective adoptive parents must sign and file with the court a written statement under oath listing all the fees, expenses, and costs made, or agreed to be made, by or on behalf of the prospective adoptive parents and any adoption entity in connection with the adoption. The affidavit must state whether any of the expenses were eligible to be paid for by any other source.

22. Under section 63.132, Florida Statutes, the court order approving the money spent on the adoption must be separate from the judgment making the adoption final. The court may approve only certain costs and expenses allowed under section 63.097, Florida Statutes. The court may approve only fees that are allowed under law and that it finds to be "reasonable." A good idea of what is and is not allowed to be paid for in an adoption can be determined by reading sections 63.097 and 63.132, Florida Statutes.

Section 3. Paragraphs (f) and (g) of subsection (3) of section 63.088, Florida Statutes, are amended, paragraph (h) is added to said subsection, paragraphs (n) and (o) of subsection (4) are amended, and paragraph (p) is added to subsection (4) of said section, to read:

63.088 Proceeding to terminate parental rights pending adoption; notice and service; diligent search.—

(3) REQUIRED INQUIRY.—In proceedings initiated under s. 63.087, the court must conduct an inquiry of the person who is placing the minor for adoption and of any relative or person having legal custody of the minor who is present at the hearing and likely to have the following information regarding the identity of:

(f) Any person who has acknowledged or claimed paternity of the minor; ~~and~~

(g) Any person the mother has reason to believe may be the father; ~~and-~~

(h) *Any person who has registered with the paternity registry as the father of the child.*

The information required under this subsection may be provided to the court in the form of a sworn affidavit by a person having personal knowledge of the facts, addressing each inquiry enumerated in this subsection, except that, if the inquiry identifies a father under paragraph (a) or paragraph (b), the inquiry shall not continue further. The inquiry required under this subsection may be conducted before the birth of the minor.

(4) LOCATION UNKNOWN; IDENTITY KNOWN.—If the inquiry by the court under subsection (3) identifies any person whose consent to adoption is required under s. 63.062 and who has not executed a consent to adoption or an affidavit of nonpaternity, and the location of the person from whom consent is required is unknown, the adoption entity must conduct a diligent search for that person which must include inquiries concerning:

(n) Search of one Internet databank locator service; ~~and~~

(o) Information held by all medical providers who rendered medical treatment or care to the birth mother and child, including the identity and location information of all persons listed by the mother as being financially responsible for the uninsured expenses of treatment or care and all persons who made any such payments; ~~and-~~

(p) *The paternity registry pursuant to s. 63.165.*

Any person contacted by a petitioner or adoption entity who is requesting information pursuant to this subsection must release the requested information to the petitioner or adoption entity, except when prohibited by law, without the necessity of a subpoena or court order. An affidavit of diligent search executed by the petitioner and the adoption entity must be filed with the court confirming completion of each aspect of the diligent search enumerated in this subsection and specifying the results. The diligent search required under this subsection may be conducted before the birth of the minor.

Section 4. Paragraphs (a) and (c) of subsection (7) of section 63.089, Florida Statutes, are amended to read:

63.089 Proceeding to terminate parental rights pending adoption; hearing; grounds; dismissal of petition; judgment.—

(7) RELIEF FROM JUDGMENT TERMINATING PARENTAL RIGHTS.—

(a) A judgment terminating parental rights pending adoption is voidable and any later judgment of adoption of that minor is voidable if, upon the motion of a parent, the court finds that a person knowingly gave false information that prevented the parent from timely making known his or her desire to assume parental responsibilities toward the minor or meeting the requirements under this chapter to exercise his or her parental rights. A motion under this subsection must be filed with the court originally entering the judgment. The motion must be filed within a reasonable time, but not later than *1 year 2-years* after the entry of the judgment terminating parental rights.

(c) At the preliminary hearing, the court, upon the motion of any party or upon its own motion, may order scientific testing to determine the paternity of the minor if the person seeking to set aside the judgment is alleging to be the child's father and that fact has not previously been determined by legitimacy or scientific testing. *The court may not order such testing, nor are the results of any such test admissible, after the time period specified by s. 63.182.* The court may order supervised visitation with a person for whom scientific testing for paternity has been ordered. Such visitation shall be conditioned upon the filing of those test results with the court and such results establishing that person's paternity of the minor.

Section 5. Paragraphs (a) and (c) of subsection (4) of section 63.142, Florida Statutes, are amended to read:

63.142 Hearing; judgment of adoption.—

(4) JUDGMENT.—At the conclusion of the hearing, after the court determines that the date for a parent to file an appeal of a valid judgment terminating that parent's parental rights has passed and no appeal, pursuant to the Florida Rules of Appellate Procedure, is pending and that the adoption is in the best interest of the person to be adopted, a judgment of adoption shall be entered.

(a) A judgment terminating parental rights pending adoption is voidable and any later judgment of adoption of that minor is voidable if, upon a motion to set aside of a parent, the court finds that any person knowingly gave false information that prevented the parent from timely making known his or her desire to assume parental responsibilities toward the minor or meeting the requirements under this chapter to exercise his or her parental rights. A motion under this paragraph must be filed with the court that entered the original judgment. The motion must be filed within a reasonable time, but not later than *1 year 2-years* after the date the judgment terminating parental rights was entered.

(c) At the preliminary hearing, the court, upon the motion of any party or its own motion, may order scientific testing to determine the paternity of the minor if the person seeking to set aside the judgment is alleging to be the child's father and that fact has not previously been determined by legitimacy or scientific testing. *The court may not order such testing, nor are the results of any such test admissible, after the time period specified by s. 63.182.* The court may order supervised visitation with a person for whom scientific testing for paternity has been ordered. Such visitation shall be conditioned upon the filing of those test results with the court and such results establishing that person's paternity of the minor.

Section 6. Section 63.165, Florida Statutes, is amended to read:

63.165 State registry of adoption information; duty to inform and explain; *paternity registry*.—

(1) *STATE REGISTRY OF ADOPTION INFORMATION*.—Notwithstanding any other law to the contrary, the department shall maintain a registry with the last known names and addresses of an adoptee and his or her parents whose consent was required under s.

63.062, and adoptive parents and any other identifying information that the adoptee, parents whose consent was required under s. 63.062, or adoptive parents desire to include in the registry. The department shall maintain the registry records for the time required by rules adopted by the department in accordance with this chapter or for 99 years, whichever period is greater. The registry shall be open with respect to all adoptions in the state, regardless of when they took place. The registry shall be available for those persons choosing to enter information therein, but no one shall be required to do so.

(a)(4) Anyone seeking to enter, change, or use information in the registry, or any agent of such person, shall present verification of his or her identity and, if applicable, his or her authority. A person who enters information in the registry shall be required to indicate clearly the persons to whom he or she is consenting to release this information, which persons shall be limited to the adoptee and the birth mother, father whose consent was required under s. 63.062, adoptive mother, adoptive father, birth siblings, and maternal and paternal birth grandparents of the adoptee. Except as provided in this section, information in the registry is confidential and exempt from s. 119.07(1). Consent to the release of this information may be made in the case of a minor adoptee by his or her adoptive parents or by the court after a showing of good cause. At any time, any person may withdraw, limit, or otherwise restrict consent to release information by notifying the department in writing.

(b)(2) The department may charge a reasonable fee to any person seeking to enter, change, or use information in the registry. The department shall deposit such fees in a trust fund to be used by the department only for the efficient administration of this section. The department and agencies shall make counseling available for a fee to all persons seeking to use the registry, and the department shall inform all affected persons of the availability of such counseling.

(c)(3) The adoption entity must inform the parents before parental rights are terminated, and the adoptive parents before placement, in writing, of the existence and purpose of the registry established under this section, but failure to do so does not affect the validity of any proceeding under this chapter.

(2) *PATERNITY REGISTRY*.—*Within the state registry of adoption information, the department shall maintain a paternity registry.*

(a) *A man is not required to register with the paternity registry if:*

1. *The minor was conceived or born while he was married to the mother;*
2. *The minor is his child by adoption; or*
3. *The minor has been established by court proceeding to be his child.*
4. *The minor has been established to be his child by scientific tests that are generally acceptable within the scientific community to show a probability of paternity.*

(b) *The paternity registry does not relieve the mother of the obligation to identify the known father.*

(c) *A man registering with the paternity registry shall provide the paternity registry with the following information in writing:*

1. *The name and the last known address of the mother of the minor.*
2. *The name of the minor, and the location and date of birth of the minor, if known, or the probable month and year of the expected birth of the minor.*
3. *The man's name, address, and driver's license number, or state identification card.*
4. *A statement in which the man claims to be the father of the named minor.*

A man who registers with the paternity registry shall promptly notify the department in writing of any change in the required information. A person who knowingly provides false information to the paternity

registry commits a misdemeanor of the second degree and is subject to the provisions of s. 63.212(2).

(d) Except as provided in paragraph (a), a man who claims to be the father of a minor shall register with the paternity registry. Registration may be accepted by the department before the birth of the child, but may not be accepted by the department after the 30th day after the date of birth of the minor. A man who is required to consent pursuant to s. 63.062 and who has registered with the paternity registry is entitled to receive notice of the petition and hearing to terminate parental rights pending adoption, as required by s. 63.088.

1. A person who has sexual intercourse with a person of the opposite sex is deemed to have knowledge that sexual intercourse can result in a woman's pregnancy.

2. Ignorance of a pregnancy is not a sufficient reason for failing to register with the paternity registry.

(e) Except as provided in s. 63.062(1)(b)-(f), and provided that any diligent search required by s. 63.088 has been completed, any man who fails to register with the paternity registry by the 30th day after the date of birth of the minor may not assert an interest in the minor except for an action pursuant to s. 63.089(7).

(f) Upon request, the department shall furnish a certificate attesting to the results of a search of the paternity registry to:

1. A court;
2. The birth mother; or
3. An adoption entity.

(g) If a court determines that a registrant is not the father of the minor, the court shall order the department to remove the registrant's name from the paternity registry.

(h)1. The department may not charge a fee for the registration in the paternity registry.

2. The department may charge a reasonable fee for processing a search of the paternity registry pursuant to paragraph (f). The department shall deposit such fees in a trust fund to be used by the department only for the efficient administration of this section.

(i) Information maintained by the paternity registry is admissible in a proceeding in a court or administrative tribunal of this state for any purpose.

(j) The department shall:

1. Produce and distribute a pamphlet or publication informing the public about the paternity registry, including the procedures, the consequences, and the address of the paternity registry. Such pamphlet or publication shall be made available for distribution at all offices of the department and the Department of Health. The department shall also provide such pamphlets or publications to hospitals, libraries, medical clinics, schools, universities, and county, state, and federal jails and prisons, and other providers of child-related services, upon request.

2. Provide information to the public at large through general public service announcements, or in other ways deliver information to the public about the paternity registry.

(3) RULES.—The department has authority to adopt rules to implement this section.

Section 7. Section 63.182, Florida Statutes, is amended to read:

63.182 Statute of repose.—Notwithstanding s. 95.031 or s. 95.11 or any other statute,:

(1) an action or proceeding of any kind to vacate, set aside, or otherwise nullify a judgment of adoption or an underlying judgment terminating parental rights on any ground, ~~including duress but excluding fraud~~, shall in no event be filed more than 1 year after entry of the judgment terminating parental rights.

~~(2) An action or proceeding of any kind to vacate, set aside, or otherwise nullify a judgment of adoption or an underlying judgment terminating parental rights on grounds of fraud shall in no event be filed more than 2 years after entry of the judgment terminating parental rights.~~

Section 8. Any petition for adoption filed before the effective date of this act shall be governed by the law in effect at the time the petition was filed.

Section 9. Effective July 1, 2002, section 409.406, Florida Statutes, is created to read:

409.406 Interstate Compact on Adoption and Medical Assistance.—The Interstate Compact on Adoption and Medical Assistance is enacted into law and entered into with all other jurisdictions legally joining therein in form substantially as follows:

INTERSTATE COMPACT ON ADOPTION AND MEDICAL ASSISTANCE

ARTICLE I. Findings

The Legislature finds that:

(a) Special measures are required to find adoptive families for children for whom state assistance is desirable pursuant to s. 409.166 and to assure the protection of the interest of the children affected during the entire assistance period when the adoptive parents move to other states or are residents of another state.

(b) The providers of medical and other necessary services for children, with state assistance, encounter special difficulties when the provision of services takes place in other states.

ARTICLE II. Purposes

The purposes of the act are to:

(a) Authorize the Department of Children and Family Services to enter into interstate agreements with agencies of other states to protect children for whom adoption assistance is provided by the Department of Children and Family Services.

(b) Provide procedures for interstate children's adoption assistance payments, including medical payments.

ARTICLE III. Definitions

As used in this compact, the term:

(a) "Agency" means the Agency for Health Care Administration.

(b) "Department" means the Florida Department of Children and Family Services.

(c) "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, or a territory or possession of or administered by the United States.

(d) "Adoption assistance state" means the state that is signatory to an adoption assistance agreement in a particular case.

(e) "Residence state" means the state where the child resides.

(f) "Medical assistance" means the medical assistance program authorized by Title XIX of the Social Security Act.

ARTICLE IV. Compacts Authorized

The Department of Children and Family Services, by and through its secretary, may participate in the development of and negotiate and enter into interstate compacts on behalf of this state with other states to implement the purposes of this act. Such a compact has the force and effect of law.

ARTICLE V. Contents of Compacts

A compact entered into under this act must have the following content:

- (a) A provision making it available for joinder by all states;
- (b) A provision for withdrawal from the compact upon written notice to the parties, but with a period of 1 year between the date of the notice and the effective date of the withdrawal;
- (c) A requirement that the protections afforded under the compact continue in force for the duration of the adoption assistance and are applicable to all children and their adoptive parents who, on the effective date of the withdrawal, are receiving adoption assistance from a party state other than the one in which they are residents and have their principal place of abode;
- (d) A requirement that each instance of adoption assistance to which the compact applies be covered by an adoption assistance agreement in writing between the adoptive parents and the state child welfare agency of the state which undertakes to provide the adoption assistance, and further, that any such agreement be expressly for the benefit of the adopted child and enforceable by the adoptive parents and the state agency providing the adoption assistance; and
- (e) Such other provisions as are appropriate to the proper administration of the compact.

ARTICLE VI. Optional Contents of Compacts

A compact entered into under this section may contain provisions in addition to those required pursuant to Article V, as follows:

- (a) Provisions establishing procedures and entitlement to medical and other necessary social services for the child in accordance with applicable laws, even though the child and the adoptive parents are in a state other than the one responsible for or providing the services or the funds to defray part or all of the costs thereof; and
- (b) Such other provisions as are appropriate or incidental to the proper administration of the compact.

ARTICLE VII. Medical Assistance

- (a) A child with special needs who is a resident of this state and who is the subject of an adoption assistance agreement with another state is entitled to receive a medical assistance identification from this state upon the filing with the agency of a certified copy of the adoption assistance agreement obtained from the adoption assistance state. Pursuant to rules of the agency, the adoptive parents shall at least annually show that the agreement is still in force or has been renewed.
- (b) The terms of the compact entered into by the department apply to children who are the subject of federal adoption assistance agreements. The state will provide the benefits under this section to children who are the subject of a state adoption assistance agreement, pursuant to the determination by the department and the agency that the adoption assistance state is a party to the compact and has reciprocity in the provision of medical assistance to such children.
- (c) The agency shall consider the holder of a medical assistance identification pursuant to this section as any other holder of a medical assistance identification under the laws of this state and shall process and make payment on claims on behalf of such holder in the same manner and under the same conditions and procedures established for other recipients of medical assistance.
- (d) The provisions of this article apply only to medical assistance for children under adoption assistance agreements from states that have entered into a compact with this state under which the other state provided medical assistance to children with special needs under adoption assistance agreements made by this state. All other children entitled to medical assistance pursuant to an adoption assistance agreement entered into by this state are eligible to receive such assistance under the laws and procedures applicable thereto.
- (e) The department shall adopt administrative rules necessary for administering this section.

ARTICLE VIII. Federal Participation

Consistent with federal law, the department and the agency, in administering the provisions of this act and any compact pursuant hereto, must include in any state plan made pursuant to the Adoption Assistance and Child Welfare Act of 1980 (Pub. L. No. 96-272), Titles IV(E) and XIX of the Social Security Act, and any other applicable federal laws, the provision of adoption assistance and medical assistance for which the Federal Government pays some or all of the cost. The department and the agency shall apply for and administer all relevant federal aid in accordance with law.

Section 10. Effective July 1, 2002, section 409.407, Florida Statutes, is created to read:

409.407 Interstate agreements between the Department of Children and Family Services and agencies of other states.—The Department of Children and Family Services, which is authorized to enter into interstate agreements with agencies of other states for the implementation of the purposes of the Interstate Compact on Adoption and Medical Assistance pursuant to s. 409.406, shall not expand the financial commitment of Florida beyond the financial obligation of the adoption assistance agreements and Medicaid.

Section 11. Except as otherwise provided herein, this act shall take effect October 1, 2002.

And the title is amended as follows:

On page 1, line 2, To page 2, line 8,
remove: all of said lines

and insert: An act relating to adoption; amending ss. 63.062, 63.085, 63.089, 63.142, and 63.182, F.S.; reducing the time period within which an action must be filed to nullify an adoption or a termination of parental rights on grounds of fraud or providing false information; providing a time limitation for the use of scientific testing to show a probability of paternity; requiring notice to and written consent from a registrant in the paternity registry for a termination of parental rights pending adoption; amending s. 63.088, F.S.; providing court inquiry and diligent search requirements regarding a registrant in the paternity registry to terminate parental rights pending adoption; amending s. 63.165, F.S.; requiring the Department of Children and Family Services to maintain a paternity registry within the state registry of adoption information; providing duties of registrants and the department; providing a penalty; providing use and admissibility of registry information; providing for a fee; providing rulemaking authority; providing applicability of the act; creating s. 409.406, F.S.; enacting the Interstate Compact on Adoption and Medical Assistance; providing authority for the Department of Children and Family Services to enter into interstate agreements with other participating states for medical and other necessary services for special needs children; establishing procedures for interstate delivery of adoption assistance and related services and benefits; providing for the adoption of administrative rules; creating s. 409.407, F.S.; prohibiting expansion of Florida's financial commitment; providing effective dates.

Rep. Mahon moved the adoption of the amendment, which was adopted.

Under Rule 10.13(b), the bill was referred to the Engrossing Clerk.

CS/HB 1301—A bill to be entitled An act relating to the Board of Architecture and Interior Design; amending s. 481.205, F.S.; delegating to the board the duties and authority of the Department of Business and Professional Regulation to investigate and prosecute the practice and unlicensed practice of architecture and interior design; requiring the board to contract with a corporation or other business entity to provide legal, investigative, prosecutorial, and other services; providing requirements with respect to records; authorizing the board to use funds from the unlicensed activity account to perform certain duties; requiring the board to submit an annual budget request to the Legislature; providing an effective date.

—was read the second time by title and, under Rule 10.13(b), referred to the Engrossing Clerk.

HB 1529—A bill to be entitled An act relating to road designations; designating a portion of roadway in Miami-Dade County as “Dr. Luis Conte-Aguero Way”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following:

(Amendment Bar Code: 213025)

Amendment 1 (with title amendment)—On page 1, between lines 18 & 19 of the bill

insert:

Section 2. *South Miami All-American Parkway designation; markers.*—

(1) *U.S. 1 from 57th Avenue to SW 80th Street in Miami-Dade County is hereby designated as “South Miami All-American Parkway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating “South Miami All-American Parkway” as described in subsection (1).*

And the title is amended as follows:

On page 1, line 4, after the semicolon,

insert: designating a portion of U.S. 1 the “South Miami All-American Parkway;”

Rep. Lacasa moved the adoption of the amendment, which was adopted.

The Fiscal Responsibility Council offered the following:

(Amendment Bar Code: 393993)

Amendment 2 (with title amendment)—On page 1, between lines 18 & 19 of the bill

insert:

Section 2. *Bennett C. Russell Florida/Alabama Parkway designation; markers.*—

(1) *State Road 87 from the Florida/Alabama border to U.S. Highway 98 in Santa Rosa County is hereby designated as the “Bennett C. Russell Florida/Alabama Parkway.”*

(2) *The Department of Transportation is directed to erect suitable markers designating the “Bennett C. Russell Florida/Alabama Parkway” as described in subsection (1).*

And the title is amended as follows:

On page 1, line 4, after the semicolon

insert: designating a portion of State Road 87 in Santa Rosa County the “Bennett C. Russell Florida/Alabama Parkway;”

Rep. Lacasa moved the adoption of the amendment, which was adopted.

Under Rule 10.13(b), the bill was referred to the Engrossing Clerk.

HB 1531—A bill to be entitled An act relating to road designations; designating a portion of roadway in the City of Miami in Miami-Dade County as “Enrique Valledor Way”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

Representative(s) Lacasa offered the following:

(Amendment Bar Code: 361657)

Amendment 1—On page 1, line 13, after the word of,

insert: *S.W.*

Rep. Lacasa moved the adoption of the amendment, which was adopted.

Under Rule 10.13(b), the bill was referred to the Engrossing Clerk.

HB 1533—A bill to be entitled An act relating to road designations; designating a portion of roadway in Miami-Dade County as “Olga Chorens and Tony Alvarez Way”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title and, under Rule 10.13(b), referred to the Engrossing Clerk.

On motion by Rep. Byrd, the House moved to the consideration of HB 1985 on Special Orders.

HB 1985—A bill to be entitled An act relating to trust funds; creating s. 20.123, F.S.; creating the Administrative Trust Fund within the Office of Chief Financial Officer; providing for purposes and sources of funds; providing for annual carryforward of fund balances; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was read the second time by title and, under Rule 10.13(b), referred to the Engrossing Clerk.

Bills and Joint Resolutions on Third Reading

On motion by Rep. Flanagan, consideration of **CS/CS/HB 577** was temporarily postponed under Rule 11.10.

On motion by Rep. Byrd, consideration of **CS/HB 913** was temporarily postponed under Rule 11.10.

CS/HB 97—A bill to be entitled An act relating to the tax on sales, use, and other transactions; specifying a period during which the sale of clothing, certain other items, and school supplies shall be exempt from such tax; providing definitions; providing exceptions; providing for rules; providing an appropriation; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 840

Yeas—92

The Chair	Cantens	Henriquez	Melvin
Alexander	Carassas	Hogan	Murman
Andrews	Clarke	Holloway	Needelman
Argenziano	Crow	Johnson	Negron
Arza	Cusack	Jordan	Paul
Attkisson	Davis	Justice	Pickens
Atwater	Diaz-Balart	Kallinger	Prieguez
Ausley	Evers	Kilmer	Ritter
Baker	Farkas	Kosmas	Romeo
Barreiro	Fasano	Kottkamp	Ross
Baxley	Fields	Kravitz	Rubio
Bean	Fiorentino	Kyle	Russell
Bendross-Mindingall	Flanagan	Lacasa	Ryan
Bennett	Garcia	Lerner	Seiler
Bense	Gardiner	Littlefield	Simmons
Benson	Gibson	Lynn	Sobel
Berfield	Goodlette	Machek	Sorensen
Bilirakis	Greenstein	Mack	Spratt
Bowen	Haridopolos	Mahon	Stansel
Brown	Harper	Maygarden	Trovillion
Brummer	Harrell	McGriff	Waters
Bullard	Harrington	Meadows	Wiles
Byrd	Hart	Mealor	Wilson

Nays—17

Bucher	Dockery	Gannon	Green
Detert	Frankel	Gottlieb	Heyman

Jennings Peterman Richardson Smith
 Joyner Rich Slosberg Weissman
 Kendrick

Session Vote Sequence: 841

Votes after roll call:

Yeas—Allen, Siplin

So the bill passed and was immediately certified to the Senate.

CS/CS/HB 259—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; increasing the period of time which members of the system who are employed as instructional personnel in grades K-12 may participate in the DROP; providing a statement of proper and legitimate state purpose; providing an effective date.

—was read the third time by title.

Representative(s) Arza offered the following:

(Amendment Bar Code: 533797)

Amendment 2 (with title amendment)—On page 3, lines 14 & 19, and on page 4, line 24, and on page 5, lines 8, 19, & 29, and on page 7, line 10, after *K-12*,

insert: *or other school district members, including members enrolled prior to July 1, 2002, whose continuing employment in an active status is deemed essential as determined by resolution of the local school board,*

And the title is amended as follows:

On page 1, line 6, after K-12

insert: and certain other personnel

Rep. Arza moved the adoption of the amendment, which was adopted by the required two-thirds vote.

THE SPEAKER IN THE CHAIR

Representative(s) Brummer offered the following:

(Amendment Bar Code: 540731)

Amendment 3 (with title amendment)—On page 14, between lines 6 and 7,

insert:

Section 2. *Commencing on July 1, 2002, there shall be a one time period of 45 days in which members of the Florida Retirement System who have reached normal retirement date and have not retired and did not elect to participate in the DROP within one year of reaching normal retirement age may elect to participate in the program.*

And the title is amended as follows:

On page 1, line 6, after the semicolon,

insert: providing a time period for certain retired members to participate in DROP;

Rep. Brummer moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Brummer offered the following:

(Amendment Bar Code: 843673)

Amendment 4—On page 14, line 19, remove: July 1

and insert: June 30

Rep. Brummer moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of CS/CS/HB 259. The vote was:

Yeas—111

The Chair	Clarke	Hogan	Negron
Alexander	Crow	Holloway	Paul
Allen	Cusack	Jennings	Peterman
Andrews	Davis	Johnson	Pickens
Argenziano	Detert	Jordan	Prieguez
Arza	Diaz-Balart	Joyner	Rich
Attkisson	Dockery	Justice	Richardson
Atwater	Evers	Kallinger	Ritter
Ausley	Farkas	Kendrick	Romeo
Baker	Fasano	Kilmer	Ross
Ball	Fields	Kosmas	Rubio
Barreiro	Fiorentino	Kottkamp	Russell
Baxley	Flanagan	Kravitz	Ryan
Bean	Frankel	Kyle	Seiler
Bendross-Mindingall	Gannon	Lacasa	Simmons
Bennett	Garcia	Lee	Siplin
Bense	Gardiner	Lerner	Slosberg
Benson	Gibson	Lynn	Smith
Berfield	Goodlette	Machek	Sobel
Bilirakis	Gottlieb	Mack	Sorensen
Bowen	Green	Mahon	Spratt
Brown	Greenstein	Maygarden	Stansel
Brummer	Haridopolos	McGriff	Trovillion
Bucher	Harper	Meadows	Waters
Bullard	Harrell	Mealor	Weissman
Byrd	Hart	Melvin	Wiles
Cantens	Henriquez	Murman	Wilson
Carassas	Heyman	Needelman	

Nays—None

Votes after roll call:

Yeas—Littlefield

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

CS/HB 473—A bill to be entitled An act relating to use of the term “chamber of commerce”; creating s. 501.97, F.S.; providing definitions; prohibiting certain business entities from using the term “chamber of commerce” under certain circumstances; providing exemptions for certain entities in existence on or before October 1, 1992; providing a penalty; limiting application of requirements; authorizing chambers of commerce to sue certain business entities to enjoin use of such term; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 842

Yeas—112

The Chair	Benson	Dockery	Harper
Alexander	Berfield	Evers	Harrell
Allen	Bilirakis	Farkas	Harrington
Andrews	Bowen	Fasano	Hart
Argenziano	Brown	Fields	Henriquez
Arza	Brummer	Fiorentino	Heyman
Attkisson	Bucher	Flanagan	Hogan
Atwater	Bullard	Frankel	Holloway
Ausley	Byrd	Gannon	Jennings
Baker	Cantens	Garcia	Johnson
Ball	Carassas	Gardiner	Jordan
Barreiro	Clarke	Gibson	Joyner
Baxley	Crow	Goodlette	Justice
Bean	Cusack	Gottlieb	Kallinger
Bendross-Mindingall	Davis	Green	Kendrick
Bennett	Detert	Greenstein	Kilmer
Bense	Diaz-Balart	Haridopolos	Kosmas

Kottkamp	Maygarden	Prieguez	Slosberg
Kravitz	McGriff	Rich	Smith
Kyle	Meadows	Richardson	Sobel
Lacasa	Mealor	Ritter	Sorensen
Lee	Melvin	Romeo	Spratt
Lerner	Murman	Ross	Stansel
Littlefield	Needelman	Rubio	Trovillion
Lynn	Negron	Russell	Waters
Machek	Paul	Ryan	Weissman
Mack	Peterman	Seiler	Wiles
Mahon	Pickens	Simmons	Wilson

Nays—None

Votes after roll call:

Yeas—Siplin

So the bill passed and was immediately certified to the Senate.

CS/HB 773—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information contained in the paternity registry maintained by the Department of Health; providing for future legislative review and repeal; providing findings of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 843

Yeas—111

The Chair	Clarke	Holloway	Negron
Alexander	Crow	Jennings	Paul
Allen	Cusack	Johnson	Peterman
Andrews	Davis	Jordan	Pickens
Argenziano	Detert	Joyner	Prieguez
Arza	Diaz-Balart	Justice	Rich
Attkisson	Dockery	Kallinger	Richardson
Atwater	Evers	Kendrick	Ritter
Ausley	Farkas	Kilmer	Romeo
Baker	Fasano	Kosmas	Ross
Ball	Fields	Kottkamp	Rubio
Barreiro	Flanagan	Kravitz	Russell
Baxley	Frankel	Kyle	Ryan
Bean	Gannon	Lacasa	Seiler
Bendross-Mindingall	Gardiner	Lee	Simmons
Bennett	Gibson	Lerner	Siplin
Bense	Goodlette	Littlefield	Slosberg
Benson	Gottlieb	Lynn	Smith
Berfield	Green	Machek	Sobel
Bilirakis	Greenstein	Mack	Sorensen
Bowen	Haridopolos	Mahon	Spratt
Brown	Harper	Maygarden	Stansel
Brummer	Harrell	McGriff	Trovillion
Bucher	Harrington	Meadows	Waters
Bullard	Hart	Mealor	Weissman
Byrd	Henriquez	Melvin	Wiles
Cantens	Heyman	Murman	Wilson
Carassas	Hogan	Needelman	

Nays—None

Votes after roll call:

Yeas—Fiorentino

So the bill passed and was immediately certified to the Senate.

On motion by Rep. Gibson, consideration of **CS/HB 1207** was temporarily postponed under Rule 11.10.

SB 196—A bill to be entitled An act relating to the exclusionary rule; creating s. 90.959, F.S.; providing legislative findings regarding the Division of Driver Licenses and the Division of Motor Vehicles of the Department of Highway Safety and Motor Vehicles; providing

legislative findings regarding records maintained by the divisions; providing legislative findings regarding the missions of the divisions and the department; providing legislative findings regarding the application of the exclusionary rule; prohibiting the exclusion of evidence in certain circumstances; amending s. 322.20, F.S.; providing that the creation and maintenance of records of the Department of Highway Safety and Motor Vehicles and the Division of Driver Licenses pursuant to ch. 322, F.S., are not law enforcement functions; amending s. 320.05, F.S.; providing that the creation and maintenance of records of the Department of Highway Safety and Motor Vehicles and the Division of Motor Vehicles pursuant to ch. 320, F.S., are not law enforcement functions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 844

Yeas—113

The Chair	Crow	Holloway	Paul
Alexander	Cusack	Jennings	Peterman
Allen	Davis	Johnson	Pickens
Andrews	Detert	Jordan	Prieguez
Argenziano	Diaz-Balart	Joyner	Rich
Arza	Dockery	Justice	Richardson
Attkisson	Evers	Kallinger	Ritter
Atwater	Farkas	Kendrick	Romeo
Ausley	Fasano	Kilmer	Ross
Baker	Fields	Kosmas	Rubio
Ball	Fiorentino	Kottkamp	Russell
Barreiro	Flanagan	Kravitz	Ryan
Baxley	Frankel	Kyle	Seiler
Bean	Gannon	Lacasa	Simmons
Bendross-Mindingall	Garcia	Lee	Siplin
Bennett	Gardiner	Lerner	Slosberg
Bense	Gibson	Littlefield	Smith
Benson	Goodlette	Lynn	Sobel
Berfield	Gottlieb	Machek	Sorensen
Bilirakis	Green	Mack	Spratt
Bowen	Greenstein	Mahon	Stansel
Brown	Haridopolos	Maygarden	Trovillion
Brummer	Harper	McGriff	Waters
Bucher	Harrell	Meadows	Weissman
Bullard	Harrington	Mealor	Wiles
Byrd	Hart	Melvin	Wilson
Cantens	Henriquez	Murman	
Carassas	Heyman	Needelman	
Clarke	Hogan	Negron	

Nays—None

So the bill passed and was immediately certified to the Senate.

SB 604—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; defining the term “centralized prescription filling”; creating s. 465.0265, F.S.; authorizing centralized prescription filling by one pharmacy for another pharmacy and providing requirements therefor; providing that “wholesale distribution” of prescription drugs does not include certain acts of centralized prescription filling; requiring maintenance of a policy and procedures manual, subject to inspection by the Board of Pharmacy or its agent upon request, and providing requirements therefor; requiring the board to adopt rules to implement the section; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 845

Yeas—113

The Chair	Argenziano	Ausley	Baxley
Alexander	Arza	Baker	Bean
Allen	Attkisson	Ball	Bendross-Mindingall
Andrews	Atwater	Barreiro	Bennett

Bense	Frankel	Kilmer	Rich
Benson	Gannon	Kosmas	Richardson
Berfield	Garcia	Kottkamp	Ritter
Bilirakis	Gardiner	Kravitz	Romeo
Bowen	Gibson	Kyle	Ross
Brown	Goodlette	Lacasa	Rubio
Brummer	Gottlieb	Lee	Russell
Bucher	Green	Lerner	Ryan
Bullard	Greenstein	Littlefield	Seiler
Byrd	Haridopolos	Lynn	Simmons
Cantens	Harper	Machek	Siplin
Carassas	Harrell	Mack	Slosberg
Clarke	Harrington	Mahon	Smith
Crow	Hart	Maygarden	Sobel
Cusack	Henriquez	McGriff	Sorensen
Davis	Heyman	Meadows	Spratt
Detert	Hogan	Mealor	Stansel
Diaz-Balart	Holloway	Melvin	Trovillion
Dockery	Jennings	Murman	Waters
Evers	Johnson	Needelman	Weissman
Farkas	Jordan	Negron	Wiles
Fasano	Joyner	Paul	Wilson
Fields	Justice	Peterman	
Fiorentino	Kallinger	Pickens	
Flanagan	Kendrick	Prieguez	

Stansel Waters Weissman Wilson
Trovillion
Nays—None

Votes after roll call:
Yeas—Wiles
Nays—Frankel

So the bill passed and was immediately certified to the Senate.

CS/HB 715—A bill to be entitled An act relating to transportation; creating s. 70.20, F.S.; providing for a process for governmental entities and sign owners to enter into relocation and reconstruction agreements related to outdoor advertising signs; defining “relocation and reconstruction agreement”; providing for compensation to sign owners under certain conditions; requiring a study by the Office of Program Policy Analysis and Government Accountability and requiring a report to the Legislature; amending s. 163.3180, F.S.; extending the period within which certain transportation facilities needed to serve new development must be in place or under actual construction; amending s. 334.044, F.S.; authorizing the Department of Transportation to expend funds to promote scenic highways; authorizing the department to delegate to other governmental entities the authority to issue drainage permits under certain circumstances; amending s. 339.135, F.S.; providing a 5-year commitment for projects on the Florida Intrastate Highway System; amending s. 479.15, F.S.; defining “federal-aid primary highway system” for purposes of provisions governing the alteration of certain lawfully erected signs; creating s. 479.25, F.S.; authorizing local governments to enter into agreements with the department which allow outdoor signs to be erected above sound barriers; providing an effective date.

Nays—None

So the bill passed and was immediately certified to the Senate.

SB 1222—A bill to be entitled An act relating to public records; amending s. 383.51, F.S.; providing an exemption from public records requirements for information that identifies a parent who leaves a newborn infant at an emergency medical services station; providing an exception; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 846

Yeas—109

The Chair	Cantens	Harrington	McGriff
Alexander	Carassas	Hart	Meadows
Allen	Clarke	Henriquez	Mealor
Andrews	Crow	Heyman	Melvin
Argenziano	Cusack	Hogan	Murman
Arza	Davis	Holloway	Needelman
Attkisson	Detert	Jennings	Negron
Atwater	Diaz-Balart	Johnson	Paul
Ausley	Dockery	Jordan	Peterman
Baker	Evers	Joyner	Pickens
Ball	Farkas	Justice	Prieguez
Barreiro	Fasano	Kallinger	Rich
Baxley	Fields	Kendrick	Richardson
Bean	Fiorentino	Kilmer	Ritter
Bendross-Mindingall	Flanagan	Kosmas	Romeo
Bennett	Gannon	Kottkamp	Ross
Bense	Garcia	Kravitz	Russell
Benson	Gardiner	Kyle	Ryan
Berfield	Gibson	Lacasa	Seiler
Bilirakis	Goodlette	Lerner	Simmons
Bowen	Gottlieb	Littlefield	Siplin
Brown	Green	Lynn	Slosberg
Brummer	Greenstein	Machek	Smith
Bucher	Haridopolos	Mack	Sobel
Bullard	Harper	Mahon	Sorensen
Byrd	Harrell	Maygarden	Spratt

—was read the third time by title.

Representative(s) Bense offered the following:

(Amendment Bar Code: 654585)

Amendment 1—On page 5, line 18, of the bill

after the comma, insert: *including a provision that creates a ban or partial ban on new signs,*

Rep. Bense moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Rep. Prieguez moved that, under Rule 12.2(c), a late-filed amendment be allowed for consideration, which was not agreed to.

The question recurred on the passage of CS/HB 715. The vote was:

Session Vote Sequence: 847

Yeas—91

The Chair	Brown	Haridopolos	Lynn
Alexander	Bucher	Harper	Machek
Allen	Bullard	Harrell	Mack
Andrews	Byrd	Harrington	Mahon
Argenziano	Clarke	Hart	Mayfield
Arza	Detert	Henriquez	Maygarden
Attkisson	Diaz-Balart	Hogan	Meadows
Atwater	Dockery	Holloway	Mealor
Ausley	Evers	Jennings	Melvin
Baker	Farkas	Johnson	Murman
Ball	Fields	Jordan	Needelman
Barreiro	Flanagan	Kallinger	Negron
Baxley	Gannon	Kendrick	Paul
Bean	Garcia	Kilmer	Peterman
Bennett	Gardiner	Kosmas	Pickens
Bense	Gibson	Kottkamp	Prieguez
Benson	Goodlette	Kyle	Rich
Berfield	Gottlieb	Lee	Richardson
Bowen	Greenstein	Lerner	Ritter

Ross	Seiler	Sorensen	Waters
Rubio	Simmons	Spratt	Wiles
Russell	Siplin	Stansel	Wilson
Ryan	Sobel	Trovillion	

Nays—17

Bilirakis	Fasano	Kravitz	Smith
Carassas	Fiorentino	Littlefield	Weissman
Crow	Frankel	McGriff	
Cusack	Joyner	Romeo	
Davis	Justice	Slosberg	

Votes after roll call:

Nays—Brummer, Lacasa
Yeas to Nays—Wiles

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 859—A bill to be entitled An act relating to local government; prohibiting local governments from requiring employers to pay a minimum wage in excess of the federal minimum wage; providing exceptions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 848

Yeas—101

The Chair	Clarke	Hogan	Paul
Alexander	Crow	Holloway	Peterman
Allen	Davis	Jennings	Pickens
Andrews	Detert	Johnson	Prieguez
Argenziano	Diaz-Balart	Jordan	Rich
Arza	Dockery	Kallinger	Richardson
Attkisson	Evers	Kendrick	Ritter
Atwater	Farkas	Kilmer	Ross
Ausley	Fasano	Kosmas	Russell
Baker	Fields	Kottkamp	Ryan
Ball	Fiorentino	Kravitz	Seiler
Barreiro	Flanagan	Kyle	Simmons
Baxley	Garcia	Lacasa	Siplin
Bean	Gardiner	Lerner	Slosberg
Bennett	Gibson	Littlefield	Smith
Bense	Goodlette	Lynn	Sobel
Benson	Gottlieb	Mack	Sorensen
Berfield	Green	Mahon	Spratt
Bilirakis	Greenstein	Maygarden	Stansel
Bowen	Haridopolos	McGriff	Trovillion
Brown	Harper	Meadows	Waters
Brummer	Harrell	Mealor	Wiles
Bullard	Harrington	Melvin	Wilson
Byrd	Hart	Murman	
Cantens	Henriquez	Needelman	
Carassas	Heyman	Negron	

Nays—10

Bendross-Mindingall	Frankel	Lee	Romeo
Bucher	Joyner	Machek	Weissman
Cusack	Justice		

Votes after roll call:

Yeas—Gannon
Yeas to Nays—Fields, Peterman
Nays to Yeas—Cusack

So the bill passed, as amended, and was immediately certified to the Senate.

CS/HB 93 was taken up. On motion by Rep. Argenziano, the rules were waived and—

CS for SB 374—A bill to be entitled An act relating to water management; creating the Citrus/Hernando Waterways Restoration Council; providing for membership, powers, and duties; providing for separate county task forces; providing for a report to the Legislature; providing for an advisory group to the council; requiring the Southwest Florida Water Management District to act as lead entity for the purpose of providing staff and administrative support for the council; providing for a Citrus/Hernando Waterways restoration program; providing an effective date.

—was substituted for CS/HB 93 and read the second time by title. Under Rule 5.15, the House bill was laid on the table.

On motion by Rep. Argenziano, the rules were waived and CS for SB 374 was read the third time by title. On passage, the vote was:

Session Vote Sequence: 849

Yeas—107

The Chair	Clarke	Heyman	Paul
Alexander	Crow	Hogan	Peterman
Allen	Cusack	Holloway	Pickens
Andrews	Davis	Jennings	Prieguez
Argenziano	Detert	Johnson	Rich
Arza	Diaz-Balart	Joyner	Richardson
Attkisson	Dockery	Justice	Ritter
Atwater	Evers	Kallinger	Romeo
Ausley	Farkas	Kendrick	Ross
Baker	Fasano	Kilmer	Rubio
Ball	Fields	Kottkamp	Russell
Barreiro	Fiorentino	Kravitz	Ryan
Baxley	Flanagan	Kyle	Seiler
Bean	Frankel	Lacasa	Simmons
Bendross-Mindingall	Gannon	Lerner	Siplin
Bense	Garcia	Littlefield	Slosberg
Benson	Gardiner	Lynn	Smith
Berfield	Gibson	Machek	Sobel
Bilirakis	Goodlette	Mack	Sorensen
Bowen	Gottlieb	Mahon	Spratt
Brown	Green	Maygarden	Stansel
Brummer	Greenstein	McGriff	Trovillion
Bucher	Harper	Mealor	Waters
Bullard	Harrell	Melvin	Weissman
Byrd	Harrington	Murman	Wiles
Cantens	Hart	Needelman	Wilson
Carassas	Henriquez	Negron	

Nays—None

Votes after roll call:

Yeas—Haridopolos, Jordan, Kosmas

So the bill passed and was immediately certified to the Senate.

HB 95—An act relating to obscenity; requiring public libraries to install and maintain computer software or equivalent technology that prohibits access to obscene materials by minors; providing that the installation of software or technology in a library having only one public-access computer is within the library's discretion; providing a finding of important state interest; providing an effective date.

—was read the third time by title.

REPRESENTATIVE MAYGARDEN IN THE CHAIR

On passage, the vote was:

Session Vote Sequence: 850

Yeas—102

The Chair	Andrews	Attkisson	Baker
Alexander	Argenziano	Atwater	Ball
Allen	Arza	Ausley	Barreiro

Baxley	Fields	Justice	Prieguez
Bean	Fiorentino	Kallinger	Rich
Bendross-Mindingall	Flanagan	Kendrick	Richardson
Bense	Frankel	Kilmer	Ritter
Benson	Gannon	Kosmas	Romeo
Berfield	Garcia	Kottkamp	Ross
Bilirakis	Gardiner	Kravitz	Rubio
Bowen	Gibson	Kyle	Russell
Brown	Goodlette	Lacasa	Ryan
Brummer	Green	Lee	Seiler
Bullard	Haridopolos	Lerner	Simmons
Byrd	Harper	Littlefield	Siplin
Cantens	Harrell	Lynn	Smith
Clarke	Harrington	Mahon	Sobel
Crow	Hart	McGriff	Sorensen
Cusack	Henriquez	Mealor	Spratt
Davis	Heyman	Melvin	Stansel
Detert	Hogan	Murman	Trovillion
Diaz-Balart	Holloway	Needelman	Waters
Dockery	Jennings	Negron	Wiles
Evers	Johnson	Paul	Wilson
Farkas	Jordan	Peterman	
Fasano	Joyner	Pickens	

Nays—6

Bucher	Greenstein	Mack	Weissman
Gottlieb	Machek		

So the bill passed and was immediately certified to the Senate.

CS/CS/HB 101 was taken up. On motion by Rep. Argenziano, the rules were waived and—

CS for SB 508—A bill to be entitled An act relating to environmental control; amending s. 403.813, F.S.; providing an exemption from permitting requirements for the removal of organic detrital material from certain freshwater rivers or lakes; providing an exemption from permitting requirements for specified types of floating vessel platforms or floating boat lifts; providing that such structures are also exempt from certain requirements relating to use or occupancy of lands owned by the Board of Trustees of the Internal Improvement Trust Fund; requiring the Department of Environmental Protection to adopt a rule creating a general permit for certain floating vessel platforms by a specified date; limiting local government regulation of floating vessel platforms and floating boat lifts; providing requirements for a report to the Governor and the Legislature; providing an effective date.

—was substituted for CS/CS/HB 101 and read the second time by title. Under Rule 5.15, the House bill was laid on the table.

On motion by Rep. Argenziano, the rules were waived and CS for SB 508 was read the third time by title. On passage, the vote was:

Session Vote Sequence: 851

Yeas—112

The Chair	Bennett	Cusack	Gibson
Alexander	Bense	Davis	Goodlette
Allen	Benson	Detert	Gottlieb
Andrews	Berfield	Diaz-Balart	Green
Argenziano	Bilirakis	Dockery	Greenstein
Arza	Bowen	Evers	Haridopolos
Attkisson	Brown	Farkas	Harper
Atwater	Brummer	Fasano	Harrell
Ausley	Bucher	Fields	Harrington
Baker	Bullard	Fiorentino	Hart
Ball	Byrd	Flanagan	Henriquez
Barreiro	Cantens	Frankel	Heyman
Baxley	Carassas	Gannon	Hogan
Bean	Clarke	Garcia	Holloway
Bendross-Mindingall	Crow	Gardiner	Jennings

Johnson	Lerner	Paul	Simmons
Jordan	Littlefield	Peterman	Siplin
Joyner	Lynn	Pickens	Slosberg
Justice	Machek	Prieguez	Smith
Kallinger	Mack	Rich	Sobel
Kendrick	Mahon	Richardson	Sorensen
Kilmer	McGriff	Ritter	Spratt
Kosmas	Meadows	Romeo	Stansel
Kottkamp	Mealor	Ross	Trovillion
Kravitz	Melvin	Rubio	Waters
Kyle	Murman	Russell	Weissman
Lacasa	Needelman	Ryan	Wiles
Lee	Negron	Seiler	Wilson

Nays—None

So the bill passed and was immediately certified to the Senate.

HB 161—A bill to be entitled An act relating to the care of children; amending s. 39.5085, F.S., relating to the Relative Caregiver Program; revising eligibility guidelines; amending s. 239.117, F.S., relating to workforce development postsecondary student fees; exempting from the payment of specified fees otherwise eligible students for whom the state is paying a relative caregiver payment; revising eligibility requirements for such students and for certain other students who are eligible to receive this exemption; amending s. 240.35, F.S.; exempting certain children in the custody of a relative at the time of reaching age 18 from payment of all undergraduate student fees; amending s. 411.01, F.S.; providing eligibility under the school readiness program for certain children for whom the state is paying a relative caregiver payment; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 852

Yeas—112

The Chair	Clarke	Heyman	Needelman
Alexander	Crow	Hogan	Negron
Allen	Cusack	Holloway	Paul
Andrews	Davis	Jennings	Peterman
Argenziano	Detert	Johnson	Pickens
Arza	Diaz-Balart	Jordan	Prieguez
Attkisson	Dockery	Joyner	Rich
Atwater	Evers	Justice	Richardson
Ausley	Farkas	Kallinger	Ritter
Baker	Fasano	Kendrick	Romeo
Ball	Fields	Kilmer	Ross
Barreiro	Fiorentino	Kosmas	Rubio
Baxley	Flanagan	Kottkamp	Russell
Bean	Frankel	Kravitz	Ryan
Bendross-Mindingall	Gannon	Kyle	Seiler
Bennett	Garcia	Lacasa	Simmons
Bense	Gardiner	Lee	Siplin
Benson	Gibson	Lerner	Slosberg
Berfield	Goodlette	Littlefield	Smith
Bilirakis	Gottlieb	Lynn	Sobel
Bowen	Green	Machek	Sorensen
Brown	Greenstein	Mack	Spratt
Brummer	Haridopolos	Mahon	Stansel
Bucher	Harper	McGriff	Trovillion
Bullard	Harrell	Meadows	Waters
Byrd	Harrington	Mealor	Weissman
Cantens	Hart	Melvin	Wiles
Carassas	Henriquez	Murman	Wilson

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

CS/HB 443—A bill to be entitled An act relating to firesafety prevention and control; amending s. 235.06, F.S.; requiring the State

Fire Marshal to adopt certain uniform firesafety standards for certain plants and facilities and a firesafety evaluation system as an alternate inspection standard for certain plants and facilities; providing for enforcement and administration of such standards and system by local fire officials; prescribing conditions for conducting firesafety inspections; prescribing duties of local fire officials in providing a plan of action and a schedule for correction of deficiencies; requiring the State Fire Marshal to adopt and administer rules prescribing specified standards for the safety and health of occupants of educational and ancillary plants; requiring the Fire Marshal to publish an annual report regarding each education board's firesafety program; amending s. 633.01, F.S.; requiring the State Fire Marshal to adopt and administer rules prescribing standards for the safety and health of occupants of educational and ancillary facilities as specified; requiring the State Fire Marshal to assume certain duties of the local fire official in certain counties; amending s. 633.022, F.S.; conforming provisions; providing an appropriation; amending s. 633.061, F.S., relating to licenses or permits required of organizations and individuals servicing, recharging, repairing, testing, marking, inspecting, installing, or hydrotesting fire extinguishers and preengineered systems; clarifying that a licensee who receives appropriate training shall not be prohibited from servicing any particular brand of fire extinguisher or preengineered system; reducing the number of permits required under the act; providing for a portable permit and a preengineered permit; providing definitions; clarifying that a person who is both a licensee and a permittee is required to complete 32 hours of continuing education every four years; requiring that each licensee shall ensure that all permittees in his or her employment meet their continuing education requirements; providing authority of the State Fire Marshal to audit a fire equipment dealer to determine compliance with continuing education requirements; clarifying that an examination shall be developed and administered by the State Fire Marshal in accordance with policies and procedures of the State Fire Marshal; eliminating a requirement and fee for a temporary trainee permit; requiring that any person who is being trained and who performs work requiring a permit must perform such work in the physical presence of an individual possessing a valid and current fire equipment permit for the type of work performed; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 853

Yeas—113

The Chair	Carassas	Harrington	Meadows
Alexander	Clarke	Hart	Mealor
Allen	Crow	Henriquez	Melvin
Andrews	Cusack	Heyman	Murman
Argenziano	Davis	Hogan	Needelman
Arza	Detert	Holloway	Negron
Attkisson	Diaz-Balart	Jennings	Paul
Atwater	Dockery	Johnson	Peterman
Ausley	Evers	Jordan	Pickens
Baker	Farkas	Joyner	Prieguez
Ball	Fasano	Justice	Rich
Barreiro	Feeney	Kallinger	Richardson
Baxley	Fields	Kendrick	Ritter
Bean	Fiorentino	Kilmer	Romeo
Bendross-Mindingall	Flanagan	Kosmas	Ross
Bennett	Frankel	Kottkamp	Rubio
Bense	Gannon	Kravitz	Russell
Benson	Garcia	Kyle	Ryan
Berfield	Gardiner	Lacasa	Seiler
Bilirakis	Gibson	Lee	Simmons
Bowen	Goodlette	Lerner	Siplin
Brown	Gottlieb	Littlefield	Slosberg
Brummer	Green	Lynn	Smith
Bucher	Greenstein	Machek	Sobel
Bullard	Haridopolos	Mack	Sorensen
Byrd	Harper	Mahon	Spratt
Cantens	Harrell	McGriff	Stansel

Trovillion Weissman Wiles Wilson
Waters

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

CS/HB 479 was taken up. On motion by Rep. Slosberg, the rules were waived and—

CS for SB 952—A bill to be entitled An act relating to exploitation of elderly or disabled adults; amending s. 775.15, F.S.; revising the statute of limitations for prosecutions for abuse, aggravated abuse, or neglect of an elderly person or disabled adult; specifying a statute of limitations for prosecutions for exploitation of an elderly person or disabled adult; providing an effective date.

—was substituted for CS/HB 479 and read the second time by title. Under Rule 5.15, the House bill was laid on the table.

On motion by Rep. Slosberg, the rules were waived and CS for SB 952 was read the third time by title. On passage, the vote was:

Session Vote Sequence: 854

Yeas—113

The Chair	Crow	Hogan	Negron
Alexander	Cusack	Holloway	Paul
Allen	Davis	Jennings	Peterman
Andrews	Detert	Johnson	Pickens
Argenziano	Diaz-Balart	Jordan	Prieguez
Arza	Dockery	Joyner	Rich
Attkisson	Evers	Justice	Richardson
Atwater	Farkas	Kallinger	Ritter
Ausley	Fasano	Kendrick	Ross
Baker	Feeney	Kilmer	Rubio
Ball	Fields	Kosmas	Russell
Barreiro	Fiorentino	Kottkamp	Ryan
Baxley	Flanagan	Kravitz	Seiler
Bean	Frankel	Kyle	Simmons
Bendross-Mindingall	Gannon	Lacasa	Siplin
Bennett	Garcia	Lee	Slosberg
Bense	Gardiner	Lerner	Smith
Benson	Gibson	Littlefield	Sobel
Berfield	Goodlette	Lynn	Sorensen
Bilirakis	Gottlieb	Machek	Spratt
Bowen	Green	Mack	Stansel
Brown	Greenstein	Mahon	Trovillion
Brummer	Haridopolos	Mayfield	Waters
Bucher	Harper	McGriff	Weissman
Bullard	Harrell	Meadows	Wiles
Byrd	Harrington	Mealor	Wilson
Cantens	Hart	Melvin	
Carassas	Henriquez	Murman	
Clarke	Heyman	Needelman	

Nays—None

Votes after roll call:

Yeas—Romeo

So the bill passed and was immediately certified to the Senate.

CS/HB 535—A bill to be entitled An act relating to attorney's fees; amending s. 287.059, F.S.; providing specific limitations on the payment, negotiation, or collection of attorney's fees by private counsel for work performed on behalf of the state or any agency thereof; providing that no contract or settlement agreement shall authorize or permit payment, negotiation, or collection by a private counsel firm of attorney's fees in excess of a certain amount; requiring specific approval by the Governor for a higher maximum fee for his or her office or agencies; requiring specific approval by each of the respective Cabinet members for a higher maximum fee for his or her department; requiring

specific approval by the Attorney General for a higher maximum fee for a department under the Governor and Cabinet; requiring approval for a higher maximum fee to be subject to s. 216.177, F.S.; providing an effective date.

—was read the third time by title.

Representative(s) Kallinger offered the following:

(Amendment Bar Code: 463895)

Amendment 1—On page 2, line 3, of the bill

insert after “amount”: *provided that an amount that may be charged for a billable hour as expressly set forth in the fee schedule adopted pursuant to subsection (6) is commercially reasonable*

Rep. Kallinger moved the adoption of the amendment, which failed to receive the necessary two-thirds vote for adoption. The vote was:

Session Vote Sequence: 855

Yeas—70

Alexander	Byrd	Haridopolos	Melvin
Allen	Cantens	Harrell	Murman
Andrews	Clarke	Harrington	Needelman
Argenziano	Crow	Hart	Negron
Attkisson	Davis	Hogan	Paul
Atwater	Detert	Johnson	Pickens
Baker	Diaz-Balart	Jordan	Romeo
Barreiro	Dockery	Kallinger	Ross
Baxley	Evers	Kilmer	Rubio
Bean	Farkas	Kottkamp	Russell
Bennett	Fasano	Kravitz	Simmons
Bense	Fields	Kyle	Sorensen
Benson	Fiorentino	Lacasa	Spratt
Berfield	Garcia	Littlefield	Stansel
Bilirakis	Gardiner	Mack	Trovillion
Bowen	Gibson	Mahon	Waters
Brown	Goodlette	Mealor	
Brummer	Green		

Nays—40

Ausley	Gottlieb	Kosmas	Richardson
Ball	Greenstein	Lee	Ritter
Bendross-Mindingall	Harper	Lerner	Ryan
Bucher	Henriquez	Lynn	Seiler
Bullard	Heyman	Machek	Siplin
Carassas	Holloway	McGriff	Slosberg
Cusack	Jennings	Meadows	Smith
Flanagan	Joyner	Peterman	Sobel
Frankel	Justice	Prieguez	Weissman
Gannon	Kendrick	Rich	Wilson

Votes after roll call:

Yeas—Arza

Nays—Wiles

Nays to Yeas—Flanagan

The question recurred on the passage of CS/HB 535. The vote was:

Session Vote Sequence: 856

Yeas—75

Alexander	Baxley	Byrd	Evers
Allen	Bean	Cantens	Farkas
Andrews	Bennett	Carassas	Fasano
Arza	Bense	Clarke	Fiorentino
Attkisson	Berfield	Crow	Flanagan
Atwater	Bilirakis	Davis	Garcia
Baker	Bowen	Detert	Gardiner
Ball	Brown	Diaz-Balart	Gibson
Barreiro	Brummer	Dockery	Goodlette

Green	Kilmer	Mealor	Russell
Haridopolos	Kottkamp	Melvin	Ryan
Harrell	Kravitz	Murman	Simmons
Harrington	Kyle	Needelman	Sorensen
Hart	Lacasa	Negron	Spratt
Hogan	Littlefield	Paul	Stansel
Johnson	Lynn	Pickens	Trovillion
Jordan	Mack	Prieguez	Waters
Kallinger	Mahon	Ross	Wiles
Kendrick	Mayfield	Rubio	

Nays—36

Ausley	Gottlieb	Kosmas	Ritter
Bendross-Mindingall	Greenstein	Lee	Romeo
Benson	Harper	Lerner	Seiler
Bucher	Henriquez	Machek	Siplin
Bullard	Heyman	McGriff	Slosberg
Cusack	Holloway	Meadows	Smith
Fields	Jennings	Peterman	Sobel
Frankel	Joyner	Rich	Weissman
Gannon	Justice	Richardson	Wilson

Votes after roll call:

Nays to Yeas—Benson

So the bill passed and was immediately certified to the Senate.

CS/HB 549—A bill to be entitled An act relating to child custody jurisdiction and enforcement; amending s. 39.502, F.S.; conforming references and cross references; re-enacting s. 44.102, F.S.; to incorporate an amendment to s. 61.13, F.S.; amending s. 61.13, F.S.; conforming a reference; providing for the posting of a bond with respect to certain orders of child custody or visitation; providing criteria for the court to use in assessing the need for a bond; providing for forfeiture of the bond under certain circumstances; providing for the posting of a bond with respect to certain orders of child custody or visitation; providing criteria for the court to use in assessing the need for a bond; providing for forfeiture of the bond under certain circumstances; creating sections 61.501 through 61.542, F.S., cited as the “Uniform Child Custody Jurisdiction and Enforcement Act”; providing purposes; providing definitions; specifying proceedings not governed by the act; providing application to Indian tribes; providing international application of the act; providing the effect of a child custody determination; providing priority for questions jurisdiction under the act; providing for notice to persons outside the state; providing for appearance at proceedings and limited immunity; providing for communication between courts of this state and courts of other states; providing for taking testimony in another state; providing for cooperation between courts and the preservation of records; providing for initial child custody jurisdiction; providing for exclusive, continuing jurisdiction; providing for jurisdiction to modify a child custody determination; providing for temporary emergency jurisdiction; providing for notice, opportunity to be heard, and joinder; providing procedures with respect to simultaneous proceedings; providing for determination of an inconvenient forum; providing procedures for a court to decline jurisdiction by reason of conduct; specifying information to be submitted to the court; providing for the appearance of the parties and the child at proceedings; providing definitions relating to enforcement; providing for enforcement under the Hague Convention; providing duty of the court to enforce child custody determinations of a court of another state; providing for temporary visitation; providing for registration of out-of-state child custody determinations; providing for enforcement of registered determinations; providing procedures with respect to simultaneous proceedings; providing for expedited enforcement of a child custody determination; providing for service of petition and order; providing for hearing and order; providing for issuance of a warrant to take physical custody of a child under certain circumstances; providing for award of costs, fees, and expenses to the prevailing party; providing for recognition of enforcement orders of a court of another state; providing for appeals; providing for actions by the state attorney; providing for actions by law enforcement officers; providing for assessment of costs and expenses incurred by the state

attorney and law enforcement officers; providing for application and construction of the act; providing severability; providing for transition; amending s. 741.30, F.S.; conforming references and cross references; repealing ss. 61.1302, 61.1304, 61.1306, 61.1308, 61.131, 61.1312, 61.1314, 61.1316, 61.1318, 61.132, 61.1322, 61.1324, 61.1326, 61.1328, 61.133, 61.1332, 61.1334, 61.1336, 61.1338, 61.134, 61.1342, 61.1344, 61.1346, and 61.1348, F.S., relating to the "Uniform Child Custody Jurisdiction Act"; providing an effective date.

—was read the third time by title.

The Procedural & Redistricting Council offered the following:

(Amendment Bar Code: 930759)

Technical Amendment 2—On page 3, line 12,

remove: providing severability;
On page 3, between lines 27 & 28,

insert: 39.502 Notice, process, and service.—
On page 5, between lines 28 & 29,

insert:

2. The court shall order that the parental responsibility for a minor child be shared by both parents unless the court finds that shared parental responsibility would be detrimental to the child. Evidence that a parent has been convicted of a felony of the third degree or higher involving domestic violence, as defined in s. 741.28 and chapter 775, or meets the criteria of s. 39.806(1)(d), creates a rebuttable presumption of detriment to the child. If the presumption is not rebutted, shared parental responsibility, including visitation, residence of the child, and decisions made regarding the child, may not be granted to the convicted parent. However, the convicted parent is not relieved of any obligation to provide financial support. If the court determines that shared parental responsibility would be detrimental to the child, it may order sole parental responsibility and make such arrangements for visitation as will best protect the child or abused spouse from further harm. Whether or not there is a conviction of any offense of domestic violence or child abuse or the existence of an injunction for protection against domestic violence, the court shall consider evidence of domestic violence or child abuse as evidence of detriment to the child.

a. In ordering shared parental responsibility, the court may consider the expressed desires of the parents and may grant to one party the ultimate responsibility over specific aspects of the child's welfare or may divide those responsibilities between the parties based on the best interests of the child. Areas of responsibility may include primary residence, education, medical and dental care, and any other responsibilities that the court finds unique to a particular family.

b. The court shall order "sole parental responsibility, with or without visitation rights, to the other parent when it is in the best interests of" the minor child.

c. The court may award the grandparents visitation rights with a minor child if it is in the child's best interest. Grandparents have legal standing to seek judicial enforcement of such an award. This section does not require that grandparents be made parties or given notice of dissolution pleadings or proceedings, nor do grandparents have legal standing as "contestants" as defined in s. 61.1306. A court may not order that a child be kept within the state or jurisdiction of the court solely for the purpose of permitting visitation by the grandparents.

3. Access to records and information pertaining to a minor child, including, but not limited to, medical, dental, and school records, may not be denied to a parent because the parent is not the child's primary residential parent. Full rights under this subparagraph apply to either parent unless a court order specifically revokes these rights, including any restrictions on these rights as provided in a domestic violence injunction. A parent having rights under this subparagraph has the same rights upon request as to form, substance, and manner of access as are available to the other parent of a child, including, without limitation, the right to in-person communication with medical, dental, and education providers.

On page 8, line 19,
remove: (b) or (c)

and insert: paragraph (1)(b) or paragraph (1)(c),

On page 10, line 13,
remove: subparagraph

and insert: subsection

On page 10, line 15,
remove: , F.S
On page 10, line 16, after (7)

insert: (a)
On page 10, line 19,
remove: (a)

and insert: 1.
On page 10, line 22,
remove: (b)

and insert: 2.
On page 10, line 24,
remove: (c)

and insert: 3.
On page 10, line 26,
remove: (d)

and insert: (b)
On page 38, line 26,
remove: 61.524-61.640

and insert: 61.524-61.540

Rep. Cantens moved the adoption of the amendment, which was adopted.

The question recurred on the passage of CS/HB 549. The vote was:

Session Vote Sequence: 857

Yeas—113

The Chair	Crow	Holloway	Paul
Alexander	Cusack	Jennings	Peterman
Allen	Davis	Johnson	Pickens
Andrews	Detert	Jordan	Prieguez
Argenziano	Diaz-Balart	Joyner	Rich
Arza	Dockery	Justice	Richardson
Attkisson	Evers	Kallinger	Ritter
Atwater	Farkas	Kendrick	Romeo
Ausley	Fasano	Kilmer	Ross
Baker	Fields	Kosmas	Rubio
Ball	Fiorentino	Kottkamp	Russell
Barreiro	Flanagan	Kravitz	Ryan
Baxley	Frankel	Kyle	Seiler
Bean	Gannon	Lacasa	Simmons
Bendross-Mindingall	Garcia	Lee	Siplin
Bennett	Gardiner	Lerner	Slosberg
Bense	Gibson	Littlefield	Smith
Benson	Goodlette	Lynn	Sobel
Berfield	Gottlieb	Machek	Sorensen
Bilirakis	Green	Mack	Spratt
Bowen	Greenstein	Mahon	Stansel
Brown	Haridopolos	Mayfield	Trovillion
Brummer	Harper	McGriff	Waters
Bucher	Harrell	Meadows	Weissman
Bullard	Harrington	Mealor	Wiles
Byrd	Hart	Melvin	Wilson
Cantens	Henriquez	Murman	
Carassas	Heyman	Needelman	
Clarke	Hogan	Negron	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 615—A bill to be entitled An act relating to federally qualified health centers; creating the “Federally Qualified Health Center Access Program Act”; providing legislative findings and intent; providing for expansion of federally qualified health centers to provide comprehensive primary and preventive health care services; providing for financial assistance to centers that meet specified criteria; specifying that funds must be used for certain operating costs or capital improvement projects; providing for appointment of a panel to review applications for financial assistance; providing responsibilities of the Department of Health and the Florida Association of Community Health Centers, Inc.; providing for administration of the program and technical assistance to centers selected to receive financial assistance; providing an effective date.

—was read the third time by title.

The Procedural & Redistricting Council offered the following:

(Amendment Bar Code: 512427)

Technical Amendment 4—On page 1, line 12, after the semicolon, insert: providing contract requirements;

Rep. Kallinger moved the adoption of the amendment, which was adopted.

The question recurred on the passage of HB 615. The vote was:

Session Vote Sequence: 858

Yeas—106

Alexander	Cusack	Jennings	Negron
Allen	Davis	Johnson	Paul
Andrews	Detert	Jordan	Peterman
Argenziano	Diaz-Balart	Joyner	Pickens
Arza	Dockery	Justice	Prieguez
Atwater	Evers	Kallinger	Rich
Ausley	Farkas	Kendrick	Richardson
Baker	Fasano	Kilmer	Ritter
Ball	Fields	Kosmas	Romeo
Barreiro	Fiorentino	Kottkamp	Ross
Bean	Flanagan	Kravitz	Rubio
Bendross-Mindingall	Frankel	Kyle	Russell
Bennett	Gannon	Lacasa	Seiler
Bense	Garcia	Lee	Simmons
Benson	Gardiner	Lerner	Siplin
Berfield	Gibson	Littlefield	Slosberg
Bilirakis	Goodlette	Lynn	Smith
Bowen	Gottlieb	Machek	Sobel
Brown	Green	Mack	Sorensen
Brummer	Greenstein	Mahon	Stansel
Bucher	Haridopolos	Mayfield	Trovillion
Bullard	Harper	McGriff	Waters
Byrd	Harrell	Meadows	Weissman
Cantens	Harrington	Mealor	Wiles
Carassas	Henriquez	Melvin	Wilson
Clarke	Heyman	Murman	
Crow	Holloway	Needelman	

Nays—None

Votes after roll call:

Yeas—Hogan, Spratt

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

CS/HB 753—A bill to be entitled An act relating to coordination between district school boards and local governments; amending s. 163.3174, F.S.; requiring that the membership of all local planning agencies or equivalent agencies that review comprehensive plan

amendments and rezonings include a nonvoting representative of the district school board; creating s. 163.31776, F.S.; requiring certain local governments and school boards to enter into a public schools interlocal agreement; providing a schedule; providing for the content of the interlocal agreement; providing a waiver procedure associated with school districts having decreasing student population; providing a procedure for adoption and administrative challenge; providing sanctions for the failure to enter an interlocal agreement; amending s. 235.19, F.S.; revising certain site planning and selection criteria; amending s. 235.193, F.S.; requiring school districts to enter certain interlocal agreements with local governments; providing a schedule; providing for the content of the interlocal agreement; providing a waiver procedure associated with school districts having decreasing student population; providing a procedure for adoption and administrative challenge; providing sanctions for failure to enter an agreement; providing legislative intent as to pending litigation and associated appeals; providing a legislative finding that the act is a matter of great public importance; providing an effective date.

—was read the third time by title.

THE SPEAKER IN THE CHAIR

On passage, the vote was:

Session Vote Sequence: 859

Yeas—113

The Chair	Crow	Holloway	Paul
Alexander	Cusack	Jennings	Peterman
Allen	Davis	Johnson	Pickens
Andrews	Detert	Jordan	Prieguez
Argenziano	Diaz-Balart	Joyner	Rich
Arza	Dockery	Justice	Richardson
Attkisson	Evers	Kallinger	Ritter
Atwater	Farkas	Kendrick	Romeo
Ausley	Fasano	Kilmer	Ross
Baker	Fields	Kosmas	Rubio
Ball	Fiorentino	Kottkamp	Russell
Barreiro	Flanagan	Kravitz	Ryan
Baxley	Frankel	Kyle	Seiler
Bean	Gannon	Lacasa	Simmons
Bendross-Mindingall	Garcia	Lerner	Siplin
Bennett	Gardiner	Littlefield	Slosberg
Bense	Gibson	Lynn	Smith
Benson	Goodlette	Machek	Sobel
Berfield	Gottlieb	Mack	Sorensen
Bilirakis	Green	Mahon	Spratt
Bowen	Greenstein	Mayfield	Stansel
Brown	Haridopolos	Maygarden	Trovillion
Brummer	Harper	McGriff	Waters
Bucher	Harrell	Meadows	Weissman
Bullard	Harrington	Mealor	Wiles
Byrd	Hart	Melvin	Wilson
Cantens	Henriquez	Murman	
Carassas	Heyman	Needelman	
Clarke	Hogan	Negron	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

Messages from the Senate

First Reading by Publication

The Honorable Tom Feeney, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 86 and CS for CS for SB 108, as amended; passed CS for SB 132 and SB 172; passed CS for SB 176; CS for CS for SB 182; SB 184; and CS for SB 188, as amended; passed SB 208 and CS for SB 218;

passed CS for SB 256, as amended; passed SB 264; passed CS for SB 300, as amended; passed SB 332; CS for SB 334; and SB 346; passed SB 348; CS for CS for SB 362; and CS for SB 366, as amended; passed SBs 372 and 414; passed SB 424, as amended; passed CS for SB 428; passed CS for SB 434, as amended; passed CS for SB 462; passed CS for SB 520 and CS for CS for SB 522, as amended; passed SB 528; passed CS for SB 560 by the required Constitutional three-fifths vote of the members of the Senate; passed CS for CS for SB 566 and SBs 592 and 612; passed CS for SB 618, as amended; passed CS for SB 622; passed CS for CS for SB 632, as amended; passed CS for SB 674; passed CS for SB 678; CS for SB 688; SB 954; and CS for SB 998, as amended; passed SB 1028 and CS for SB 1120; passed CS for SB 1126; passed SB 1128, as amended; passed CS for SB 1268; CS for SB 1388; and SB 1390; passed CS for SB 1430 and CS for SB 1496, as amended; passed CS for SB 1912; passed CS for SB 2004, as amended; passed SB 2028; passed CS for SB 2048, as amended; passed SB 2054; passed CS for SB 2102, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Pruitt—

SB 86—A bill to be entitled An act relating to public records; providing an exemption from the public records law for individual records of children enrolled in Learning Gateway programs; providing for the release of such records for specified purposes; exempting from the public records law those records held by a Learning Gateway Program which would be confidential if held by a state agency; providing for future legislative review and repeal; providing a finding of public necessity; providing a contingent effective date.

Referred to the Council for Lifelong Learning.

By the Committees on Appropriations, Banking and Insurance and Senator Smith—

CS for CS for SB 108—A bill to be entitled An act relating to workers' compensation; amending s. 440.091, F.S.; specifying circumstances under which firefighters, emergency medical technicians, and paramedics are considered to be acting within the scope of their employment so as to qualify for workers' compensation benefits; providing a declaration of important state interest; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Regulated Industries and Senator Laurent—

CS for SB 132—A bill to be entitled An act relating to tobacco; prohibiting the sale, offer for sale, or display of tobacco products under specified circumstances; providing exceptions; providing a penalty; providing an effective date.

Referred to the Committee on Business Regulation and Council for Smarter Government.

By Senator Smith—

SB 172—A bill to be entitled An act relating to violation of the election code; amending s. 104.091, F.S.; providing that any person who conspires with another person to violate the election code or who knowingly gives aid to a person who has violated the code with intent to help such person avoid or escape detection, arrest, trial, or punishment shall be punished as if he or she had committed the violation; providing penalties; amending s. 777.04, F.S.; exempting certain violations of the Florida Election Code from provisions specifying the ranking of an offense under the Criminal Punishment Code; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Appropriations and Senator Silver—

CS for SB 176—A bill to be entitled An act relating to educational benefits for children of slain law enforcement officers and firefighters; amending ss. 112.19, 112.191, F.S.; providing for graduate or

postbaccalaureate educational expenses to be waived for children of officers or firefighters killed in the line of duty; providing for the waiver to apply to a state resident who attends a state institution as a full-time or part-time student until a specified age; providing an effective date.

Referred to the Calendar of the House.

By the Committees on Finance and Taxation, Criminal Justice and Senator Silver—

CS for CS for SB 182—A bill to be entitled An act relating to bingo; providing a short title; amending s. 849.0931, F.S.; defining the terms “instant bingo” and “deal”; providing rules for the operation of instant bingo games; providing penalties; providing an effective date.

Referred to the Calendar of the House.

By Senator Geller—

SB 184—A bill to be entitled An act relating to high occupancy vehicle lanes; amending s. 316.0741, F.S.; allowing certain energy-saving vehicles to travel in such lanes, regardless of occupancy; providing for a decal and registration certificate; providing for a fee; providing rulemaking authority; providing an effective date.

Referred to the Council for Ready Infrastructure.

By the Committee on Criminal Justice and Senator Smith and others—

CS for SB 188—A bill to be entitled An act relating to manslaughter; amending s. 782.07, F.S.; providing that a person who causes the death, through culpable negligence, of an officer, a firefighter, an emergency medical technician, or a paramedic while the officer, firefighter, emergency medical technician, or paramedic is performing duties of employment commits the offense of aggravated manslaughter; providing an enhanced penalty; providing an effective date.

Referred to the Calendar of the House.

By Senator Wasserman Schultz—

SB 208—A bill to be entitled An act relating to school facilities; amending s. 230.23, F.S.; providing an example of a school-within-a-school; amending s. 235.2157, F.S.; modifying small-school student-population limits; providing for exceptions to the small-school requirements; providing an effective date.

Referred to the Council for Lifelong Learning.

By the Committee on Commerce and Economic Opportunities and Senator Cowin—

CS for SB 218—A bill to be entitled An act relating to the rights of physically disabled persons; amending s. 413.08, F.S.; extending to people who have seizure disorders the right to be accompanied by a trained service dog in specified circumstances; providing penalties for violations of this section; conforming a provision relating to trainers of service dogs; providing an effective date.

Referred to the Committee on Business Regulation and Council for Smarter Government.

By the Committee on Health, Aging and Long-Term Care and Health, Aging and Long-Term Care —

CS for SB 256—A bill to be entitled An act relating to the Subscriber Assistance Program; amending s. 408.7056, F.S.; redesignating the Statewide Provider and Subscriber Assistance Program as the Subscriber Assistance Program; requiring the Subscriber Assistance Panel to hold the record of a grievance hearing open for a specified period after the hearing; revising the Agency for Health Care Administration's authority to obtain records associated with subscriber grievances; requiring the Agency for Health Care Administration to impose a fine for each violation relating to the production of records from a health care provider or managed care entity; specifying procedures for

handling a tie vote by the Subscriber Assistance Panel; specifying circumstances under which the agency or the Department of Insurance may delay issuance of a proposed final order or emergency order recommended by the panel; requiring that the Agency for Health Care Administration develop a training program for panel members; amending ss. 641.3154, 641.511, 641.58, F.S.; redesignating the Statewide Provider and Subscriber Assistance Panel as the Subscriber Assistance Panel; requiring that a subscriber or the provider acting on behalf of a subscriber be notified of the right to submit a written grievance if a case is unresolved; providing an effective date.

Referred to the Committee on Fiscal Policy & Resources and Council for Competitive Commerce.

By Senator King—

SB 264—A bill to be entitled An act relating to drug-free workplaces; amending s. 440.102, F.S.; clarifying that drug testing must be conducted in conformity with that section in order for an employer to qualify as having a drug-free workplace program; requiring certain contractors to implement a drug-free workplace program under certain circumstances; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Criminal Justice and Senators Miller and Lawson—

CS for SB 300—A bill to be entitled An act relating to limitation of actions; amending s. 775.15, F.S.; providing that certain time limitations for prosecuting a crime do not apply if the alleged perpetrator of an offense of sexual battery or lewd or lascivious battery is identified, after the expiration of such applicable time period, by analysis of DNA collected during the investigation of a crime or otherwise made available to a law enforcement agency; providing an effective date.

Referred to the Committee on Judicial Oversight and Council for Smarter Government.

By Senator King—

SB 332—A bill to be entitled An act relating to athlete agents; amending s. 468.452, F.S.; redefining the term “athlete agent”; amending s. 468.453, F.S.; revising licensure requirements; providing for service of process on nonresident agents; providing for temporary licenses; amending s. 468.454, F.S.; revising contract requirements; providing for cancellation of contracts; amending s. 468.456, F.S.; providing for increased administrative fines; amending s. 468.45615, F.S.; providing additional criminal penalties for certain acts; amending s. 468.4562, F.S.; revising provisions relating to civil remedies available to colleges and universities for violations of athlete agent regulations; amending s. 468.4565, F.S.; revising business record requirements; repealing s. 468.4563, F.S., relating to authority to require continuing education by athlete agents; repealing s. 468.4564, relating to license display requirements; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Judiciary and Senator King—

CS for SB 334—A bill to be entitled An act relating to anatomical gifts; amending ss. 765.510, 765.512, 765.516, 765.517, F.S.; amending the declaration of legislative intent; prohibiting modification of a donor's intent; providing that a donor document is legally binding; authorizing specified persons to furnish donors' medical records upon request; revising procedures by which the terms of an anatomical gift may be amended or the gift may be revoked; revising rights and duties with respect to the disposition of a body at death; proscribing legal liability; providing an effective date.

Referred to the Committee on Rules, Ethics & Elections.

By Senator Lawson—

SB 346—A bill to be entitled An act relating to professions; amending s. 455.271, F.S.; providing general authority for the reinstatement of

licenses that have become void; amending s. 473.313, F.S.; providing for the reinstatement of certain public accountancy licenses that have become void; amending s. 489.116, F.S.; providing for the reinstatement of certain contracting licenses that have become void; providing an effective date.

Referred to the Calendar of the House.

By Senator Futch—

SB 348—A bill to be entitled An act relating to the placement of rip current warning signs; creating s. 380.275, F.S.; providing for a cooperative effort among state agencies and local governments to plan for and assist in the placement of rip current warning signs; providing that the department shall direct and coordinate the program; requiring the development of a uniform rip current warning sign; authorizing the department to coordinate the distribution and erection of rip current warning signs; providing for rules; limiting the liability of participating governmental entities; providing an effective date.

Referred to the Calendar of the House.

By the Committees on Health, Aging and Long-Term Care, Banking and Insurance and Senator Saunders and others—

CS for CS for SB 362—A bill to be entitled An act relating to health insurance; amending s. 408.7057, F.S.; redefining “managed care organization”; including preferred provider organization and health insurers in the claim dispute resolution program; specifying timeframes for submission of supporting documentation necessary for dispute resolution; providing consequences for failure to comply; authorizing the agency to impose fines and sanctions as part of final orders; amending s. 626.88, F.S.; redefining the term “administrator,” with respect to regulation of insurance administrators; amending s. 627.613, F.S.; revising time of payment of claims provisions; providing requirements and procedures for payment or denial of claims; providing criteria and limitations; revising rate of interest charged on overdue payments; providing for electronic transmission of claims; providing a penalty; providing for attorney's fees and costs; establishing a permissive error ratio and providing guidelines for applying the ratio; prohibiting contractual modification of provisions of law; providing applicability; creating s. 627.6142, F.S.; defining the term “authorization”; requiring health insurers to provide lists of medical care and health care services that require authorization; prohibiting denial of certain claims; providing procedural requirements for determination and issuance of authorizations of services; amending s. 627.638, F.S.; providing for direct payment for services in treatment of a psychological disorder or substance abuse; amending s. 627.651, F.S.; conforming a cross-reference; amending s. 627.662, F.S.; specifying application of certain additional provisions to group, blanket, and franchise health insurance; amending s. 641.185, F.S.; entitling health maintenance organization subscribers to prompt payment when appropriate; amending s. 641.234, F.S.; providing that health maintenance organizations remain liable for certain violations that occur after the transfer of certain financial obligations through health care risk contracts; amending s. 641.30, F.S.; conforming a cross-reference; amending s. 641.3155, F.S.; revising definitions; eliminating provisions that require the Department of Insurance to adopt rules consistent with federal claim-filing standards; providing requirements and procedures for payment of claims; requiring payment within specified periods; revising rate of interest charged on overdue payments; requiring employers to provide notice of changes in eligibility status within a specified time period; providing a penalty; entitling health maintenance organization subscribers to prompt payment by the organization for covered services by an out-of-network provider; requiring payment within specified periods; providing payment procedures; establishing a permissive error ratio and providing guidelines for applying the ratio; providing penalties; amending s. 641.3156, F.S.; defining the term “authorization”; requiring health maintenance organizations to provide lists of medical care and health care services that require authorization; prohibiting denial of certain claims; providing procedural requirements for determination and issuance of authorizations of services; amending ss. 626.9541, 641.3903, F.S.; providing that untruthfully notifying a provider that a filed claim

has not been received constitutes an unfair claim-settlement practice by insurers and health maintenance organizations; providing penalties; amending s. 641.51, F.S.; revising provisions governing examinations by ophthalmologists; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Transportation and Senator Crist—

CS for SB 366—A bill to be entitled An act relating to state uniform traffic control; creating the “Move Over Act”; amending s. 316.126, F.S.; providing requirements with respect to authorized emergency vehicles making use of visual signals when parked; providing for the disposition of fines; amending s. 316.2397, F.S.; authorizing the use of emergency lights and sirens on certain vehicles; authorizing wreckers to use amber rotating or flashing lights under certain circumstances; amending s. 318.18, F.S.; providing a penalty for a violation of s. 316.126(1)(b), F.S.; amending s. 318.21, F.S.; providing a civil penalty for violation of s. 316.126(1)(b), F.S.; providing an effective date.

Referred to the Calendar of the House.

By Senators Sullivan and Holzendorf—

SB 372—A bill to be entitled An act relating to student assessment; amending s. 229.57, F.S.; providing requirements relating to passing scores on the grade 10 Florida Comprehensive Assessment Test; providing an effective date.

Referred to the Council for Lifelong Learning.

By the Committee on Health, Aging and Long-Term Care—

SB 414—A bill to be entitled An act relating to the long-term care ombudsman program; amending s. 400.0069, F.S.; increasing the maximum membership of the local long-term care ombudsman councils; amending s. 400.0089, F.S.; requiring the State Long-Term Care Ombudsman Council to publish complaint information quarterly; amending s. 400.0091, F.S.; specifying training requirements for employees of the Office of the State Long-Term Care Ombudsman and its volunteers; providing an effective date.

Referred to the Committee on Rules, Ethics & Elections.

By Senator Jones—

SB 424—A bill to be entitled An act relating to retired judges; amending s. 25.073, F.S.; redefining the term “retired justice” or “retired judge” with respect to certain justices or judges assigned to temporary duty; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Comprehensive Planning, Local and Military Affairs and Senator Miller—

CS for SB 428—A bill to be entitled An act relating to adult entertainment establishments; amending s. 847.0134, F.S.; revising the prohibition against locating an adult entertainment establishment within a specified distance from a school; requiring that such establishment be approved by the county or municipality and the district school board; providing an effective date.

Referred to the Council for Healthy Communities.

By the Committee on Transportation and Senator Smith and others—

CS for SB 434—A bill to be entitled An act providing for the submission of current information for the preparation of jury lists; amending s. 40.011, F.S.; requiring the Department of Highway Safety and Motor Vehicles to periodically deliver jury lists to the clerks of circuit courts; amending s. 40.022, F.S.; requiring the Department of Law Enforcement to establish procedures for submitting certain information; amending s. 322.051, F.S.; requiring applications for identification cards issued by the Department of Highway Safety and Motor Vehicles to specify the county of residence; amending s. 322.08,

F.S.; requiring applications for driver’s licenses to specify the county of residence; providing an effective date.

Referred to the Committee on Rules, Ethics & Elections.

By the Committee on Finance and Taxation and Senator Pruitt—

CS for SB 462—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.08, F.S.; providing for the maximum tax that must be paid on unsecured obligations; conforming cross-references; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Transportation and Senator Brown-Waite and others—

CS for SB 520—A bill to be entitled An act relating to driver’s licenses; amending s. 322.051, F.S.; revising application requirements for the issuance of an identification card; revising the expiration period for an identification card issued to a person who established his or her identity by using specified identification documents; amending s. 322.08, F.S.; revising application requirements for the issuance of a driver’s license; amending s. 322.17, F.S.; revising requirements relating to the issuance of a duplicate driver’s license; amending s. 322.18, F.S.; revising the expiration period for a driver’s license issued to a person who established his or her identity by using specified identification documents; requiring a person issued such a license to renew it in person and submit certain identification documents; amending s. 322.19, F.S.; revising requirements relating to name and address changes for driver’s licenses; amending s. 322.212, F.S.; prohibiting a person from knowingly selling, manufacturing, or delivering, or offering to sell, manufacture, or deliver, any blank, forged, stolen, fictitious, counterfeit, or unlawfully issued driver’s license or identification card or any instrument in the similitude of such license or card; authorizing investigations of a violation of certain provisions; providing a penalty; amending s. 921.0022, F.S.; correcting statutory reference; providing an effective date.

Referred to the Calendar of the House.

By the Committees on Criminal Justice, Transportation and Senator Sebesta—

CS for CS for SB 522—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.003, F.S.; providing that certain vehicles of the Department of Health are authorized emergency vehicles; amending s. 316.2397, F.S.; authorizing the emergency-response vehicles of the Department of Health to use red flashing lights; reenacting s. 316.520, F.S., relating to penalties for violation of load limits on vehicles; amending s. 318.1451, F.S.; revising provisions governing driver improvement schools; amending s. 319.001, F.S.; revising definitions with respect to component parts of motor vehicles; amending s. 319.14, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to affix a decal on rebuilt motor vehicles; redefining the term “assembled from parts” and eliminating the definition of the term “combined”; providing a penalty for the removal of rebuilt decals; amending s. 319.22, F.S.; prohibiting the transfer of title without a purchaser’s name; providing a penalty; amending s. 319.30, F.S.; redefining the term “major component part”; providing a penalty for falsely reporting certain information to the Department of Highway Safety and Motor Vehicles; amending s. 319.22, F.S.; prohibiting the transfer of title without a purchaser’s name; providing a penalty; amending s. 319.32, F.S.; revising provisions relating to the electronic transfer of funds; amending s. 319.33, F.S.; revising provisions relating to state-assigned vehicle identification numbers; amending s. 320.03, F.S.; revising provisions relating to the electronic transfer of funds; amending s. 320.27, F.S.; revising provisions relating to the denial, suspension, or revocation of motor vehicle dealer licenses; amending s. 320.60, F.S.; redefining the term “motor vehicle”; amending s. 322.095, F.S.; revising provisions governing traffic law and substance abuse education courses; amending s. 328.73, F.S.; revising provisions relating to the electronic transfer of funds; amending s. 713.78, F.S.; limiting the number of times a

certificate of destruction may be reassigned; authorizing employees of the Department of Highway Safety and Motor Vehicles and law enforcement officers to inspect certain records; providing penalties for failure to maintain or produce certain records; providing an effective date.

Referred to the Calendar of the House.

By Senator Campbell—

SB 528—A bill to be entitled An act relating to attorney's fees; amending s. 57.105, F.S.; providing for serving of motions seeking sanctions allowed for unsupported claims or defenses or delay of litigation; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Criminal Justice and Senator Futch—

CS for SB 560—A bill to be entitled An act relating to the Inmate Welfare Trust Fund; amending s. 945.215, F.S.; prohibiting use of funds for certain purposes; authorizing use of funds for certain purposes; providing an effective date.

Referred to the Calendar of the House.

By the Committees on Regulated Industries, Comprehensive Planning, Local and Military Affairs and Senator Sebesta—

CS for CS for SB 566—A bill to be entitled An act relating to recreational activities at facilities for elderly or disabled adults; authorizing bingo games for residents or clients of certain facilities for the elderly or disabled, and their guests; providing conditions; providing for use of proceeds; providing exemption from local regulation and fees; providing an effective date.

Referred to the Committee on Business Regulation and Council for Smarter Government.

By Senator Peaden—

SB 592—A bill to be entitled An act providing for adoption assistance; creating s. 409.406, F.S.; providing authority for the Department of Children and Family Services to enter into interstate agreements with other participating states for medical and other necessary services for special-needs children; establishing procedures for interstate delivery of adoption assistance and related services and benefits; providing for rules; creating s. 409.407, F.S.; prohibiting expansion of the state's financial commitment; providing an effective date.

Referred to the Calendar of the House.

By Senator Peaden—

SB 612—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding carisoprodol to Schedule IV of the controlled substance standards and schedules; reenacting ss. 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(11)(b), 458.326(3), 817.563, 831.31(1)(a) and (2), 856.015(1)(d), 893.02(4), 893.13(1)(a), (c), (d), (e), and (f), (2)(a), (4)(b), and (5)(b), 921.0022(3)(b), (c), and (e), F.S., relating to driving under the influence, persons under 21 years of age driving with a blood-alcohol or breath-alcohol level in excess of a specified threshold, boating under the influence, drug-free workplace program requirements, treatment of intractable pain, sale of substance in lieu of controlled substance, counterfeit controlled substances, open house parties, the definition of "controlled substance," prohibited acts involving controlled substances, and the offense severity ranking chart, respectively, to incorporate the amendment to s. 893.03, F.S., in references thereto; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Ethics and Elections and Senator Sanderson—

CS for SB 618—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; redefining the term "provisional ballot";

amending s. 97.0555, F.S.; requiring late registration to be done in the office of the supervisor of elections; amending s. 98.045, F.S.; including the statewide voter registration database in provisions governing the administration of voter registration; amending s. 98.0977, F.S.; revising provisions relating to accessing agency data for the statewide voter registration database; amending s. 98.0979, F.S.; revising provisions for requesting and furnishing voter registration information from the statewide voter registration database; amending s. 100.011, F.S.; providing that a voter who is in line when the polls are scheduled to close must be allowed to vote; amending s. 98.255, F.S.; correcting a cross-reference relating to voter rights and responsibilities; amending s. 101.031, F.S.; revising the Voter's Bill of Rights to clarify that a voter may cast a vote if he or she is in line at the official closing of the polls in the county; eliminating provisions specifying voter responsibilities; amending s. 101.048, F.S.; revising the procedure for completing and canvassing provisional ballots; revising the Provisional Ballot Voter's Certificate; amending s. 101.151, F.S.; revising specifications for ballots; creating s. 101.2512, F.S.; providing requirements for the printing of candidates' names on general election ballots; creating s. 101.475, F.S.; prescribing poll-worker procedures where the name of a potential voter is not on the precinct register; amending s. 101.5601, F.S.; revising a reference; amending s. 101.5606, F.S.; revising requirements for voting systems with respect to overvoted and undervoted ballots; amending s. 101.5608, F.S.; revising a reference; amending s. 101.5611, F.S.; modifying voting instruction requirements; amending s. 101.5612, F.S.; revising requirements for sample testing of electronic or electromechanical tabulation devices; correcting terminology; amending s. 101.5614, F.S.; revising provisions for duplicating defective ballots for purposes of tallying valid votes; clarifying the prohibition against releasing the results of an election prior to the closing of the polls; eliminating obsolete provisions; amending s. 101.595, F.S.; limiting the information on voting problems that supervisors of elections are required to report to the Department of State following a general election; amending s. 101.68, F.S.; clarifying the prohibition against releasing the results of a canvassing or processing of absentee ballots prior to the closing of the polls; amending s. 101.69, F.S.; revising requirements for electors who have received absentee ballots but desire to vote in person; amending s. 102.014, F.S.; revising minimum training requirements for poll workers; amending s. 102.141, F.S.; revising times for canvassing boards to submit unofficial returns to the Department of State, including those submitted after a recount has been conducted; providing for the duplication of ballots that are damaged and cannot be counted by the automatic tabulating equipment during a recount; eliminating obsolete provisions; amending s. 102.166, F.S.; revising the date by which a request for a manual recount must be made; requiring comparison of duplicate ballots with their original ballots during a manual recount; amending s. 46, ch. 2001-40, Laws of Florida; providing campaign finance reporting requirements preceding the 2002 primary election for candidates involved in public campaign financing races; amending s. 105.031, F.S.; providing an earlier qualifying period for candidates for judicial office; repealing s. 101.22, F.S., relating to the voting procedure for paper ballots; repealing s. 101.5615, F.S., relating to recounts and election contests under the "Electronic Voting Systems Act"; repealing s. 101.72, F.S., relating to voting booths and compartments; providing effective dates.

Referred to the Calendar of the House.

By the Committee on Criminal Justice and Senator Miller and others—

CS for SB 622—A bill to be entitled An act relating to commercial transportation; providing a penalty for the illegal use of any means of public or commercial transportation or conveyance to commit any felony or to facilitate the commission of any felony; providing an effective date.

Referred to the Calendar of the House.

By the Committees on Appropriations, Children and Families and Senator Peaden—

CS for CS for SB 632—A bill to be entitled An act relating to out-of-home care; repealing s. 39.521(5), F.S., relating to the mandatory

assessment of specified children for placement in licensed residential group care; creating s. 39.523, F.S.; prescribing procedures for the mandatory assessment of certain children for placement in licensed residential group care; providing for reports; providing for a residential group care appropriations category in the General Appropriations Act; providing for funding increases to be appropriated in a lump-sum category; specifying that the release of certain funds is contingent on the approval of a spending plan; prescribing elements of the plan; authorizing one-time startup funding; amending s. 39.407, F.S.; clarifying that the Department of Children and Family Services may place a child who is in its custody in a residential treatment center without prior approval of the court; amending s. 409.1671, F.S.; providing intent that the Department of Children and Family Services and the Department of Juvenile Justice establish an interagency agreement regarding referral to residential group care facilities; specifying that a residential group care facility must be licensed as a child-caring agency; requiring such facilities serving certain children to meet specified staff qualifications; redefining and adding terms; redefining the term "serious behavioral problems"; authorizing the department to adopt rules; specifying timeframes for initiating and for completing privatization of foster care and related services; providing for the establishment of a model comprehensive residential services program in specified counties; providing that community-based providers and subcontractors require employees to obtain bodily injury liability insurance on personal automobiles; providing certain immunity from liability when transporting clients in privately owned automobiles; directing the Department of Children and Family Services to adopt written policies and procedures for contract monitoring of community-based providers; modifying the requirement for community-based providers to furnish information to the department; modifying the conditions under which a provider may close a case; modifying the requirements concerning dual licensure of foster homes; eliminating the authority for a risk pool; requiring the development of a proposal for a shared-earnings program; providing direction for the development of the proposal; providing for submission of the proposal to the Legislative Budget Commission and for submission to the Legislature under certain conditions; expanding the program relating to excess federal earnings and certain additional state funds to additional entities; eliminating a specified expiration for this program; requiring that the Legislature appropriate a lump sum in the Administered Funds Program each year for a specified purpose; specifying the type of bond that may be required; eliminating an obsolete review requirement; amending s. 409.1676, F.S.; removing a reference to specific districts and regions of the department; amending s. 409.175, F.S.; defining the term "family foster group home"; amending s. 409.906, F.S.; expanding the authority for the establishment of child welfare targeted case management projects; eliminating reference to a pilot project; eliminating the requirement to report to the Child Welfare Estimating Conference regarding targeted case management; directing the Office of Program Policy Analysis and Government Accountability, in consultation with the Agency for Health Care Administration, to conduct a review of the process for placing children for residential mental health treatment; providing for a report to the Governor and Legislature; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Comprehensive Planning, Local and Military Affairs and Senator Miller—

CS for SB 674—A bill to be entitled An act relating to fire hydrants; requiring owners of private fire hydrants to contract with licensed professionals or local fire control authorities to inspect and service such hydrants; providing an effective date.

Referred to the Committee on Fiscal Policy & Resources and Council for Smarter Government.

By the Committee on Natural Resources and Senator Pruitt—

CS for SB 678—A bill to be entitled An act relating to pollution reduction; amending s. 403.067, F.S.; authorizing the development of interim measures or best-management practices for specified water bodies or segments for which total maximum daily loads or allocations

have not yet been established; amending s. 403.121, F.S.; providing that a professional engineer is not the agent of an owner or tenant for purposes of enforcing penalties for unpermitted dredging or filling or mangrove trimming; amending s. 373.4595, F.S.; providing eligibility requirements for available grants from coordinating agencies; providing additional requirements for land application of domestic wastewater residuals and septage after a certain date; providing penalties for violations; amending s. 403.08725, F.S.; extending the time limit for approval by the United States Environmental Protection Agency of this section as being in compliance with specified federal requirements; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Commerce and Economic Opportunities and Senator Futch—

CS for SB 688—A bill to be entitled An act relating to the Spaceport Florida Authority; amending ss. 74.011, 196.012, 212.02, 288.063, 288.075, 288.35, 288.9415, 288.9515, 330.30, 331.301, 331.302, F.S.; changing the name of the Spaceport Florida Authority to the Florida Space Authority; amending s. 331.303, F.S.; defining the term "Spaceport Florida"; conforming provisions to the name change; amending s. 331.304, F.S.; naming certain spaceport territory; revising the boundaries of spaceport territory; amending s. 331.308, F.S.; conforming provisions to the name change; revising membership of and procedures related to the board of supervisors; designating the Lieutenant Governor as the chair of the board of supervisors and as the state's space policy leader; amending s. 331.3101, F.S.; conforming provisions to the name change; amending s. 331.349, F.S.; changing the fiscal year of the authority; amending s. 331.360, F.S.; conforming provisions to the name change; conforming a cross-reference; amending s. 331.367, F.S.; revising the membership, mission, administration, and reporting requirements of the Spaceport Management Council and its executive board; amending ss. 331.368, 331.405, 331.411, 339.137, 339.175, 768.28, F.S.; conforming provisions to the name change; deleting obsolete provisions; providing effective dates.

Referred to the Calendar of the House.

By Senator Smith—

SB 954—A bill to be entitled An act relating to county and municipal employees and contractors; authorizing a county or municipality to require, by ordinance, the screening of an employee, appointee, or applicant for employment or appointment to a position that is critical to security or public safety; authorizing the screening of a contractor, vendor, repair person, or delivery person who has access to public facilities that are critical to security or public safety; requiring that fingerprints of applicants and employees be submitted to the Department of Law Enforcement and the Federal Bureau of Investigation for a check of criminal history records; authorizing the county or municipality to use information obtained from a criminal history record check to determine a person's eligibility for employment or appointment; amending s. 112.011, F.S.; permitting denial of employment under certain circumstances by counties and municipalities for positions deemed to be critical to security or public safety; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Criminal Justice and Senator Smith—

CS for SB 998—A bill to be entitled An act relating to criminal justice; amending ss. 790.163, 790.164, F.S.; prohibiting making a false report concerning the placing or planting of a weapon of mass destruction; providing a penalty; prohibiting the court from suspending or withholding adjudication of guilt or imposition of sentence for such offense; providing that proof of a person knowingly making a false report is prima facie evidence of intent to deceive or provide misinformation; amending s. 790.165, F.S.; revising the elements of the offense of planting a hoax bomb to prohibit sending, mailing, or using a hoax bomb or threatening, attempting, or conspiring to use a hoax bomb; enhancing the penalty imposed for committing such offense; amending s. 790.166,

F.S.; redefining the term "weapon of mass destruction" to include a device or object that is intended to kill or injure an animal, that involves a biological agent, or that is designed to release radiation or any biological agent, toxin, vector, or delivery system; prohibiting the court from suspending or withholding adjudication of guilt or imposition of sentence for specified offenses involving a hoax weapon of mass destruction; providing that proof a device caused injury or death or released radiation is prima facie evidence that the device was designed or intended to cause such death, injury, or release; providing that it is a felony of the second degree to possess, display, or threaten to use a hoax weapon of mass destruction while committing or attempting to commit a felony; providing that certain devices or instruments are not weapons of mass destruction; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming cross-references and provisions to changes made by the act; providing an effective date.

Referred to the Calendar of the House.

By Senator Peaden—

SB 1028—A bill to be entitled An act relating to pharmacy; amending s. 465.009, F.S.; allowing continuing professional pharmaceutical education requirements to be met at any time during the biennium preceding application for license renewal by eliminating the requirement that a specified number of hours of the biennial requirements be done each year; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Finance and Taxation and Senator Rossin—

CS for SB 1120—A bill to be entitled An act relating to non-ad valorem assessments; amending s. 197.3632, F.S., relating to the uniform method for the levy, collection, and enforcement of non-ad valorem assessments; defining the term "levied for the first time"; specifying the circumstances in which a local government must adopt a non-ad valorem assessment roll at a public hearing; prescribing requirements relating to the notice that must be given before such a hearing is held; amending s. 191.011, F.S.; revising the procedure for the adoption of a non-ad valorem assessment roll by an independent special fire control district; amending s. 192.0105, F.S.; revising provisions governing notice of non-ad valorem assessment hearings; providing an effective date.

Referred to the Committees on Fiscal Policy & Resources; Local Government & Veterans Affairs; and Fiscal Responsibility Council.

By the Committee on Banking and Insurance and Senator Posey and others—

CS for SB 1126—A bill to be entitled An act relating to property insurance plans; creating the Insurance Policy Holder Protection Act; amending ss. 627.351, 627.3511, F.S.; revising certain agent commission payment and policy servicing procedures and requirements; adding an area eligible for coverage from the Florida Windstorm Underwriting Association; creating s. 627.3517, F.S.; preserving a policyholder's right to select and maintain certain agents; authorizing the Department of Insurance to adopt rules to preserve such right; providing application; providing an effective date.

Referred to the Calendar of the House.

By Senator Saunders—

SB 1128—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 121.021, 121.0515, F.S.; including certain members employed as Federal Aviation Administration-licensed pilots authorized to provide mosquito control services in the special risk class; providing exceptions; providing an effective date.

Referred to the Committee on State Administration and Fiscal Responsibility Council.

By the Committee on Regulated Industries and Senator Campbell—

CS for SB 1268—A bill to be entitled An act relating to the Florida State Boxing Commission; amending s. 548.002, F.S.; providing

definitions; amending s. 548.003, F.S.; requiring one member of the Florida State Boxing Commission to be a licensed physician; providing additional duties and responsibilities of the commission; amending s. 548.006, F.S.; providing for provisional certification of competitiveness of mixed martial arts and kickboxing matches; amending s. 548.008, F.S.; providing that the prohibition of toughman and badman competitions shall not preclude mixed martial arts; creating s. 548.015, F.S.; authorizing the commission to require the posting of a bond or other form of security by concessionaires; amending s. 548.017, F.S.; conforming terminology; providing requirements for ringside physicians; requiring concessionaires to be licensed; amending s. 548.021, F.S.; providing a criminal penalty for attempting to obtain a license by means of fraudulent information; creating s. 548.024, F.S.; authorizing the commission to adopt rules providing for background investigations of applicants for licensure; providing for the submission of fingerprint cards; providing procedure for processing fingerprint cards; amending s. 548.028, F.S.; expanding provisions with respect to persons whom the commission may not license; amending s. 548.035, F.S.; requiring a minimum permit fee for mixed martial arts events; amending s. 548.041, F.S.; providing requirements and restrictions with respect to age, condition, and suspension of participants; providing for revocation of license under specified circumstances; amending s. 548.043, F.S.; clarifying provisions relating to weights and classes of participants; prescribing glove weights for mixed martial arts participants; providing requirements and procedure for the weighing of participants in a boxing match; amending s. 548.046, F.S.; revising provisions with respect to physicians' attendance at boxing matches; providing state insurance coverage and sovereign immunity protection for assigned physicians; authorizing blood tests of participants prior to a match; providing for cancellation of the match for a test showing the presence of a communicable disease or for failure to present blood test results, if required; authorizing the commission to adopt rules relating to blood tests; requiring the provision of urine samples by participants under specified circumstances; providing for revocation of license for failure or refusal to provide a required urine sample; providing conditions with respect to forfeiture and redistribution of purse upon failure or refusal to provide a required urine sample; specifying authority of physicians at boxing matches; providing procedure in the event of injury of a referee; amending s. 548.049, F.S.; increasing the minimum coverage amount of required insurance for participants in boxing matches; requiring promoters to pay any deductible for such insurance policy; amending s. 548.05, F.S.; providing additional requirements with respect to contracts between managers and professionals; conforming terminology; amending s. 548.052, F.S.; conforming terminology; amending s. 548.057, F.S.; revising provisions relating to attendance of referees and judges at matches, the scoring of matches, and seconds at matches to provide for applicability of requirements with respect thereto to all matches; revising terminology; placing specified restrictions on judges of boxing matches; providing requirements with respect to number and location of judges; amending s. 548.06, F.S., relating to payments to the state; revising components which constitute gross receipts; providing requirements with respect to the sale or extension of rights to a telecast of a match held in the state; requiring a written report; requiring concessionaires to file specified written reports; providing requirements with respect to written reports; amending s. 548.061, F.S.; revising provisions relating to the required filing of reports regarding, and payment of tax from the sale of tickets for, closed circuit telecasts to provide applicability of such requirements to any match; amending s. 548.074, F.S.; providing that the department shall have the power to administer oaths, take depositions, make inspections, serve subpoenas, and compel the attendance of witnesses and other evidence; amending s. 548.075, F.S.; authorizing the commission to adopt rules to permit the issuance of citations; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Education and Senator Pruitt—

CS for SB 1388—A bill to be entitled An act relating to instructional personnel; amending s. 231.17, F.S.; requiring certain competencies as a prerequisite to initial professional certification; amending s. 231.29,

F.S.; requiring procedures to be included in school district evaluation systems for instructional personnel; requiring review by the Department of Education; requiring development and implementation of certain professional development training components; providing an effective date.

Referred to the Council for Lifelong Learning.

By Senator Pruitt—

SB 1390—A bill to be entitled An act relating to education; expressing the legislative intent to amend s. 229.05371, F.S., relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 232.245, F.S.; requiring a school district to notify the parent of a student who does not take the statewide assessments; requiring a parent's signed consent for the provision of instructional modifications that would not be permitted on the statewide assessments; amending s. 229.57; requiring a school district to notify the parent of a student who does not take the statewide assessments; requiring a school district to notify a parent when a student is provided with instructional modifications that are not allowable in the statewide assessment program and to inform the parent regarding the impact of nonparticipation on the student's ability to meet expected proficiency levels; providing an effective date.

Referred to the Council for Lifelong Learning.

By the Committee on Transportation and Senators Garcia and Jones—

CS for SB 1430—A bill to be entitled An act relating to road and bridge designations; designating a portion of a roadway in the City of Miami in Miami-Dade County as "Enrique Valledor Way"; designating N.W. 87th Street in Miami-Dade County as Bureau of Alcohol Tobacco and Firearms Special Agents Ariel Rios and Eddie Benitez Memorial Way; dedicating the new Rose Bay bridges between the Cities of New Smyrna Beach and Port Orange to honor U.S. military POW's and MIA's; designating a portion of I-275 in Pinellas County as the "St. Petersburg Parkway"; renaming a portion of State Road 580 within the city limits of Temple Terrace as the "Temple Terrace Parkway"; designating a portion of State Road 50 in Orange County as Martin L. King, Jr., Drive; designating "Judge Steve Levine Boulevard" in Miami-Dade County; designating the new U.S. Highway 27 road and bridge in the City of Moore Haven as the "Mamie Langdale Memorial Bridge"; designating the old Nassau Sound Bridge in Nassau and Duval Counties as the "George Crady Bridge"; designating bridge number 550122 in Tallahassee as the "Veterans Memorial Bridge"; designating a portion of U.S. Highway 17 as the "Doyle Parker Memorial Highway"; designating a portion of State Road 77 as the "Lynn Haven Parkway"; designating the New River Bridge in Bradford and Union Counties as the "John S. 'Steve' Dennard Bridge"; designating a portion of State Road 121 as the "Ed Fraser Memorial Highway"; designating a portion of State Road 16 as the "Correctional Officers Memorial Highway"; designating a portion of U.S. Highway 41 in White Springs as the "Martin Luther King, Jr., Memorial Highway"; designating a portion of Interstate 75 as the "Purple Heart Memorial Highway"; designating the "Korean War Veterans Memorial Highway" in Seminole County; designating a portion of U.S. Highway 17 as the "Jerome A. Williams Memorial Highway"; designating a portion of State Road 100 in Flagler County as Veterans Memorial Highway; designating a portion of Semoran Boulevard in the City of Orlando, Orange County, as "Toni Jennings Boulevard"; designating a portion of State Road 19 in Lake County as the "Private Robert M. McTureous, Jr., U.S.M.C., Medal of Honor Memorial Highway"; designating "Steven Cranman Boulevard" and "Ethel Beckford Boulevard" in Miami-Dade County; designating "Phicol Williams Boulevard" in Miami-Dade County; designating "Arthur Mays Boulevard" in Miami-Dade County; designating "Jean-Jacques Dessalines Boulevard" in Miami-Dade County; designating "Toussaint L'Ouverture Boulevard" in Miami-Dade County; designating "Frederick Douglass Boulevard" in Miami-Dade County; designating "Dr. Luis Conte-Aguero Way" in Miami-Dade County; designating "Olga Choren and Tony Alvarez Way" in Miami-Dade County; designating the "L.E. Buie bridge in Miami-Dade County; designating "Borinquen

Boulevard" in Miami-Dade County; designating 96th Street in Miami-Dade County as the "Stanley Whitman Boulevard"; designating Miami Gardens Drive as the "Ronald A. Silver Boulevard"; designating the "All-American Parkway" in Miami-Dade County; directing the Department of Transportation to erect suitable markers; designating the "Senator Ginny Brown-Waite Highway" in Hernando County; directing the Department of Transportation to erect suitable markers; designating a portion of Golfair Boulevard in Jacksonville as "Holzendorf Boulevard"; providing an effective date.

Referred to the Committee on Rules, Ethics & Elections.

By the Committee on Health, Aging and Long-Term Care and Senators Campbell and Peaden—

CS for SB 1496—A bill to be entitled An act relating to nursing training programs; amending s. 464.019, F.S.; revising provisions governing approval of training programs by the Board of Nursing; providing for the adoption of rules; exempting certain programs from board oversight; providing for the review of certain substandard programs; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Commerce and Economic Opportunities and Senator Peaden—

CS for SB 1912—A bill to be entitled An act relating to defense contractors; amending s. 288.1045, F.S.; redefining the term "Department of Defense contract"; revising the required minimum percentage of gross receipts derived from Department of Defense contracts; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Regulated Industries and Senator Campbell—

CS for SB 2004—A bill to be entitled An act relating to condominiums; creating s. 718.701, F.S.; providing definitions; creating s. 718.702, F.S.; providing for master association meetings; requiring certain notices; establishing meeting rules; creating s. 718.703, F.S.; providing powers of the Division of Florida Land Sales, Condominiums, and Mobile Homes over master associations; creating s. 718.704, F.S.; requiring master associations to provide certain financial records or statements; providing an effective date.

Referred to the Committees on Business Regulation and Judicial Oversight.

By Senator Pruitt—

SB 2028—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; providing for the adoption of the 2002 version of the Internal Revenue Code; providing for retroactivity; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Health, Aging and Long-Term Care and Senator Saunders—

CS for SB 2048—A bill to be entitled An act relating to Medicaid services; providing a short title; providing coverage for certain organ-transplant services; amending s. 409.915, F.S.; exempting counties from contributions for such services; providing an effective date.

Referred to the Calendar of the House.

By Senator Silver—

SB 2054—A bill to be entitled An act relating to building designations; designating a building under construction in Tallahassee as the "Elaine Gordon Children's Medical Services Building"; directing the Department of Health to erect suitable markers; providing an effective date.

Referred to the Calendar of the House.

By the Committee on Banking and Insurance and Senator Villalobos—

CS for SB 2102—A bill to be entitled An act relating to service agreements; amending s. 634.011, F.S.; revising the definition of “motor vehicle service agreement”; amending s. 634.041, F.S.; revising the definition of “corporation”; requiring service agreement companies to maintain contractual liability insurance and limiting those to whom vehicle protection products may be sold; amending s. 634.121, F.S.; providing service agreement form requirements; amending s. 634.191, F.S.; revising the definition of unfair competition or unfair or deceptive acts or practices for purposes of disciplinary actions against a salesperson; amending s. 634.406, F.S.; revising the financial requirements for warranty associations to qualify for contractual liability policies covering claims exposure under contracts delivered in this state; providing an effective date.

Referred to the Calendar of the House.

Motion to Adjourn

Rep. Byrd moved that the House adjourn for the purpose of holding committee and council meetings and conducting other House business, to reconvene at 10:00 a.m., Tuesday, March 12. The motion was agreed to.

Votes After Roll Call

[Date(s) of Vote(s) and Sequence Number(s)]

Rep. Alexander:

Yeas—March 7: 812, 821

Rep. Davis:

Yeas—March 7: 821

Rep. Fasano:

Yeas—March 7: 796

Rep. Fields:

Yeas—March 7: 835, 836

Rep. Greenstein:

Yeas—March 7: 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 815, 816, 817, 818, 819, 820, 821, 825, 826, 827, 828, 829, 830, 831, 832

Nays—March 7: 814

Rep. Heyman:

Yeas—March 7: 835, 836

Rep. Russell:

Yeas—March 5: 793; March 7: 835, 836

Rep. Seiler:

Yeas—March 6: 831, 832, 833

Nays—March 7: 828; March 6: 830

Nays to Yeas—March 7: 828

Cosponsors

HB 161—Wilson

HB 1217—Hogan

Introduction and Reference

By the Fiscal Responsibility Council; Representatives Byrd and Lynn—

HB 2009—A bill to be entitled An act relating to Alzheimer’s disease research; establishing the Florida Alzheimer’s Center and Research

Institute at the University of South Florida; requiring the State Board of Education to enter into an agreement with a not-for-profit corporation for the governance and operation of the institute; providing that the corporation shall act as an instrumentality of the state; authorizing the creation of subsidiaries by the corporation; providing powers of the corporation; providing for a board of directors of the corporation and the appointment and terms of its membership; authorizing the State Board of Education to secure and provide liability protection; providing for an annual audit and report; providing for assumption of certain responsibilities of the corporation by the State Board of Education under certain circumstances; providing for administration of the institute; providing for dispersal and use of income; providing for reporting of activities; requiring the appointment of a council of scientific advisers; providing responsibilities and terms of the council; providing that the corporation and its subsidiaries are not agencies within the meaning of s. 20.03(11), F.S.; providing appropriations; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

By the Fiscal Responsibility Council; Representatives Dockery and Lynn—

HB 2011—A bill to be entitled An act relating to the lottery; amending s. 24.121, F.S.; providing rules for the allocation of lottery revenues and expenditure of funds for public education; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

By the Council for Smarter Government; Representatives Cantens and Clarke—

HB 2013—A bill to be entitled An act relating to public records; amending s. 440.125, F.S.; creating a public records exemption for medical records and medical reports of an injured employee and an injured employee’s identifying information contained in medical bills provided to the Agency for Health Care Administration and the Department of Education; providing exceptions; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

Reference

HB 2007—Referred to the Calendar of the House.

First Reading of Council and Committee Substitutes by Publication

By the Council for Smarter Government; Committee on Business Regulation; Representatives Wishner, Ross, Meadows, Bullard, Prieguez, Barreiro, Henriquez, Smith, Greenstein, Sorensen, Littlefield, and Diaz de la Portilla—

CS/CS/HB 23—A bill to be entitled An act relating to bingo; creating the “Evelyn Wiesman-Price Act”; amending s. 849.0931, F.S.; defining the terms “instant bingo” and “deal”; providing rules for the operation of instant bingo games; providing penalties; providing for future review and repeal; providing an effective date.

By the Council for Ready Infrastructure; Representatives Mack, Harper, and Gottlieb—

CS/HB 243—A bill to be entitled An act relating to the Certified Capital Company Act; amending s. 288.99, F.S.; redefining the terms “early stage technology business” and “qualified distribution”; defining the terms “Program One” and “Program Two”; revising procedures and dates for certification and decertification under Program One and Program Two; revising the process for earning premium tax credits;

providing a limitation on tax credits under Program Two; providing for distributions under both programs; requiring the Department of Revenue to adopt certain rules; providing an effective date.

By the Council for Ready Infrastructure; Representatives Russell and Green—

CS/HB 261—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; revising language with respect to the organization of the department; changing the turnpike district into a turnpike enterprise; exempting the turnpike enterprise from department policies, procedures, and standards, subject to the Secretary of Transportation's decision to apply such requirements; providing exceptions to said exemptions; giving the secretary authority to promulgate rules under certain conditions that will assist the turnpike enterprise in using best business practices; amending s. 206.46, F.S.; increasing the debt service cap with respect to the State Transportation Trust Fund; amending s. 316.302, F.S.; revising a date concerning commercial motor vehicles to conform to federal regulations; authorizing the department's Motor Carrier Compliance officers, and duly appointed agents holding a safety inspector certification from the Commercial Vehicle Safety Alliance, to stop commercial motor vehicles for inspection of the vehicle and driver's records; providing that other law enforcement officers may enforce commercial motor vehicle regulations under certain conditions; requiring that unsafe vehicles and drivers be removed from service under certain conditions; amending s. 316.3025, F.S.; updating a cross reference to federal trucking regulations; amending s. 316.515, F.S.; deleting a requirement for a department permit with respect to the height of automobile transporters; amending s. 316.535, F.S.; adding weight requirements for certain commercial trucks; amending s. 316.545, F.S.; correcting a cross reference; providing for the discretion of the department to detain commercial vehicles until certain penalties are paid; amending s. 334.044, F.S.; providing for officers employed by the department's Office of Motor Carrier Compliance and specifying duties and responsibilities of said officers; authorizing appointment of part-time and auxiliary officers; amending s. 334.193, F.S.; providing for employee bidding by department employees; amending s. 337.025, F.S.; eliminating cap on innovative highway projects for the turnpike enterprise; amending s. 337.11, F.S.; raising the cap on certain contracts into which the department can enter without first obtaining bids; providing an exemption for a turnpike enterprise project; revising provisions for design-build contracts; amending s. 337.185, F.S.; clarifying application of limitation on certain claims brought before the State Arbitration Board; amending s. 338.22, F.S.; redesignating the Florida Turnpike Law as the Florida Turnpike Enterprise Law; amending s. 338.221, F.S.; redefining the term "economically feasible" as used with respect to turnpike projects; creating s. 338.2215, F.S.; providing legislative findings, policy, purpose, and intent for the Florida Turnpike Enterprise; creating s. 338.2216, F.S.; prescribing the power and authority of the turnpike enterprise; amending s. 338.223, F.S.; increasing the maximum loan amount for the turnpike enterprise; amending ss. 338.165 and 338.227, F.S.; conforming provisions; amending s. 338.2275, F.S.; authorizing the turnpike enterprise to advertise for bids for contracts prior to obtaining environmental permits; amending s. 338.234, F.S.; authorizing the turnpike enterprise to expand business opportunities; amending s. 338.235, F.S.; authorizing the consideration of goods instead of fees; amending s. 338.239, F.S.; providing that approved expenditure to the Florida Highway Patrol be paid by the turnpike enterprise; amending s. 338.241, F.S.; lowering the required cash reserve for the turnpike enterprise; amending s. 338.251, F.S.; conforming provisions; amending s. 339.135, F.S.; including reference to turnpike enterprise with respect to the tentative work program; revising language with respect to the tentative work program; amending s. 553.80, F.S.; providing for self-regulation of certain construction; providing effective dates.

By the Council for Lifelong Learning; Committees on Health & Human Services Appropriations; Colleges & Universities; Representatives Murman, Fasano, Green, Harrell, Greenstein, Lerner, Justice, Spratt, Clarke, Harrington, Kilmer, Waters, Mahon, McGriff,

Cusack, Bowen, Maygarden, Garcia, Gannon, Farkas, Needelman, Rich, and Atwater—

CS/CS/CS/HB 519—A bill to be entitled An act relating to nursing shortage solutions; providing a short title; amending s. 240.4075, F.S., relating to the Nursing Student Loan Forgiveness Program; revising provisions relating to loan repayment; providing a restriction on participation in the program; amending s. 240.4076, F.S., relating to the Nursing Scholarship Program; revising eligibility provisions; revising provisions relating to repayment of a scholarship under certain circumstances; deleting obsolete language; creating the Sunshine Workforce Solutions Grant Program; providing for grants to fund the establishment of exploratory programs in nursing or programs of study in nursing in the public schools; providing requirements and procedures for application and selection; amending s. 464.009, F.S.; revising provisions relating to eligibility for licensure by endorsement to practice professional or practical nursing; providing for future repeal; amending s. 464.019, F.S.; revising rulemaking authority of the Board of Nursing relating to approval of nursing programs; exempting certain nursing programs from certain board rules under certain circumstances; requiring board review of a nursing program under certain circumstances; amending s. 464.022, F.S.; providing an exemption from licensure for a nurse licensed in a territory of the United States; providing an appropriation to the Department of Health to provide grants to hospitals for nurse retention and recruitment activities; requiring matching of appropriated funds; providing for rules; providing eligibility criteria; providing an effective date.

By the Council for Healthy Communities; Representative Andrews—

CS/HB 545—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; redefining the term "licensed service provider"; requiring that licensure standards apply to certain residential treatment locations; redefining the term "service provider personnel," to add chief financial officers; amending s. 397.403, F.S.; requiring that owners, directors, and chief financial officers of a substance abuse service provider undergo a background check pursuant to ch. 435, F.S.; providing for removal of such person under certain conditions; providing for revocation of the provider's license for failure to remove such person; requiring that proof of compliance with local zoning ordinances be included in the applications for licensure; amending s. 397.405, F.S.; clarifying that DUI education and screening services must be licensed if they provide treatment services; amending s. 397.407, F.S.; conforming cross references; amending s. 397.416, F.S.; conforming cross references; amending s. 397.451, F.S.; clarifying provisions relating to background screening of service provider personnel; requiring level 2 background screening for employees who work with children and with adults who are developmentally disabled; specifying circumstances under which service provider owners, directors, or chief financial officers are not subject to background screening; allowing personnel to request, and the department to grant, an exemption from disqualification; amending ss. 212.055 and 440.102, F.S.; conforming cross references; providing an effective date.

By the Council for Healthy Communities; Representatives Mayfield and Farkas—

CS/HB 581—A bill to be entitled An act relating to health care; amending s. 408.036, F.S.; revising the exemptions from certificate-of-need requirements for certain open heart surgery programs and for a satellite hospital; providing an effective date.

By the Council for Healthy Communities; Committee on Colleges & Universities; Representatives Hogan and Waters—

CS/CS/HB 871—A bill to be entitled An act relating to immunizations; creating s. 381.0421, F.S.; requiring that individuals enrolled in a postsecondary educational institution be provided information regarding meningococcal meningitis, diphtheria, tetanus, and hepatitis B vaccines and, if residing in on-campus housing, provide documentation of vaccination against meningococcal meningitis, diphtheria, tetanus, and hepatitis B, or a statement declining such vaccination; providing an effective date.

By the Council for Healthy Communities; Representatives Arza, Garcia, and Slosberg—

CS/HB 1225—A bill to be entitled An act relating to motor vehicle racing contests; amending s. 316.191, F.S.; revising provisions prohibiting specified contests and competitions in a motor vehicle; revising penalties for violation; providing penalties for certain participation in such contests or competitions; providing for impounding vehicle; specifying penalties for violations by minors; providing an effective date.

By the Council for Ready Infrastructure; Representative Pickens—

CS/HB 1243—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 370.021, F.S.; revising violations and penalties relating to saltwater fisheries; revising grounds and penalties for violation of restrictions imposed upon a saltwater products licensee during the period of license suspension or revocation; creating penalties for purchase or sale of illegally harvested saltwater products taken in violation of s. 16, Art. X of the State Constitution; clarifying that licenses or permits under which a violation is committed may be subject to suspension or revocation; clarifying that persons, firms, or corporations cited for violations are subject to monetary penalties assessed by the commission; amending s. 370.06, F.S.; revising and clarifying requirements for saltwater products licenses and endorsements; clarifying the saltwater products license income exemption for disabled persons; limiting the restricted species endorsement available to such persons; providing that saltwater products received at the premises of a wholesale dealer are presumed to have been purchased; amending s. 370.061, F.S.; revising and clarifying requirements and procedures for confiscation and forfeiture of property used in a saltwater products violation; requiring notice of seizure to the registered owner of the property prior to issuance of a forfeiture order; authorizing the courts to order property forfeited to the commission for second or subsequent convictions; revising procedure for return of property to an innocent owner; amending s. 370.07, F.S.; prohibiting purchase or sale of illegally taken saltwater products; providing a penalty; providing that saltwater products received at the premises of a retail dealer or restaurant are presumed to have been purchased; correcting a cross reference; reenacting ss. 370.07(5), 370.092(3) and (4), and 370.093(5), F.S., to incorporate the amendment to s. 370.021, F.S., in references; amending s. 370.142, F.S.; correcting cross references; amending s. 372.70, F.S.; providing that the state attorney shall represent the state in prosecutions of violations of hunting and fishing laws; amending s. 372.9901, F.S.; revising procedures for seizure and forfeiture of property used in the illegal taking of deer or wild turkey; requiring notice of seizure to the registered owner of the property prior to issuance of a forfeiture order; authorizing the courts to order property forfeited to the commission for second or subsequent convictions; revising procedure for return of property to an innocent owner; amending and renumbering s. 372.31, F.S.; providing for exercise of the police power of the state in cases relating to illegal fishing; creating s. 372.99022, F.S.; providing penalties for molestation of or theft from certain freshwater fishing gear; prohibiting transfer of endorsements under certain circumstances; amending s. 372.9904, F.S.; correcting a cross reference; amending s. 372.9905, F.S.; combining and conforming provisions relating to applicability of seizure and forfeiture requirements; amending s. 323.001, F.S.; correcting a cross reference; repealing ss. 372.311, 372.312, 372.313, 372.314, 372.315, 372.316, 372.317, 372.318, 372.319, 372.321, and 372.9902, F.S., relating to forfeiture proceedings, delivery of property to a claimant, proceedings when no claim is filed or a claim is filed, representation of the state by the state attorney, judgments of forfeiture, service charges, disposition of proceeds of forfeiture, exercise of police power, and applicability of certain seizure and forfeiture requirements; providing an effective date.

By the Council for Ready Infrastructure; Representatives Machek and Harrington—

CS/HB 1299—A bill to be entitled An act relating to water supplies; amending s. 373.0831, F.S.; revising the criteria by which water supply development projects may receive priority consideration for funding assistance; amending s. 373.236, F.S.; encouraging water conservation

measures in the permitting of consumptive uses of water; amending s. 373.4135, F.S.; conforming language to changes made by the act; amending s. 373.414, F.S.; revising date for adoption by rule of a uniform mitigation assessment method for wetlands and other surface waters; clarifying scope of the rule; deleting a study and report; amending s. 378.212, F.S.; providing water resource enhancements as a basis for a variance from phosphate mining land reclamation requirements; amending s. 403.067, F.S.; authorizing the development of interim measures or best management practices for specified water bodies or segments for which total maximum daily loads or allocations have not yet been established; amending s. 403.1835, F.S.; providing for below-market interest rate loans for treatment of polluted water; providing for a public education program on state water resources; providing for a study of the feasibility of discharging reclaimed wastewater into canals in Southeast Florida; requiring reports; repealing s. 373.498, F.S., relating to the Water Resources Development Account; providing an effective date.

By the Council for Ready Infrastructure; Representatives Ritter and Attkisson—

CS/HB 1511—A bill to be entitled An act relating to the communications services tax; amending s. 202.125, F.S.; providing definitions of religious or educational institutions to conform an exemption to the sales tax exemption provided for such institutions; creating s. 202.151, F.S.; clarifying the imposition of a use tax on certain purchases of communications services; authorizing the Department of Revenue to adopt rules; amending s. 202.16, F.S.; providing an exception to the requirement that dealers separately state the communications services tax on bills and invoices; creating s. 202.205, F.S.; providing a transition rule for counties and municipalities that reduced the local communications services tax on a specified date; amending s. 202.22, F.S.; clarifying provisions governing the electronic databases used to determine local tax situs for the communications services tax; amending s. 337.401, F.S.; changing the date on which local governments must notify dealers that provide communications services of changes in permit fees; revising provisions relating to charges for use of rights-of-way; providing definitions; authorizing certain counties or municipalities to levy an annual charge upon certain providers for using municipal rights-of-way; providing limitations; providing criteria; specifying application; amending s. 365.172, F.S.; clarifying that the E911 fee applies to certain customers whose place of primary use is within the state; specifying that certain definitions applicable to the Communications Services Tax Simplification Law apply to the E911 fee; amending ss. 212.0501, 212.08, 212.20, 509.032, and 561.1105, F.S.; conforming cross references to changes made by the act; specifying that certain provisions of the act are remedial in nature and intended to clarify the law in effect on the effective date of the act; requiring the Department of Revenue to submit a report of the accuracy of the 2001 revenue estimates of the state and local communications services taxes to the Governor, the President of the Senate, and the Speaker of the House of Representatives; repealing s. 212.05(1)(g), F.S., relating to a sales tax on certain substitute telecommunications equipment; providing effective dates.

By the Council for Smarter Government; Representative Clarke—

CS/HB 1643—A bill to be entitled An act relating to transferring and reassigning divisions, functions, and responsibilities of the Department of Labor and Employment Security; providing for a type two transfer of the Division of Workers' Compensation to the Department of Insurance; providing for a type two transfer of workers' compensation medical services to the Agency for Health Care Administration; providing for a type two transfer of workers' compensation rehabilitation and reemployment services to the Department of Education; providing for a type two transfer of the administration of child labor laws to the Department of Business and Professional Regulation; providing for comparable pay grades for the transferred positions; authorizing the Department of Insurance to reclassify and reorganize positions within the department and establish regional offices; authorizing the Department of Insurance to enter into contracts; providing for existing contracts to be subject to review and cancellation; providing for a type two transfer of certain functions of the Office of the Secretary and the

Office of Administrative Services of the Department of Labor and Employment Security relating to labor organizations and migrant and farm labor registration to the Department of Business and Professional Regulation; providing for a type two transfer of other workplace regulation functions to the Department of Business and Professional Regulation; authorizing the department to take certain action for certain purposes; providing for the transfer of the Unemployment Appeals Commission to the Agency for Workforce Innovation by a type two transfer; providing for the transfer of the Office of Information Systems to the State Technology Office by a type two transfer; requiring the Department of Insurance to submit a transfer plan and budget amendment to request that ownership of the Workers' Compensation Integrated System be transferred to the Department of Insurance under certain circumstances; authorizing the Department of Banking and Finance, in conjunction with the Office of the Attorney General, to use unexpended funds to settle certain claims; providing for the continuation of contracts or agreements of the Department of Labor and Employment Security; providing for a successor department, agency, or entity to be substituted for the Department of Labor and Employment Security as a party in interest in pending proceedings; exempting specified state agencies, on a temporary basis, from provisions relating to procurement of property and services and leasing of space; authorizing specified state agencies to develop temporary emergency rules relating to the implementation of the act; authorizing the Department of Business and Professional Regulation to transfer certain resources and make certain budget revisions for certain purposes; amending s. 20.13, F.S.; establishing the Division of Workers' Compensation within the Department of Insurance; amending s. 20.50, F.S.; revising provisions relating to the Agency for Workforce Innovation to conform; revising responsibilities of certain offices within the agency; specifying that the Unemployment Appeals Commission is not subject to the agency; amending ss. 110.205, 112.19, 112.191, 121.125, 122.03, and 238.06, F.S., to conform; amending s. 440.02, F.S.; providing a definition for the term "agency"; conforming definitions of "department" and "division" to the transfer of the Division of Workers' Compensation; amending ss. 440.021, 440.05, 440.09, 440.10, 440.102, 440.103, 440.104, 440.105, 440.106, 440.107, 440.108, 440.12, and 440.125, F.S.; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.13, F.S., relating to medical services and supplies under the workers' compensation law; reassigning certain functions from the Division of Workers' Compensation to the Agency for Health Care Administration; conforming agency references to reflect the transfer of the Division of Workers' Compensation; amending ss. 440.134 and 440.14, F.S.; conforming provisions to changes made by the act; amending s. 440.15, F.S.; providing for the agency to specify certain forms and procedures governing wage loss and impairment benefits; conforming a cross reference; amending ss. 440.185, 440.191, 440.192, and 440.1925, F.S.; conforming provisions to changes made by the act; amending ss. 440.20, 440.207, and 440.211, F.S., relating to payment of compensation; conforming provisions to changes made by the act; amending s. 440.24, F.S.; providing for the sale of securities on deposit to satisfy a compensation order; amending ss. 440.25 and 440.271, F.S., relating to mediation, hearings, and appeals; conforming provisions to changes made by the act; amending ss. 440.345 and 440.35, F.S., relating to the reporting of attorney's fees and employer records of injury or death; conforming provisions to changes made by the act; amending ss. 440.38, 440.381, and 440.385, F.S., relating to security for compensation by insurance carriers and self-insurers, audits of payroll and classifications, and the creation, board of directors, powers and duties, insolvency fund, and plan of operation for the Florida Self-Insurance Guaranty Association; conforming references to reflect the transfer of the Division of Workers' Compensation; amending ss. 440.40, 440.41, and 440.42, F.S., relating to employers posting notice of compensation, substitution of carriers for employers with respect to notice and the effect of an order, and expiration of insurance policies, to conform; amending s. 440.44, F.S., relating to the administration of the Workers' Compensation Law; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.45, F.S., relating to the Office of the Judges of Compensation Claims; clarifying the responsibilities of the director of the Division of Administrative Hearings as agency head of the Office of the Judges of Compensation Claims; amending s. 440.49, F.S., relating to the Special

Disability Trust Fund; conforming references to reflect the transfer of the Division of Workers' Compensation; reassigning responsibility for a report on the Special Disability Trust Fund to the Department of Insurance; amending s. 440.491, F.S., relating to the reemployment of injured workers; conforming references to the transfer of rehabilitation and reemployment services to the Department of Education; amending ss. 440.50, 440.51, and 440.52, F.S., relating to the Workers' Compensation Administration Trust Fund, expenses of administration, and certain responsibilities of insurance carriers; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.525, F.S., relating to the examination of carriers; conforming agency references to the transfer of programs from the Department of Labor and Employment Security to the Department of Insurance; amending s. 440.572, F.S., to conform; amending s. 440.59, F.S., relating to division reporting requirements; eliminating unnecessary reporting requirements; amending ss. 440.591 and 440.593, F.S., relating to authorization to self-insure, reporting requirements, and rulemaking authority; conforming provisions to changes made by the act; amending s. 443.012, F.S.; providing for the Unemployment Appeals Commission to be created within the Agency for Workforce Innovation rather than the Department of Labor and Employment Security; conforming provisions; amending s. 443.036, F.S.; conforming the definition of "commission" to the transfer of the Unemployment Appeals Commission to the Agency for Workforce Innovation; amending s. 447.02, F.S.; conforming the definition of "department" to the transfer of the regulation of labor organizations to the Department of Business and Professional Regulation; amending s. 447.305, F.S.; providing that notification of registrations and renewals of registration shall be furnished to the Department of Business and Professional Regulation, to conform; amending s. 450.012, F.S.; conforming the definition of "department" to the transfer of the regulation of child labor to the Department of Business and Professional Regulation; amending s. 450.191, F.S., relating to the duties of the Executive Office of the Governor with respect to migrant labor; conforming provisions to changes made by the act; amending s. 450.28, F.S.; conforming the definition of "department" to the transfer of the regulation of farm labor to the Department of Business and Professional Regulation; amending s. 624.3161, F.S., relating to insurance market conduct examinations; conforming provisions to changes made by the act; amending s. 626.88, F.S., relating to self-insurance definitions; conforming provisions to changes made by the act; amending s. 626.989, F.S., relating to Division of Insurance Fraud reporting requirements; conforming provisions to changes made by the act and establishing reporting deadlines; amending s. 627.0915, F.S.; conforming departmental references to changes made by the act; amending s. 627.914, F.S., relating to reporting requirements by self-insurers; conforming provisions to changes made by the act; repealing s. 20.171, F.S., relating to the establishment and the authority and organizational structure of the Department of Labor and Employment Security; repealing s. 440.4416, F.S., relating to the Workers' Compensation Oversight Board; providing for severability; providing effective dates.

By the Council for Lifelong Learning; Representatives Justice and Melvin—

CS/HB 1661—A bill to be entitled An act relating to school advisory councils; amending s. 229.58, F.S.; requiring school advisory councils to adopt bylaws; requiring that the bylaws include procedures for establishing a quorum, requiring notice of meetings, and replacing members; authorizing the district school board to review the proposed bylaws; providing an effective date.

Reports of Councils and Standing Committees

Council Reports

Received March 11:

The Fiscal Responsibility Council recommends the following pass:
 HB 935
 HB 1221
 HB 1421

HB 1537
 HB 1575, with 1 amendment
 HB 1969

The above bills were placed on the Calendar.

The Council for Healthy Communities recommends council substitutes for the following:

HB 545
 HB 581
 CS/HB 871
 HB 1225

The above council substitutes were placed on the Calendar, subject to review under Rule 6.3, and, under the rule, HBs 545 and 581; CS/HB 871; and HB 1225 were laid on the table.

The Council for Lifelong Learning recommends council substitutes for the following:

CS/CS/HB 519
 HB 1661

The above council substitutes were placed on the Calendar, subject to review under Rule 6.3, and, under the rule, CS/CS/HB 519 and HB 1661 were laid on the table.

The Council for Ready Infrastructure recommends council substitutes for the following:

HB 243
 HB 261
 HB 1243
 HB 1299
 HB 1511

The above council substitutes were placed on the Calendar, subject to review under Rule 6.3, and, under the rule, HBs 243, 261, 1243, 1299, and 1511 were laid on the table.

The Council for Smarter Government recommends council substitutes for the following:

CS/HB 23
 HB 1643

The above council substitutes were placed on the Calendar, subject to review under Rule 6.3, and, under the rule, CS/HB 23 and HB 1643 were laid on the table.

The Fiscal Responsibility Council recommends the following pass:
 HB 1647, with 2 amendments

The above bill was referred to the Council for Competitive Commerce.

Enrolling Reports

HB 173, CS/HBs 417, and 499 have been enrolled, signed by the required constitutional officers, and presented to the Governor on March 11, 2002.

John B. Phelps, Clerk

Excused

Reps. Betancourt, Brutus, Diaz de la Portilla, Gelber, Wallace, Wishner

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 5:12 p.m., to reconvene at 10:00 a.m., Tuesday, March 12.