



The Journal OF THE *House of Representatives*

Number 1

Tuesday, March 4, 2003

Journal of the House of Representatives for the 105th Regular Session since Statehood in 1845, convened under the Constitution of 1968, begun and held at the Capitol in the City of Tallahassee in the State of Florida on Tuesday, March 4, 2003, being the day fixed by the Constitution for the purpose.

This being the day fixed by the Constitution for the convening of the Legislature, the Members of the House of Representatives met in the Chamber at 10:30 a.m. for the beginning of the 105th Regular Session and were called to order by the Honorable Johnnie Byrd, Speaker.

Prayers

The following prayer was offered by the Reverend R. B. Holmes of Bethel Baptist Church of Tallahassee, upon invitation of the House:

Heavenly Father, we come here this morning to thank You for life, liberty, light, and our elected leaders. Heavenly Father, in Your Son Jesus' name, please bless our leaders with the gift of wisdom, strength, and faith as they seek to do Your will.

Heavenly Father, we pray a special prayer for our Speaker, Speaker Byrd. Guide him, lead him, and bless him to make a lasting difference for Your people.

Heavenly Father, we pray for Representative Ausley and her son. Be with him and touch his sweet soul.

Now, Heavenly Father, please, Sir, bless this gathering with Your holy presence, Your holy purpose, Your holy peace, and Your holy power. In the name of our loving and living Lord we pray. Amen.

The following prayer was offered by Rabbi Jack Romberg of Temple Israel of Tallahassee, upon invitation of Rep. Bucher:

First, I add my prayers for Representative Ausley and her son, as well as add prayers for the continued success of the efforts of the caretaker, the doctor, Dr. Patterson.

We live in a time of questions: questions of war and peace, questions of safety and freedom, questions of burden and prosperity. And so, my prayer is a question. For what should we pray to You, O God? Of what beneficence are we worthy? Should we pray for wisdom? Surely the quality of wisdom would help this body to see problems more clearly that lie before it. Surely the quality of wisdom would help these Representatives grasp the difference between real solutions and facile solutions. But what good is wisdom without the attribute of compassion to temper the harsh intellect? What good is wisdom without the compassion to sense the divine that resides in each human being?

Should we pray then for compassion? Surely the quality of compassion will help these Representatives to be sensitive to the true needs of those who

have placed their trust in them. Surely the quality of compassion will help them look beyond their private agendas to the public welfare. But what good is compassion without the strength to resist those who would seek to take advantage of the desire to do what is kind and merciful? What good is compassion without the strength to say "no" when saying "no" would itself be the most compassionate act?

Perhaps, then, we should pray for strength. Surely the quality of strength will aid those Representatives to stand by principles of justice and charity for all. Surely the quality of strength will help them to persevere through the pressures of competing interests. But what good is strength alone in this time of threat, a time when violence—potential violence—lurks at the doorstep of every citizen? What good is strength without the wisdom and compassion to know how to use it?

Perhaps, then, we should pray for peace. But that would be too much to ask. O God, You have created this world and handed it to us to manage. To ask You to grant peace would be to shirk our own responsibility for its realization. To ask You to grant peace would be to deny our own responsibility in creating the unrest within Your creation. No, we do not ask for peace or strength or compassion or wisdom. Of these we are not yet worthy.

For what should we pray to You, O God? We ask only this: that we become deserving of Your attention, to notice us, please. We pray for the ability to approach You in purity of purpose, as it says in Psalm 24:

Who may ascend the mountain of the Lord?
Who may stand in His holy place?
He who has clean hands and a pure heart, who has not taken
false oath by my life or sworn deceitfully.
He shall carry away a blessing from the Lord, a just reward
from God, his deliverer.

We pray that we might discern a path to that mountain speedily and soon. "May the words of my mouth and the meditations of my heart be acceptable in Your sight, O God, my Rock and my Redeemer." (Psalm 19:14 NIV) Amen.

The following Members were recorded present:

Session Vote Sequence: 2

Speaker Byrd in the Chair.

Adams	Ambler	Antone	Attkisson
Allen	Anderson	Arza	Ausley

Barreiro	Farkas	Kallinger	Reagan
Baxley	Fields	Kendrick	Rich
Bean	Fiorentino	Kilmer	Richardson
Bendross-Mindingall	Galvano	Kosmas	Ritter
Bense	Gannon	Kottkamp	Rivera
Benson	Garcia	Kravitz	Robaina
Berfield	Gardiner	Kyle	Roberson
Bilirakis	Gelber	Littlefield	Ross
Bowen	Gibson, A.	Llorente	Rubio
Brandenburg	Gibson, H.	Machek	Russell
Brown	Goodlette	Mack	Ryan
Brummer	Gottlieb	Mahon	Sansom
Brutus	Green	Mayfield	Seiler
Bucher	Greenstein	McInvale	Simmons
Bullard	Haridopolos	Meadows	Slosberg
Byrd	Harper	Mealor	Smith
Cantens	Harrell	Murman	Sobel
Carassas	Harrington	Murzin	Sorensen
Clarke	Hasner	Needelman	Spratt
Cretul	Henriquez	Negron	Stansel
Culp	Hogan	Patterson	Stargel
Cusack	Holloway	Paul	Troutman
Davis, D.	Homan	Peterman	Vana
Davis, M.	Jennings	Pickens	Waters
Dean	Johnson	Planas	Wiles
Detert	Jordan	Poppell	Wishner
Domino	Joyner	Prieguez	Zapata
Evers	Justice	Quinones	

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

A quorum was present.

Pledge

The Members pledged allegiance to the Flag, led by Ray Stallings, Commander Post 13 of the American Legion; Robert Haas of the American Legion; and Charles LeCroy of the American Legion; Henry Reed of the Carrabelle Post 107 of the American Veterans Auxiliary; and Sue Reed of the Carrabelle Post 107 of the American Veterans Auxiliary; Fertie Brand, Commander of the American Veterans Department of Florida; Sid Winchester, Commander of the American Veterans Department of Florida; Gary Hayman, Commander's Aide of the American Veterans Department of Florida; Jerry Estep, Service Foundation of the American Veterans Department of Florida; Ken Sparks, Adjutant of the American Veterans Department of Florida; and James Lawlor, Sr., of the American Veterans Department of Florida; Dick Giese of the Disabled American Veterans; Al Linden of the Disabled American Veterans; and Sal Stanzione of the Disabled American Veterans; Jake Feaster, President of the Department of Florida/Korean War Veterans Association; Mark A. Kilgore, Regional Vice President of the Fleet Reserve Association; Jere Moore, State Legislative Chairman of the Florida Council Military Officers Association of America; Jimmy Johns of the Seminole Tribe of Florida; Charles Hiess of the Seminole Tribe of Florida; Stephen D. Bowers of the Seminole Tribe of Florida; Paul Bowers, Sr., of the Seminole Tribe of Florida; and David Nunez, Jr., of the Seminole Tribe of Florida; Bo Williams, Vice President of the State County Veterans Service Officers Association; Eugene Butler of the Jefferson County #251 of the Veterans of Foreign Wars; John Nelson, Sr., of the Jefferson County #251 of the Veterans of Foreign Wars; Charley Householder of the Veterans of Foreign Wars; and Patrick Love of the Veterans of Foreign Wars; Dave McMichael, State President of the Vietnam Veterans of America; Tony Carlidge of the Vietnam Veterans of Florida; and Ken Ganey of the Vietnam Veterans of Florida.

House Physician

The Speaker introduced Dr. A. John Saranko of Plant City, who served in the Clinic today upon invitation of the Speaker.

Correction of the *Journal*

The *Journal* of November 19, 2002, Organization Session, was corrected and approved as corrected.

Resignations

The Speaker advised that he had received the resignation of Rep. Mike Haridopolos of District 30, effective March 25, 2003. Rep. Haridopolos qualified to run for Senate District 26.

Pursuant to Article III, Section 15 of the Florida Constitution, a special election was called by executive orders to fill the vacancies in Senate District 26 and House District 30. The special primary will be held on March 11, 2003, and the special general election will be held on March 25, 2003.

Rep. Mike Hogan of District 13 resigned effective May 13, 2003.

Pursuant to Article III, Section 15 of the Florida Constitution, a special election was called by executive order to fill the vacancy in House District 13. The special primary will be held on April 15, 2003, and the special general election will be held on May 13, 2003.

Presentation of Former Republican Leaders

The Speaker presented the following former Republican Leaders who were present today at his invitation: the Honorable S. Curtis "Curt" Kiser, the Honorable Jim K. Tillman, the Honorable William C. Cramer, the Honorable R. Dale Patchett, the Honorable Ronald R. "Ron" Richmond, and the Honorable Sandra Barringer Mortham.

The Speaker also presented the Honorable James C. "Jim" Smith, former Secretary of State.

Presentation of Former Speakers

The Speaker presented the following former Speakers who were present today at his invitation: the Honorable H. Lee Moffitt, the Honorable James Harold Thompson, the Honorable T. Terrell Sessums, the Honorable Donald L. Tucker, the Honorable Ralph H. Haben, Jr., the Honorable John Thrasher, U. S. Congressman Tom Feeney, the Honorable Doyle E. Conner, and the Honorable Tom Gustafson.

Communications

Governor Jeb Bush advised that he desired to address the Legislature in Joint Session today.

Committee from the Senate

A committee from the Senate consisting of Senator Bennett (Chair); Senators Alexander, Argenziano, Margolis, and Wilson advanced to the well and announced that the Senate was convened and ready to transact business.

Communications

Certificate of Judicial Manpower

The following Certificate of Judicial Manpower was received.

No. SC02-2568

IN RE: CERTIFICATION OF NEED FOR ADDITIONAL JUDGES.

[February 5, 2003]

PER CURIAM.

Article V, section 9 of the Florida Constitution places an important responsibility on this Court to determine, prior to each year's regular legislative session, the need for increasing or decreasing the number of state judges and the need for redefining the jurisdictional boundaries of the district and circuit courts.¹ The certification process is the mechanism that our constitution establishes for the systematic, uniform assessment of the State's need for judicial resources.

Pursuant to this constitutional mandate, we have considered judgeship requests submitted by the appellate and trial courts, examined case filing and disposition data, and analyzed various judicial workload indicators. Based on our review of these factors, conducted pursuant to uniform criteria established by rule,² we conclude that there is a need for two additional judges in the district courts of appeal, thirty-three in the circuit courts, and twenty-one in the county courts.

DISTRICT COURTS OF APPEAL

Using the criteria for certifying the need for additional district court judges set forth in Florida Rule of Judicial Administration 2.035(b)(2), we certify the need for one additional district court judge for the Second District and one for the Fourth District. These two judgeships were also certified in last year's opinion, see In re Certification of Need for Additional Judges, 806 So. 2d 446, 448 (Fla. 2002), but not legislatively authorized and funded.

We note that the district courts of appeal have been very conservative in their requests for additional judgeships over the last ten years in spite of significantly increasing caseloads. To their credit, instead of requesting additional judges, the district courts have pursued a variety of alternatives to address these increased caseloads, including the increased use of senior judge time, the development of case management systems, the use of information technology to assist in legal research, and the expanded use of central staff attorneys. Since fiscal year 1992-93, the number of annual filings in each district court has risen steadily. However, the number of judges in the district courts has remained constant since 1993, except for the addition of one judgeship in the Fifth District in 1999. Significantly, the total of 23,590 cases filed in the district courts in fiscal year 2000-01 represents an increase of some twenty-seven percent over the filings for fiscal year 1992-93. The courts have been restrained, however, in seeking additional judicial resources to meet the increased filings. But the Second and Fourth Districts have determined that they have exhausted alternatives and are now seeking a modest increase. Even given the innovative approaches the district courts have developed to efficiently and fairly hear cases, the Second and Fourth Districts each require an additional judge.³ In fiscal year 2000-01, the Second District averaged nearly 415 case filings and 273 dispositions per judge after submission on the merits. The Fourth District averaged 418 case filings and 236 dispositions per judge after submission on the merits, for the same time period. The statewide average for fiscal year 2000-01 was 381 case filings and 241 dispositions per judge after submission on the merits.

The Second District was last authorized additional judgeships a decade ago during the 1993 Legislative Session. Since that time, the Legislature has authorized thirty-one additional circuit judges in the geographic area served by the Second District. The current ratio of circuit judges to district judges in the Second District is ten to one. Hence, there has been a dramatic increase in trial court activity that spawns appeals. The district's population also exceeds four million people, which represents more than a twenty-one percent increase since 1990. The Second District experienced a twelve percent increase in filings from fiscal year 1999-00 to fiscal year 2000-01 alone. Further, there has been a fifteen percent increase in the number of dispositions by the district judges after submission on the merits over the same period.

In order to address this growing workload on an interim basis, the Second District's use of senior judge time during fiscal year 2000-01 was highest in the state. However, the chief judge of the district notes, and we agree, that senior judge use is not a permanent solution for addressing a significantly increasing judicial workload.

The Fourth District was last authorized additional judgeships during the 1988 Legislative Session. Since that time, the Legislature has authorized

twenty-five additional circuit judges for circuits within the Fourth District. The current ratio of circuit judges to district judges for the Fourth District is 8.5 to 1. The district's population exceeds three million people, which is more than a twenty-nine percent increase since 1990. Case filings in the Fourth District have increased by thirteen percent from fiscal year 1999-00 to fiscal year 2000-01, the highest increase in the state for that period. Dispositions after submission on the merits have also increased by six percent during the same period.

The chief judge of the Fourth District notes that increases in the number of practicing attorneys, general litigiousness, and increased activity within each case impacted the district's judicial workload, as well.

Given the high caseload, increases in population, and growth in the circuit courts within the Second and Fourth Districts, efficiency measures implemented by the district courts are no longer adequate to offset the need for additional judgeships.

TRIAL COURTS

In 2002, we certified the need for an additional forty-seven judgeships. See In re Certification of Need for Additional Judges, 806 So. 2d 446, 450-52 (Fla. 2002). Of the forty-seven trial court judgeships requested, only eighteen were funded, all at the circuit court level. However, based upon our application of the Delphi methodology for evaluating need,⁴ we now must report to the Legislature that this increase in judgeships has proven insufficient to address the overall judicial need in Florida's trial courts. We hereby certify the need for thirty-three additional circuit judges and twenty-one additional county judges.

Since our first certification using the Delphi methodology suggested by the Legislature, see In re Certification of the Need for Additional Judges, 755 So. 2d 79 (Fla. 2000), the Legislature has authorized only thirty percent of the trial court judges certified. Hence, the State Courts System continues to experience a substantial judicial deficit given the growing workload. This deficit continues to grow despite the availability and extensive use of key supplemental resources.

This year, as in previous years, the Court used the Delphi-based workload weighting system to determine the need for judges in the twenty judicial circuits.⁵ The result of that analysis has been considered by the chief judges of the circuit courts and by this Court in the determination of the need for judicial resources.

Existing judicial resources are strained by the nature, complexity, and volume of certain civil cases (e.g., professional malpractice, tobacco, and eminent domain cases); the significant growth in the number of family law cases (e.g., child support) and postjudgment work associated with dissolutions of marriage; workload related to domestic violence and repeat violence cases; the volume and complexity of juvenile delinquency, serious felonies, and postconviction proceedings; and the creation and expansion of effective, but labor-intensive, specialized case processing techniques (e.g., juvenile and adult drug courts, mental health courts, elder courts, and domestic violence courts).

In previous certification opinions, this Court has emphasized the need for the adequate allocation of judicial time and resources for juvenile delinquency and dependency cases. We commend the trial courts for their diligent efforts in responding to that need. Considerable progress has been made, yet more remains to be done. Children are Florida's most precious resource. Children who are involved in the judicial system have special needs, and it is critical that all three branches of government work collaboratively to ensure that cases involving children who are abused, neglected, or delinquent are given sufficient and appropriate judicial attention.⁶ Accordingly, we encourage the trial courts to continue their efforts to ensure that adequate judicial resources are devoted to those divisions of the court serving children and families.

The chief judges of the various circuit courts also advised us of other factors that may significantly impact circuit court workload including the litigiousness of the local legal culture, state attorney filing practices, pre- and

post-filing motion practices, postjudgment matters, the presence of gangs, the number of migrant workers or other transient populations, and the presence of major tourist attractions such as beaches or theme parks. Demographic issues, such as the significant growth of non-English speaking residents and the attendant number of court interpretations required, the increased aging of Florida's population and resulting increase in guardianship cases, the presence of multiple correctional and juvenile facilities, population growth, and geographic considerations in multi-county circuits also place additional workload demands on the circuits.

Overall, county court filings have increased three percent from fiscal year 1999-00 to fiscal year 2000-01, and are projected to grow at a similar rate for the next few years. For those courts requesting county judgeships, the largest increases at the county court level are found in civil case filings. County civil filings increased thirteen percent from fiscal year 1999-00 to fiscal year 2000-01, and are projected to increase approximately seven percent from fiscal year 2000-01 to fiscal year 2001-02. Civil filings have the second highest Delphi weight at the county court level and thus represent a significant proportion of county court workload. County criminal filings and traffic filings are also increasing, albeit at a slower rate.

Other factors impacting the workload of county courts include large increases in population, the number of cases filed, incomplete authorization of judgeships previously certified, travel between branch courthouses in urban counties, caseload backlog, and a lack of traffic infraction hearing officers.

While it is beyond the immediate charge of judicial certification, this Court would be remiss if we did not state our concerns regarding the impact of Revision 7 to article V of the Constitution. Approved by the citizens of Florida in 1998, Revision 7 requires that a greater portion of trial court operating costs be borne by the State. Florida's trial courts are complex organizations that are substantially dependent upon support resources beyond judges alone. These resources are in place to assist judges with their caseloads so that Florida's citizens have ready access to their court system, and are essential to the trial courts' efficient and effective operation. Examples include trial court staff attorneys, case managers, court administration, and masters and hearing officers. The counties are currently contributing significantly to the cost of these resources. As we have pointed out in previous certification opinions, any reductions in those resources would likely result in the need for additional judges.⁷

More importantly, the proper funding of the judicial branch ensures that our citizens' constitutional right of access to their courts and the fair and timely resolution of disputes are protected. We recognize the many difficult challenges confronting the Legislature over the next several years. We also acknowledge and appreciate the Legislature's demonstrated commitment to proper funding of the judicial branch and are confident that commitment will be sustained during implementation of Revision 7.

After reviewing the requests of the trial courts for additional circuit judges and county judges in light of the foregoing considerations, we certify the need for thirty-three new circuit judges for fiscal 2003-04 as follows:

- five additional circuit judges each for the Eleventh and Seventeenth circuits;
- three additional circuit judges each for the Thirteenth and Twentieth circuits;
- two additional circuit judges each for the First, Fifth, Ninth, Fifteenth, and Nineteenth circuits; and
- one additional circuit judge each for the Third, Fourth, Sixth, Seventh, Eighth, Tenth, and Fourteenth circuits.

We certify the need for twenty-one new county court judges for fiscal year 2003-04 as follows:

- three additional county judges each for Broward, Hillsborough, and Palm Beach counties;
- two additional judges for Orange County;
- and one additional county judge each for Bay, Brevard, Collier, Columbia, Dade, Duval, Lake, Marion, Pasco, and Seminole

counties.

The requests and certifications are illustrated in the following table.⁸

Trial Court Certification Table

Circuit Court	Judgeships Requested	Judgeships Certified	County Court	Judgeships Requested	Judgeships Certified
First	2	2			
Second	0	0			
Third	1	1	Columbia	1	1
Fourth	1	1	Duval	1	1
Fifth	2	2	Lake Marion	1	1
Sixth	1	1	Pasco	1	1
Seventh	1	1			
Eighth	1	1			
Ninth	2	2	Orange	2	2
Tenth	1	1			
Eleventh	5	5	Dade	3	1
Twelfth	0	0			
Thirteenth	3	3	Hillsborough	3	3
Fourteenth	1	1	Bay	1	1
Fifteenth	2	2	Palm Beach	3	3
Sixteenth	1	0			
Seventeenth	5	5	Broward	3	3
Eighteenth	1	0	Brevard	1	1
			Seminole	1	1
Nineteenth	2	2			
Twentieth	3	3	Collier	1	1
Total	35	33	Total	23	21

Since the tragedy of September 11, 2001, there has been a renewed focus on the rule of law administered by an independent judicial system. In this country more than ninety-five percent of judicial activity takes place in the state courts. In effect then the rule of law is administered by the Florida State Courts and Florida judges. While recognizing that these are austere economic times, this opinion fulfills our constitutional mandate to certify the need for additional judgeships that we have determined necessary to maintain the fair and timely administration of justice in Florida's court system.

It is so ordered.

ANSTEAD, C.J., and WELLS, PARIENTE, LEWIS, QUINCE, CANTERO, and BELL, JJ., concur.

Original Proceeding - Certification Of Need For Additional Judges

1. Article V, section 9, Florida Constitution, provides:

Determination of number of judges.—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need. Upon receipt of such certificate, the legislature, at the next regular session, shall consider the findings and recommendations and may reject the recommendations or by law implement the recommendations in whole or in part; provided the legislature may create more judicial offices than are

recommended by the supreme court or may decrease the number of judicial offices by a greater number than recommended by the court only upon a finding of two-thirds of the membership of both houses of the legislature that such a need exists. A decrease in the number of judges shall be effective only after the expiration of a term. If the supreme court fails to make findings as provided above when need exists, the legislature may by concurrent resolution request the court to certify its findings and recommendations and upon the failure of the court to certify its findings for nine consecutive months, the legislature may, upon a finding of two-thirds of the membership of both houses of the legislature that a need exists, increase or decrease the number of judges or increase, decrease or redefine appellate districts and judicial circuits.

2. Fla. R. Jud. Admin. 2.035.

3. In 1997, this Court directed the Judicial Management Council to conduct an in-depth study of workload, jurisdiction, and related policy issues for the district courts of appeal. The Council's Committee on Appellate Court Workload and Jurisdiction proposed the adoption of a new appellate court workload standard of 385 filings per judge or 225 dispositions per judge after submission on the merits. These two standards, whether considered separately or together, represent the levels at which a district court is presumptively in need of additional judicial resources. These standards are significantly higher than the current standard of 250 case filings per judge and reflect the infusion of support staff and other resources over the last decade which have enabled the district courts to keep pace with workload increases.

4. The Delphi methodology relies on case weights and calculations of available judge time to determine the need for additional trial court judges. The development of this methodology was requested by the Legislature in the 1998 General Appropriations Act.

5. We have applied the Delphi case weights for all case types. This includes our adjustment of the weights assigned to juvenile dependency proceedings in relation to new judicial workload requirements in chapter 39, Florida Statutes (2002).

We remain concerned that the case weights for delinquency and drug court cases, as recommended by the Delphi Policy Committee, do not reflect sufficient judicial time to adequately address these labor-intensive, complex proceedings. Accordingly, we request the Steering Committee on Families and Children in the Courts and the Task Force on Treatment-Based Drug Courts to reexamine these Delphi weights, conduct a thorough analysis of the workload associated with these types of cases and advise us as to their viability, and make recommendations as to any necessary adjustments to the Delphi weights.

6. This Court acknowledges with appreciation Governor Bush's commitment to addressing the needs of Florida's families and children – including those involved in the court system – as evidenced by his remarks at the December 2002 meeting of the Florida Conference of Circuit Judges, during which he emphasized the importance of the juvenile courts and the need for adequate judicial resources to serve those courts.

7. See *In re Certification of Need for Additional Judges*, 806 So. 2d 446 (Fla. 2002); *In re Certification of Need for Additional Judges*, 780 So. 2d 906 (Fla. 2001).

8. If the full complement of judges requested in certifications since 2000 had been funded, it is certain that the present need for additional trial judges would be significantly less. Once the “deficit gap” is addressed, the judgeships certified should reflect a more moderate increase in judicial need over time.

Vetoed Bills

The following veto messages were received:

February 3, 2003

*The Honorable Johnnie Byrd
Speaker, House of Representatives*

Dear Mr. Speaker:

In compliance with the provisions of Article III, Section 8(b) of the State Constitution, I am transmitting to you for consideration of the House, the following 2002 vetoed bills, Regular Session. The Governor's objections are attached thereto.

- HB 1035 An act relating to the Ft. Myers Beach Public Library District, Lee County...
- HB 1177 An act relating to direct-support organizations;...

Sincerely,
KEN DETZNER
Secretary of State

*The Honorable Katherine Harris
Secretary of State*

May 24, 2002

Dear Secretary Harris:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, House Bill 1035, enacted during the 104th Session of the Legislature, since statehood in 1845, during the Regular Session of 2002, and entitled:

An act relating to the Ft. Myers Beach Public Library District, Lee County...

This local bill was intended to codify all prior special acts of the district into one single act, as required by Chapter 189, Florida Statute. This codification is important because, over time, as special district acts are amended, they become fragmented thus making it difficult for citizens to easily find information about their government. Unfortunately, this bill is technically deficient in meeting that intent. The bill incorporates by reference prior special acts rather than actually including the text of those prior acts, and then proceeds to repeal those referenced prior special acts. This in essence eliminates those sections from the act entirely. The sections in question are essential elements of the district's governance structure and functions and this bill would result in the inability of the district to conduct elections for its board members, prepare a budget, establish when the board should meet, set forth the responsibilities of the board treasurer, and establish the process for which to collect ad-valorem taxes.

Although this was clearly an inadvertent error, I do not believe it best to sign this bill with these deficiencies. A veto would leave in place all prior special acts of the district, thereby enabling the district to carry out all powers and duties assigned to it by law. Further, the district would have an opportunity to submit legislation in the future that meets the codification requirements of Chapter 189, Florida Statutes.

For the reason stated herein, I am withholding my approval of House Bill 1035, and do hereby veto the same.

Sincerely,
JEB BUSH
Governor

*The Honorable Katherine Harris
Secretary of State*

May 24, 2002

Dear Secretary Harris:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, House Bill 1177, enacted during the 104th Session of the Legislature, since statehood in 1845, during the Regular Session of 2002, and entitled:

An act relating to direct-support organizations;

This general bill authorizes the Department of Children and Family Services and the Department of Elder Affairs to establish direct-support organizations for the purpose of initiating and conducting projects and activities; requesting, receiving, and investing grants, gifts, bequests, and other objects of value; and making expenditures to or for the direct or indirect benefit of the respective department or individual programs or projects of the departments.

One of the most important goals of my administration is to reduce and streamline government in order to maximize services. To achieve that goal I have emphasized the importance of partnering with communities and the private sector, and transforming our health and human service delivery system from one that is government-based to one that is community-based. Encouraging state agencies to reinforce themselves through the establishment of direct-service organizations expands and promotes government and therefore is counter to this goal.

Consistent with that approach I have also stated my belief that community projects which benefit local residents should be supported by community efforts and funding. This is the proper role for promotional exercises and charitable giving – not to fund government. Further, to the extent that donations to government redirect those donations they would appear to undermine my efforts to encourage private sector ownership and support for community solutions serving local citizens.

While I am appreciative of the well-intentioned efforts of the sponsors of this legislation, it may not promote the core mission of these state agencies. For the reasons stated above, I am withholding my approval of House Bill 1177 and do hereby veto the same.

Sincerely,
JEB BUSH
Governor

The Honorable Johnnie Byrd
Speaker, House of Representatives

February 4, 2003

Dear Mr. Speaker:

In compliance with the provisions of Article III, Section 8(b) of the State Constitution, I am transmitting to you for consideration of the House the following bill, 2002 Special Session E, with the Governor's objections attached thereto.

HB 27-E (Chapter 2002-394, Laws of Florida).

We understand that the original law will be returned to this office following any legislative action which may be taken on the vetoed portion.

Sincerely,
KEN DETZNER
Secretary of State

The Honorable Katherine Harris
Secretary of State

June 5, 2002

Dear Secretary Harris:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval of portions of House Bill 27E, enacted during Special

Session E of 2002 of the 104th Session of the Legislature, since Statehood in 1845 and entitled:

An act making appropriations; providing moneys for the annual period beginning July 1, 2002, and ending June 30, 2003, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

The FY 2002-03 budget continues my commitment to public education, helping our most vulnerable citizens, and preserving Florida's treasured environment. With Florida's improving economy and sensible tax structure, the state general revenue budget will grow \$1.4 billion, a 7.4 percent increase over the current year. The budget passed by the Legislature totals \$50.4 billion.

We have had to prioritize our state's most pressing needs especially with the challenges we have faced since September 11, but the budget illustrates just how far our state has come. The impact on our tourism and related industries, on top of an already sluggish national economy forced us to make some tough choices last fall. But I am proud that this state is rebounding and as a result we are able to give Florida's public schools a per-student year-to-year increase, as well as provide funding for programs to create a better Florida for future generations.

Florida continues to thrive. As a testament to the vitality of Florida's economy and the importance of sound fiscal management, our state's experience, while painful, has paled in comparison to that of many states. To put this budget into context, six states (excluding California) have reported FY 2002 budget deficits ranging from 10 percent (Virginia) to 31 percent (Alaska). Seventeen states reported gaps above 5 percent. California recently released new budget figures, projecting a shortfall of \$20 billion to \$25 billion, just in the current year. In North Carolina, the Governor asked most agencies to propose cuts of 7 percent to 11 percent. The budget shortfall there may be as high as \$2.2 billion out of a \$14.7 billion budget. In Virginia, the General Assembly recently agreed to across-the-board cuts of as much as 8 percent in order to eliminate a projected biennial shortfall of \$3.8 billion. The harsh experience of other states places Florida's budget in a favorable light.

This budget, consistent with my ongoing priorities, focuses on improving student achievement and ensuring that all of Florida's children receive a quality education; creating a better future for the state's most vulnerable citizens; improving the quality of care in Florida's nursing homes; adopting public safety reforms; and protecting Florida's unique environment.

The 2002-03 budget includes the following highlights:

EDUCATION:

- In four years, K-12 education funding increased by \$3 billion or 27 percent – an increase larger than either term of the previous administration. I also recognize that student success is not based on funding alone and that raising standards leads to better student achievement. The A+ Plan, now fully implemented, lets parents know how students and schools are performing and ensures that students are learning a year's worth of knowledge in a year's worth of time. Under the A+ Plan, social promotion is no longer an option, so that no child is left behind. Education reform in Florida is working, and it is especially beneficial for minority students.
- **Public School Funding:** This year's budget includes historic funding increases for Florida's public schools and students, with a \$1.1 billion increase over current year funding for a total of \$14.2 billion committed to education. This K-12 budget represents a 9 percent increase in total potential funds, or a 6 percent increase per student. The average funding per student will be \$5,207 which reflects a \$295 increase over FY 2001-02.
- **Just Read, Florida!** My goal to have every Florida child reading on grade level or better by 2012 is closer to becoming reality through this

year's dedication of \$11 million in state funds for the "Just Read, Florida!" initiative, with an additional \$45.6 million in federal funds. This program is designed to train and provide resources to teachers as well as create partnerships with volunteer and community organizations to meet the statewide goal of helping every student become a successful and independent reader.

- **The Florida Technology Development Initiative**, proposed in my State of the State speech this year, creates Centers of Excellence dedicated to conducting high-tech research and building technology sectors. This year's budget provides \$30 million to foster innovative, cutting-edge technology research at Florida's colleges and universities, develop commercially viable applications for that research, and recruit high-tech industries and thinkers to the state.

ENVIRONMENT AND QUALITY OF LIFE:

- **Everglades:** Protecting and restoring the Everglade's ecosystem has been one of my top priorities, and this administration has had unprecedented successes in passing legislation to provide critical state and federal funding to implement the Comprehensive Everglades Restoration Plan approved by Congress in December, 2000. In three years, \$667 million in state monies has been committed to this endeavor with the federal government guaranteeing an additional \$235 million to eliminate existing plans to drill off of Florida's coast and prevent development of hydrocarbon resources in the Everglades. This agreement builds on two historic accomplishments in the past year, as President Bush and I revealed a proposal to make our respective administrations the first to eliminate plans for any new offshore drilling off of Florida's coast, and the signing of the first enforceable agreement to ensure that the Everglades receives all of the clean water it will need as the restoration project progresses in the future.
- **Growth Management:** My vision of growth management focuses on those things that truly matter to a community – schools, transportation and the tools to make and implement good decisions. Last week, I signed into law one of my highest legislative priorities, reform of growth management laws to better link growth with school planning and water availability. The FY 2002-03 budget provides \$550,000 to facilitate implementation of this vanguard statewide school planning initiative. Further, the budget provides \$400,000 to the Department of Community Affairs and \$2.5 million to the Regional Planning Councils to provide technical assistance to local governments and to implement planning initiatives throughout the state.
- **Infrastructure:** I believe that Florida must better direct our public funding initiatives to promote growth in areas that are best suited to grow. Focusing on Florida's strategic infrastructure and providing incentive funding options to local governments that demonstrate fiscally sound planning practices will improve the quality of our communities and our state. There is a total of \$4.5 billion available to provide transportation infrastructure projects in the Department of Transportation Work Program. Additionally, the FY 2002-03 budget contains \$107.1 million for water projects.

ELDERS AND OUR MOST VULNERABLE CITIZENS:

- **Senior Drug Program:** Low-income elders in Florida have had difficulty obtaining prescriptions since Medicare does not cover the cost of outpatient drugs. Taking advantage of the new flexibility offered by President Bush's administration, I recommended and the Legislature funded a new program to address this critical problem. The Ron Silver Senior Drug Program expands pharmaceutical coverage to Medicare beneficiaries with family incomes up to 120 percent of the federal poverty level. This new program will provide pharmaceutical benefits to an estimated 68,000 elderly with a monthly benefit of \$160 per participant. Elders will be required to pay a 20 percent co-payment. The Legislature appropriated a total of \$115 million in funding for this new program.

- **Nursing Homes:** Last year, Lieutenant Governor Brogan chaired a task force that sought to provide continued access to high quality, affordable nursing home care. Working with the Legislature, we were able to continue this important initiative in the budget signed today. Included in the budget is new funding to help nursing homes offset the high cost of general and professional liability insurance. The bill provides \$26.9 million in new funds to help nursing homes combat insurance rate increases without raising patient fees. In addition, \$6 million is provided for capitalization of a risk retention pool that will allow nursing homes and assisted living facilities to secure and maintain liability insurance for licensure. This will reduce the financial impact of escalating insurance costs on nursing home residents. Since taking office, Lieutenant Governor Brogan and I, working with the Legislature, have increased funding for nursing homes by \$752 million, a 52.9 percent increase in four years.

- **The Office of Long Term Care:** The new budget includes \$350,000 to fund the Office of Long Term Care Policy in the Department of Elder Affairs, which was created in Senate Bill 1276. The purpose of this office is to improve coordination among the various state agencies and programs providing services to the elders of our state and ensure that frail elders have options for community living arrangements as an alternative to institutional care.

- **Child Welfare System:** I remain committed to our goal of moving child welfare services to a community based care system that will create a safety net for children and families in their local communities. This year's budget includes an additional \$7.5 million to fund the Guardian Ad Litem program for a total of \$17.7 million this year. The volunteer-based program helps protect vulnerable children who have been moved to state care. I am creating a working group to make recommendations for enhancing the initiative, calling for a renewed focus on efforts to recruit, train, and retain volunteers in the program.

- Since 1999, funding for child welfare services has more than doubled from \$414 million in 1998-99 to \$844 million in 2002-03.
- Funding for Healthy Families has also doubled since 1998-99 from \$10 million to \$22 million in this new budget.
- The most important successes have come in the area of adoptions. In the past four years the number of adoptions has increased by 66 percent and the median length of time children are spending in the system has decreased from more than a year and a half to less than one year.

- **Domestic Violence:** This budget continues my plan for improving the condition of the state's 38 domestic violence shelters by providing an additional \$4 million for repairs and renovations to these facilities, for a total of \$8 million over the past four years. These dollars will fund renovation and construction for 33 of the state's 38 shelters. The Legislature and I have tripled state funding for the operation, renovation, and construction of domestic violence shelters for a total appropriation of \$36.8 million. At my request, this year, the Legislature eliminated the \$50 filing fee for protective injunctions from domestic violence. Over 58,000 people requested injunctions in state courts last year to prohibit contact by perpetrators of domestic violence. The Legislature also ensured that Florida continues to receive \$8.8 million annually in federal funds under the Violence Against Women Act and provided an additional \$200,000 for public service announcements related to domestic violence.

PUBLIC SAFETY

- **Domestic Security:** I initiated an immediate response in Florida to the terrorist attack of September 11, 2001, by issuing two Executive Orders that addressed security issues, including a comprehensive analysis and action plan by the Florida Department of Law Enforcement. To help implement those Orders, the 2002 Legislature appropriated \$94 million to address the domestic security needs identified in my FY 2002-03 recommended budget. These appropriations include \$5.2 million to

expand the Department of Agriculture's food and vehicle inspections, over \$20 million to assist local law enforcement with security training and equipment through the Department of Law Enforcement and the Division of Emergency Management, \$38.3 million to continue funding for bio-terrorism and other health security programs, \$27 million for seaport security, and \$2 million to counter cyber-terrorism.

- **Illegal Drug Use and Drug Treatment:** This administration remains committed to reducing illegal drug use by 50 percent by 2005. Since I took office, the state has invested \$1.15 billion in this critical mission to reclaim lives and our communities, including \$242 million in this budget. The results of this investment have been impressive -- over 45,000 additional people are receiving treatment for a total of 245,000 people receiving treatment in 2001. Drug courts -- the most effective of all treatment efforts -- have increased from 36 statewide in 1998 to a total of 70 by 2003.
- **Juvenile Justice and Violent Crime:** The 2002-03 state budget restores 75 juvenile probation officer positions by increasing funding \$3.7 million in this critical area. The Legislature and I have also worked together to adopt landmark public safety reforms such as 10-20-Life for violent gun crimes, Florida's Three-Strike Violent Felony Offender Act for repeat, violent offenders, the Habitual Juvenile Offender Accountability Act for juvenile offenders who commit repeat and violent crimes, and the Family Protection Act of 2001 that created the first mandatory sentence for domestic-violence perpetrators.
- **Lower Crime Rates:** Public safety initiatives have successfully reversed the lenient criminal justice policies of the early 1990's and driven down Florida's crime rates to historic lows. Florida's 2000 Index Crime Rate was 18 percent lower than in 1998, and Florida's 2001 Index Crime Rate was the lowest in 29 years.

MORE EFFICIENT GOVERNMENT

- **Human Resource Outsourcing:** The Human Resource Outsourcing initiative will bring up-to-date technology and service efficiency to Florida government, a system that has remained unchanged for almost 20 years. The outsourcing will consolidate similar personnel related functions across state agencies, resulting in tremendous gains in service delivery and avoiding future costs of up to \$173 million over seven years.

For the first time, the state will have access to real-time data with a high level of financial accuracy. Performance management will become a tangible practice measuring payroll and transaction costs, recruitment costs, cost per employee for service delivery, and time measurement for completion of personnel processes. State employees will be the benefactors of improved performance in delivery of human resource services and the citizens of the State of Florida will realize a more efficient government with a reduction in cost.

- **Abolishment of Department of Labor and Employment Security:** Since taking office, an important goal of the administration has been the achievement of efficient, limited government that serves Florida's taxpayers well. More than simply downsizing government, this initiative has involved the thorough evaluation of state programs in order to streamline cumbersome bureaucracies, as well as deciding where and how given services can be provided to the public most effectively. In the case of workforce development and unemployment compensation, an innovative public-private partnership has been created that provides Floridians with "one-stop" services.

Over the last three years, no agency has embodied this positive change more than the Department of Labor and Employment Security. This agency has undergone a profound self-examination of how workforce development and labor regulation programs should be provided to Florida's citizens, resulting in the streamlining and transference of many programs to other agencies, saving taxpayers a total of \$86.5 million.

STRENGTHENING OUR ECONOMY

- This year's budget includes a corporate income tax deferral of \$262 million to complement similar federal legislation, an increase in property tax exemptions for partially disabled veterans from \$500 to \$5,000 benefiting approximately 90,000 veterans, the elimination of the disabled parking permit fee for a savings of \$2.5 million for disabled Floridians and their families, as well as a five year phase-out of the federal estate tax and gift tax, which will save Florida taxpayers \$153 million in 2002. In four years we have enacted \$6 billion in tax burden relief. These efforts have rolled back the tax increases of the previous eight years and reduced taxes as a percent of personal income from 6.4 percent in FY 1998-99 to under 6 percent in FY 2002-03, the lowest level in 11 years.
- **Budget Reserves:** Budget reserves have grown in Florida by \$1.4 billion to \$2.7 billion in the last four years. While many other states have used their reserves to balance their budgets after the September 11 attacks, Florida leaders instead made difficult decisions to reduce spending, in order to preserve our strong fiscal situation.

In addition to the veto of Section 36 related to P2000 funds, I have used my line-item veto authority to save taxpayer money, thus eliminating \$107 million in appropriations in this budget and more than \$1 billion since taking office.

Several items did not go through committee or statutory processes for inclusion in the budget. The following items were added to the appropriations bill during conference, thus circumventing the scrutiny of the established appropriations process and therefore, are hereby vetoed:

Specific Appropriations 29

Page 15

"29 SPECIAL CATEGORIES
GRANTS AND AIDS - MODEL DISABILITIES
TRAINING PROGRAM
FROM GENERAL REVENUE FUND 183,739"

Specific Appropriation 105

Pages 21 through 24 – A portion of proviso language

"From the funds in Specific Appropriation 105 for the Miami-Dade County school district, the district may provide \$250,000 to Hands in Action for the Family, School and Friends Program."

Specific Appropriation 201

Pages 53 and 54 – A portion of proviso language

"From the funds in Specific Appropriation 201, nonrecurring funds of \$200,000 from the Health Care Trust Fund is to be transferred to the Office of Legislative Services to contract for the completion of a report assessing various proposed mandated health benefit coverages."

Specific Appropriation 463

Page 99 – A portion of proviso language

"Alzheimer's Patient Day Care Services – Hillsborough County Senior Center 100,000"

Specific Appropriations 578A

Page 113

"578A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FAMILY HEALTH FACILITIES
FROM GENERAL REVENUE FUND 75,000"

Funds in Specific Appropriation 578A are provided for Winter Garden Health Alliance.”

Specific Appropriation 1233

Page 180 – A portion of proviso language

“Citizen’s Crime Watch of Miami-Dade County 100,000”

Specific Appropriations 1409

Page 200 – A portion of proviso language

“From the funds in Specific Appropriation 1409, \$15,000 from the General Inspection Trust Fund is provided to the Buckhead Ridge Mosquito Control District in Glades County for replacement equipment.”

Specific Appropriation 1769

Pages 241 through 243 – A portion of proviso language

“City of Palm Bay Septic Tanks 150,000
 City of St. Cloud Sewer Replacement 150,000”

 “South Miami Potable Water Project 250,000”

 “West Miami Wastewater Project 700,000”

Specific Appropriation 2168A

Pages 284 and 285– A portion of proviso language

“, \$500,000 is for grants to counties for infrared thermal imaging helmets/devices for firefighters.”

Specific Appropriation 2746

Page 351 – A portion of proviso language

“From the funds in Specific Appropriation 2746, \$1,500 is provided for the purpose of adding to the signage at the Regional Service Center in Fort Myers, Florida.”

Specific Appropriation 2783A

Page 354

“2783A OTHER PERSONAL SERVICES
 FROM SURPLUS PROPERTY REVOLVING TRUST
 FUND 10,000”

Specific Appropriation 2788A

Page 355

“2788A SPECIAL CATEGORIES
 REFURBISH SURPLUS PROPERTY
 FROM SURPLUS PROPERTY REVOLVING TRUST
 FUND 5,000”

Section 26

Page 416

“SECTION 26. The unexpended balance of funds provided to the Department of Agriculture and Consumer Services for transfer to the University of Florida Institute of Food and Agricultural Sciences in Specific Appropriation 1464A of Chapter 2001-253, Laws of Florida, relating to the IFAS Dover Strawberry Research Center for \$850,000 is hereby reverted and is appropriated and authorized for planning, land purchase and construction for site development of a regional Gulf Coast Research and Education Center in support of strawberry research.”

SECTION 1 – EDUCATIONAL ENHANCEMENT “LOTTERY” TRUST FUND

The following local project has been funded with the Lottery Education Enhancement Trust Fund. I cannot circumvent Constitutional intent and allow Lottery funding to be opened to line item funding for local projects. Therefore, I am withholding my approval for the following line item:

Specific Appropriation 5B

Page 3 - A portion of proviso language

“\$300,000 is provided for SER/SABER,”

SECTION 2 – EDUCATION (ALL OTHER FUNDS)

The budget contains construction projects that have not gone through the facilities review process set in statute. The review process is meant to provide an appropriate mechanism for funding essential facility needs that meet the mission and goals of Florida public education and the state as a whole. We must resist the temptation to circumvent this process given the limited resources available. Therefore, I am limiting my approval to those projects that have been reviewed and approved by the Florida Board of Education as well as those critical safety renovations to Florida’s state-owned buildings and veto the following projects:

Specific Appropriation 20B

Page 13

“20B FIXED CAPITAL OUTLAY
 EDUCATION FACILITIES MATCHING GRANTS
 FROM GENERAL REVENUE FUND 854,000

Funds in Specific Appropriation 20B are appropriated to the Gulf Coast Museum of Art for a museum educational facility with exhibition galleries, an auditorium and studio/classroom buildings for teaching programs in the visual arts. These funds shall be matched with three dollars from private sources for each state dollar received.”

Specific Appropriations 22C

Page 14

“22C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
 NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
 HOLOCAUST MUSEUM
 FROM GENERAL REVENUE FUND 1,366,000

Funds in Specific Appropriation 22C are appropriated to the Florida Holocaust Museum for construction of museum facilities related to the statutory requirement to teach holocaust education. These facilities shall be used to increase the number of school districts and the total number of students served.”

Specific Appropriations 22D

Page 14

“22D GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
 NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
 CLAUDE PEPPER YOUTH INTERVENTION CENTER
 FROM GENERAL REVENUE FUND 683,635

Funds in Specific Appropriation 22D are appropriated to the City of North Miami for construction related to the Claude Pepper Youth Intervention Center.”

The fiscal year 2002-03 budget provides record increases for our K-20 education system and provides maximum flexibility to our schools. Public schools districts can shift funds between categories, and community colleges and universities have greater budget flexibility. Specific items in the budget support statewide initiatives, which include reading and other priorities that improve student achievement and enhance Florida’s K-20 system. Therefore, I am giving my approval to projects which support these priority needs and hereby veto the following:

Specific Appropriation 53A

Page 18

“53A SPECIAL CATEGORIES
 INTEGRATED MARINE RESEARCH PROGRAM -
 UNIVERSITY OF MIAMI
 FROM GENERAL REVENUE FUND 25,000”

Specific Appropriations 116**Page 27 – A portion of proviso language**

“\$500,000 from the Principal State School Trust Fund is for a reading program for teachers and students at the Largo Library in conjunction with the Pinellas County School Board, \$350,000 from the Principal State School Trust Fund is for the Family Literacy Outreach Program, and \$300,000 from the Principal State School Trust Fund is for the Miami Book Fair.”

Specific Appropriations 119A**Page 28**

“119A SPECIAL CATEGORIES
GRANTS AND AIDS - LEARNING GATEWAYS
FROM GENERAL REVENUE FUND 2,614,000

From the funds in Specific Appropriation 119A, \$2,414,000 is provided for Learning Gateway grants and for operation of the statewide Learning Gateway Steering Committee and \$200,000 is provided for development of a Learning Gateway teacher curriculum.”

Specific Appropriation 127**Pages 29 and 30 – A portion of proviso language**

“; \$400,000 from General Revenue is provided as a match for federal funds to Beacon Learning in Bay County to conduct teacher training.”

“and \$275,000 is provided from the Educational Aids Trust Fund for the Florida Humanities Council.”

Specific Appropriation 130**Pages 30 and 31 – A portion of proviso language**

“; \$125,000 is provided to the Newfound Harbor Marine Institute at Seacamp for student education scholarships and teacher training.”

“; and \$10,000 is provided for Saturday Hooked on Arts and Technology.”

Specific Appropriation 166C**Page 41 – A portion of proviso language**

“From the funds in Specific Appropriation 166C, from General Revenue, \$40,400 shall be used to provide mailings and materials for the September "Take Your Dad to School" initiative.”

Specific Appropriation 166Y**Pages 48 and 49 – A portion of proviso language**

“and \$500,000 shall be allocated to Daytona Beach Community College to support efforts by these institutions to obtain accreditation by the Southern Association of Colleges and Schools to award baccalaureate degrees. As an alternative to seeking accreditation to award baccalaureate degrees, the Daytona Beach Community College may use the \$500,000 provided herein to enter into a signed agreement with the University of Central Florida to provide upper level instruction at the joint-use UCF/DBCC campus. Any joint agreement with the University of Central Florida must include sufficient course offerings at the joint-use UCF/DBCC campus to allow students to complete all upper level instruction needed for the award of a baccalaureate degree over a two year period. In the event neither of the above occurs for Daytona Beach Community College, the \$500,000 shall be allocated to Miami-Dade Community College for the purpose as expressed.”

SECTION 3 – HUMAN SERVICES

The budget furthers our highest priorities in health and human services, including child welfare minority health care, services to the developmentally disabled, mental health and substance abuse services, and long-term care services. The budget contains many specific projects that are consistent with these priorities. Others are not, including: fixed capital outlay for facilities not owned by the state; projects not within the mission of the department in which

they were funded; duplicative projects in that funding is provided through another source; projects more appropriately funded through other sources such as the federal government, local governments or private foundations, or through a different branch of government; or projects which have failed to meet performance expectations. Therefore I hereby veto the following items:

Specific Appropriation 201**Pages 53 and 54 – A portion of proviso language**

“This project shall be subject to monitoring as a critical information resources management project under section 282.322, F.S. From the funds in Specific Appropriation 201, \$200,000 from the General Revenue Fund shall be transferred by the Executive Office of the Governor to the legislative Technology Review Workgroup for project monitoring.”

Specific Appropriation 256**Page 66 – A portion of proviso language**

“From the funds in Specific Appropriation 256, \$1,162,662 from the General Revenue Fund and \$1,647,738 from the Medical Care Trust Fund shall be utilized to expand the current nursing home diversion initiative by 100 slots. The Agency for Health Care Administration and the Department of Elderly Affairs shall jointly develop a plan to expand opportunities for diversion projects in rural and underserved areas of the State. At least one project shall be in the Charlotte County area and at least two-thirds of the new slots shall be allocated to current contracts. One-third of these resources shall be available to "Other Qualified Providers" defined under Section 430.703 (7) F.S. until December 31, 2002. If contracts with "Other Qualified Providers" are not executed by December 31, 2002, the Agency and the Department shall use these resources for current nursing home diversion contracts. The Comprehensive Assessment and Review for Long-Term Care Services (CARES) staff of the Department of Elderly Affairs will facilitate enrollment and provide to the plans a list of residents who meet the eligibility criteria for the Nursing Home Diversion Program.”

Specific Appropriation 319A**Page 75 – A portion of proviso language**

“From the General Revenue funds in Specific Appropriation 319A, \$700,000 shall be used by the Department of Children and Family Services for a contract with C-NOW for a pilot program to implement an interactive video monitoring program in selected foster homes or residential group care facilities.”

Specific Appropriation 338**Pages 78 and 79 – A portion of proviso language**

“Emerald Coast Children’s Advocacy Center - Okaloosa and Walton Counties 112,500”

Specific Appropriation 355**Page 81 – A portion of proviso language**

“From the recurring General Revenue funds in Specific Appropriation 355, \$315,000 is provided for a contract with C-NOW for an interactive video technology project. Matching funds of \$315,000 in cash or in-kind match are required.”

Specific Appropriation 355A**Page 81**

“355A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
FIXED CAPITAL OUTLAY FOR PERSONS WITH
DISABILITIES
FROM GENERAL REVENUE FUND 75,000

The following project from Specific Appropriation 355A is funded from non-recurring General Revenue Funds:

AFIRE of Pasco 75,000

Funds in Specific Appropriation 355A for purchase of or improvements to real property are contingent upon the contractor or political subdivision granting to the state a security interest in the property at least to the amount of state funds provided for at least five years from the date of purchase or the completion of the improvements, or as further required by law.”

Specific Appropriation 387A

Pages 86 and 87 – A portion of proviso language

“Children’s Medical Director - New Horizons of the Treasure Coast – Indian River, Martin, Okeechobee, and St. Lucie Counties 90,000”

“School District of Hillsborough County - Mental Health Services 360,000”

Specific Appropriation 409A

Pages 89 and 90 – A portion of proviso language

“Regional Prevention Centers - Creating a System of Prevention 243,750”

Specific Appropriation 411

Pages 90 and 91 – A portion of proviso language

“Substance Abuse - Ethics Training and Investigations 56,250”

Specific Appropriation 422

Pages 92 and 93 – A portion of proviso language

“Immigration Assistance Program 37,500
Single Mothers Initiative – Statewide 112,500”

Specific Appropriation 451N

Page 97 – A portion of proviso language

“From the funds appropriated in Specific Appropriation 451N, \$50,000 is allocated to the Florida State University Institute for Health and Human Services Research, in cooperation with the University of Florida and the University of North Florida, to conduct a study of an expanded role and scope of services at Northeast Florida State Hospital in the development of statewide health and human services, including mental health treatment, technology, training, research, employment empowerment and economic development enhancement. A report detailing the results of the study shall be submitted to the Chairs of the House Fiscal Responsibility Council and Senate Committee on Appropriations by January 31, 2003.”

Specific Appropriation 473

Pages 100 and 101 – A portion of proviso language

“Community Based Long Term Continuum of Care Family Caregivers Initiative - Palm Beach County 74,370
Senior Memory Disorder Program - Broward County 75,000”

“Southwest Focal Point - Early Bird PM Nutrition Program – Broward County 37,500
Senior Staffing Solutions - Broward County 30,000”

Specific Appropriation 494A

Page 103 – A portion of proviso language

“From the funds in Specific Appropriation 494A, \$1,620,000 in nonrecurring funds from the Tobacco Settlement Trust Fund is provided for combining and providing a classroom tobacco education component to the traffic law and substance abuse education courses. Pursuant to guidelines established by the department, each provider who elects to participate in providing the tobacco education component shall be paid \$270,000 for providing the course.”

Specific Appropriation 527

Page 107 – A portion of proviso language

“From non-recurring General Revenue Funds in Specific Appropriation 527, \$500,000 is provided for a statewide vision screening service for pre-school children using a system based on color photo refraction. The

selection of the service provider shall be in accordance with Chapter 287, F.S., and the service provider must have completed a vision screening program in a public school setting using the screening method provided in this paragraph.”

“From the Tobacco Settlement Funds in Specific Appropriations 527, \$56,250 shall be allocated to the Critical Health Nutritional Program in Pinellas County.”

Specific Appropriation 547

Pages 109 and 110 – A portion of proviso language

“From recurring General Revenue funds in Specific Appropriation 547, \$1,000,000 is provided for methadone outpatient treatment, HIV/AIDS, and hepatitis prevention services in Broward and Palm Beach Counties.”

Specific Appropriation 574

Pages 112 and 113 – A portion of proviso language

“Roosevelt Sands Community Healthcare Center Monroe County 67,500”

“Primary Care Outreach Program (Sun Coast Hospital) Pinellas County 270,000

Central Florida Health Care Inc - Hardee, Highlands, Polk 225,000
Prescription Access For The Underserved - Suncoast CHC – Hillsborough 90,000”

“Telehospice - Hope Hospice - Lee County 67,500”

“Primary Care Center - Dania Beach - Memorial Health Care Systems 90,000”

“Heart Center for Excellence - Broward County 187,500
Good News Care Center - Dade County 125,000
Miami-Dade Childhood Lead Poisoning Prevention Program 75,000”

“Senior Memory Disorder Program - South Broward Hospital 75,000
South Broward Hospital District-Health Services-Special Needs/Disabled Population 75,000
Community Medical Care Center – Leesburg 50,000
Primary Care Services-Minority Underserved Population – South Broward Hospital 75,000
Rural Health Network of Monroe County 37,500
Indigent Dental Care Program - Sacred Heart Children’s Hospital - Escambia County 187,500”

“Escambia County Blood Mobile 37,500
Women’s Health - Cardio-Vascular Initiative – Statewide 37,500”

“From the funds in Specific Appropriation 574, \$1,675,000 in non-recurring General Revenue and \$200,000 in non-recurring Tobacco Settlement Trust Fund are provided for a University of South Florida/Tampa General Hospital Stroke Initiative Project. These funds shall be used to match private dollars to create a comprehensive center for education, care, and treatment.”

Specific Appropriation 599

Page 116 – A portion of proviso language

“Joe DiMaggio Children’s Hospital - Hematology/Oncology Program - Broward County (non-recurring) 200,000

Florida Camp for Children and Youth with Diabetes - Alachua County (non-recurring) 75,000
Isabel Collier Read - Collier County (recurring) 513,576”

Specific Appropriations 675A

Page 125

“675A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY

GRANTS AND AIDS - FLORIDA VIETNAM MEMORIAL
WALL
FROM GENERAL REVENUE FUND 100,000

From the non-recurring funds in Specific Appropriation 675A, the Department of Veterans' Affairs shall provide funding for the planning, design or construction of the following:

Florida Vietnam Memorial Wall - St. Lucie County 100,000"

SECTION 4 – CRIMINAL JUSTICE AND CORRECTIONS

In the 2002-03 state budget, the Legislature demonstrated their commitment to public safety by approving many of my budget recommendations, including adequate funding for state prisons, domestic security, a restoration of substance-abuse funding and state attorney and public defender funding that was reduced during the special session.

However, the budget includes items that do not support the core mission of the Department of Corrections. The department's core mission includes the custody, control and supervision of inmates and offenders. The budget also funded juvenile prevention programs in the Department of Juvenile Justice which did not meet the established criteria sent out to over 490 vendors and included in my budget released in January. For the Department of Law Enforcement, core programs that have a statewide impact for assisting law enforcement which are supported by the agency were approved. Local projects to assist local law enforcement, without statewide impact, were not approved. In addition, initiatives which required but failed to have supporting legislation were not approved.

The following projects, that do not support the public safety agencies' core missions, or that provide for the construction of private facilities are hereby vetoed:

Specific Appropriation 798

Page 136 – A portion of proviso language

"From the funds in Specific Appropriation 798, \$197,221 from General Revenue is provided for a contract to assist the Department in improving its waste management practices."

Specific Appropriation 830

Page 139 – A portion of proviso language

"FDC Non-Secure Treatment Program 50,000"
"Agape Women's Center 239,221"

Specific Appropriations 874A

Pages 143 and 144

"874A SPECIAL CATEGORIES
LOCAL COMMUNITY CORRECTIONS PROJECT
FROM GENERAL REVENUE FUND 100,000

The funds in Specific Appropriation 874A from non-recurring General Revenue are allocated as follows:

Gateway Community Services for transitional housing for dually diagnosed inmates 100,000"

Specific Appropriations 1125

Page 168

"1125 SPECIAL CATEGORIES
LEGISLATIVE INITIATIVES TO REDUCE AND
PREVENT JUVENILE CRIME
FROM GENERAL REVENUE FUND 750,000

The funds in Specific Appropriation 1125 are provided for Secrets of Success."

Specific Appropriation 1143

Page 170 – A portion of proviso language

"University of Miami Family Wellness Treatment for Seriously Delinquent Youth 20,000"

Specific Appropriations 1144A

Page 170

"1144A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
AGAPE FIXED CAPITAL OUTLAY NEEDS
FROM GENERAL REVENUE FUND 200,000

Funds in Specific Appropriations 1144A and 1144B are contingent upon execution of an agreement granting the state an appropriate security interest in the property to be improved of at least 5 years."

Specific Appropriations 1144B

Page 170

"1144B GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
NEW PORT RICHEY MARINE INSTITUTE
FROM GENERAL REVENUE FUND 500,000"

Specific Appropriations 1177

Page 174

"1177 SPECIAL CATEGORIES
LEGISLATIVE INITIATIVES TO REDUCE AND
PREVENT JUVENILE CRIME
FROM GENERAL REVENUE FUND 150,000

Funds in Specific Appropriation 1177 are provided for Friends of the Elderly Training Companions for Homes (FETCH) to construct and operate an expanded FETCH program."

Specific Appropriation 1190

Pages 175 and 176 – A portion of proviso language

"Jobs For Florida Graduates 50,000
Southeast Florida Gang Activity Prevention Program 250,000
Mad Dads of Dade County 350,000"
"Palm Beach County Truancy Intervention 300,000
Firehouse Youth Center 200,000"
"Cetary Training Program 200,000
Juvenile Adult Work Services 50,000"

Specific Appropriations 1194A

Page 176

"1194A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND
NONSTATE ENTITIES - FIXED CAPITAL OUTLAY
GRANTS AND AIDS - CLAUDE PEPPER YOUTH
INTERVENTION CENTER
FROM GENERAL REVENUE FUND 250,000

Funds in Specific Appropriation 1194A are contingent upon execution of an agreement granting the state an appropriate security interest in the property to be improved of at least 5 years."

Specific Appropriation 1233

Page 180 – A portion of proviso language

"City of North Miami Beach Security Upgrades 150,000
Pasco County Sheriff's Office Law Enforcement
Radio System Upgrades 100,000"

Specific Appropriations 1303A

Page 188

"1303A LUMP SUM

FLORIDA SAFE INITIATIVE
FROM GENERAL REVENUE FUND 1,000,000

Funds in Specific Appropriation 1303A are contingent upon Senate Bill 34E, or similar legislation becoming law.”

**SECTION 5 – NATURAL RESOURCES/ENVIRONMENT/GROWTH
MANAGEMENT/TRANSPORTATION**

Agriculture plays an important role in our state’s economy and heritage. The budget contains specific appropriations for facilities to promote and showcase our top agricultural products are vital community resources. We have worked closely with the Department of Agriculture and Consumer Services and the Legislature to develop criteria for funding pavilions, including: a 50 percent local match commitment, a requirement that the facility have an operational business plan to ensure that on-going operations and maintenance will be provided at the local level, and specific nonstate funding sources for recurring operating costs.

The emergence of aquaculture as the art and science of farming in water has grown to become an important part of our production economy in the state. The Aquaculture Review Council, authorized in s. 597.005, F.S., makes recommendations on aquaculture policy, research and development needs of the industry. Additionally, the Council develops and submits to the Governor and the Legislature an annual list of projects in priority order for all industry projects, in addition to an approved list of projects submitted by state agencies and university research facilities.

This year I am approving the pavilion projects that met the Agricultural Promotion and Education Facilities Review criteria, the highest priority projects recommended by the Aquaculture Review Council and additional projects identified that provide major, statewide benefit to our agricultural community. The following items that did not meet these criteria are hereby vetoed:

**Specific Appropriations 1345A
Page 193**

“1345A AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - SOIL AND WATER COST
SHARING PROGRAM
FROM GENERAL REVENUE FUND 100,000

From the funds in Specific Appropriation 1345A, \$100,000 from the General Revenue Fund shall be allocated by the Department to mobile irrigation laboratory cost share programs with water management districts and other state, local and federal partners for agricultural water conservation.”

**Specific Appropriations 1411A
Page 200**

“1411A SPECIAL CATEGORIES
MOSQUITO CONTROL PROGRAM
FROM GENERAL REVENUE FUND 2,500,000”

**Specific Appropriations 1443B
Page 204**

“1443B FIXED CAPITAL OUTLAY
ADDITIONS AND REPLACEMENT, POMPANO STATE
FARMERS’ MARKET - DMS MGD
FROM GENERAL REVENUE FUND 500,000”

**Specific Appropriation 1443C
Page 204 – A portion of proviso language**

“Crestview/Okaloosa Multi-Purpose Assembly Facility -
Phase II 100,000
Agricultural Center Renovation—Okeechobee 350,000”

“Florida City Farmer’s Market Infrastructure 100,000”

**Specific Appropriation 1449A
Page 205 – A portion of proviso language**

“UF-IFAS Indian River Research and Education Center –
Aquaculture Program Support 1,182,779”

The Department of Community Affairs administers a number of programs designed to assist Florida’s localities in planning for future growth, responding to disasters, and revitalizing economically distressed areas. To help meet the emergency management needs of Florida’s communities, the department administers the Emergency Management Competitive Grant Program and the Municipal Competitive Grant Program. Both of these programs provide funds to local governments for facility and equipment upgrades to help prepare for, and more effectively respond to, natural and man-made disasters. All such projects are subject to the department’s review and prioritization process before being approved to receive funding under these programs.

Within its Affordable Housing and Neighborhood Redevelopment Program, the department administers several grant programs designed to help Florida’s communities undertake key revitalization projects for economically distressed areas. One of the primary initiatives in this area is the Small Cities Community Development Block Grant Program, a competitive program in which the department awards grants to localities for housing, economic development, neighborhood revitalization, and commercial revitalization purposes.

The department administers several programs designed to encourage the efficient use of energy throughout Florida, including U.S. Department of Energy special projects, energy efficiency standards for new and existing buildings, weatherization grants, and home energy assistance. Funding for these initiatives has been evaluated by the department within the context of accomplishing statewide energy efficiency goals.

I hereby veto the following items:

**Specific Appropriation 1523A
Pages 213 and 214**

“1523A SPECIAL CATEGORIES
GRANTS AND AIDS - LOCAL EMERGENCY
MANAGEMENT AND MITIGATION INITIATIVES
FROM GENERAL REVENUE FUND 1,450,000
FROM EMERGENCY MANAGEMENT
PREPAREDNESS AND ASSISTANCE
TRUST FUND 1,285,000
FROM GRANTS AND DONATIONS TRUST FUND
1,250,000

Funds in Specific Appropriation 1523A shall be allocated as follows:

From the General Revenue Fund:
Senior Center/Special Needs Shelter Facility 300,000
Orange County Sheriff Parcel Interception 1,100,000
City of North Miami Beach Security Upgrade 50,000

From the Emergency Management Preparedness and Assistance Trust Fund:
Enhanced 911 - Lafayette County 50,000
EOC Communications Hardened Center 100,000
Emergency Operations Center - Dade Co 100,000
Monroe County Emergency Operations Center 200,000
Manatee County Special Needs Facility Generator 50,000
Lake Butler City Hall - Fire Station 85,000
Fire Training Tower Replacement 100,000
Big Tree Road Public Message Center 50,000
Encapsulation Project at Miami Children’s Hospital 250,000
Taylor County Emergency Response Center 100,000
Emergency Services Institute 200,000

From the Grants and Donations Trust Fund:
St. Cloud Multi-use Shelter 110,000

EMS Station/Shelter Southeast	100,000
Milton Disaster Shelter/Recreation Center	200,000
Delray Beach Emergency Shelter Retrofit	100,000
Bowling Green Community Center & Shelter	150,000
Regional Disaster Control Center / Special Needs Facility	200,000
State Evacuation Shelter and Emergency Management	40,000
Palm Bay Emergency Operations Center/Shelter	150,000
Senior Center/Special Needs Shelter Facility	200,000

Funds for emergency shelter or critical facility projects listed in Specific Appropriation 1523A are contingent on certification by the Department of Community Affairs that the emergency shelter or critical facility complies with, or will comply with, the structural considerations of ARC 4496, Guidelines for Hurricane Evacuation Shelter Selection. The Department is directed to assist recipients in determining whether the structural considerations are, or can be, met prior to execution of a project contract. By September 1, 2002, the Department shall determine whether any recipient cannot pursue or complete any project, or portion thereof, due to structural or other considerations and may initiate a budget amendment pursuant to the legislative notice and review requirements set forth in s. 216.177, Florida Statutes, to apply any remaining funds to projects which reduce the state's deficit of public hurricane evacuation space.

The source of the Grants and Donations Trust Fund in Specific Appropriation 1523A is the unencumbered cash balance received prior to July 1, 2001, from the Florida Hurricane Catastrophe Fund."

Specific Appropriation 1574A

Page 221 – A portion of proviso language

“From General Revenue:

South County Community Revitalization Plan	100,000
Princeton Operations Center	500,000
Professional Opportunities for Students (POPS)	300,000

From the Operating Trust Fund:

Pecks Landing Affordable Housing	50,000
Florida City Affordable Housing Program	100,000
Big Pine Key Habitat for Humanity Affordable Housing Dev	50,000”

Specific Appropriation 1574B

Page 221

“1574B SPECIAL CATEGORIES
 MIAMI-DADE COUNTY EMPOWERMENT ZONE
 FROM GENERAL REVENUE FUND 5,000,000”

Specific Appropriation 1600

Page 224 – A portion of proviso language

“Florida Electrochromic Program	750,000”
“Renewable Energy - Leon County	1,000,000”

Water is vital to Florida's environment, our state's economy, and our future. It is the essence of our unique state and forms the basis for most of Florida's ecosystems. One of our toughest challenges is protecting and restoring the water quality in our 7,700 freshwater lakes and 1,700 rivers and streams, and protecting the 33 first magnitude springs that give the Florida landscape much of its character and contribute greatly to our economy. Our once pristine and abundant fresh surface water bodies have been drained, dredged, ditched, diked, impounded and polluted. To implement a better water policy, we began working with the Legislature in 2000-01 to establish a way to improve water quality and provide better funding for surface, waste and storm water management improvement projects. A record \$143 million was provided for these projects in FY 2000-01 and \$121 million in FY 2001-02 (a total of \$264 million).

In order to set priorities for this year's limited resources and efficiently complete those projects already underway, further direction was needed. As

they did last year, this year the five water management districts proposed projects for priority waterbodies that provide significant water quality, stormwater management improvements and flood protection for important regional water resources. Projects that met this priority designation by the water management districts and were approved by the Department of Environmental Protection are approved in this budget.

Funding for wastewater treatment projects is also crucial to protecting our state's water resources. Last year, funding for these projects was provided to those reviewed by the Water Advisory Panel that received funding in fiscal year 2000-2001. Priority was provided to those wastewater projects that were under construction and served a disadvantaged community. This year, priority was placed on continuing funding for wastewater projects that had received funding each of the last two years.

Florida has a long-standing policy of conserving natural lands and waters, affording residents and visitors quality recreational experiences. The Florida state park system was created to achieve this worthy policy and currently attracts over 18 million visitors per year. The Legislature has once again provided generously to continue the commitment to enhance state parks, greenways and trails, with over \$150 million appropriated for the upcoming fiscal year. In addition, \$27 million was appropriated to fund the Florida Recreational Development Assistance Program (FRDAP). The FRDAP program provides local recreational opportunities for our communities, and I am pleased to approve the projects that went through this statewide grant application and review process.

Florida's rich diversity and abundance of plant and animal species makes it unique. This diversity and abundance brings with it a responsibility to protect and preserve the diversity, maintain the abundance, and prevent extinction. Florida is home to 530 endangered and threatened species. Projects for enhanced research and new technologies to preserve and enhance our wildlife resources are approved.

Therefore, I am giving my approval for the many worthwhile projects in the budget, but withhold my approval for the following projects that failed to meet the standards.

I hereby veto the following appropriations:

Specific Appropriation 1624A

Page 227

“1624A SPECIAL CATEGORIES
 ACQUISITION OF MOTOR VEHICLES
 FROM INVASIVE PLANT CONTROL TRUST FUND
 319,000”

Specific Appropriation 1632

Page 228 – A portion of proviso language

“From the funds in Specific Appropriation 1632, \$100,000 from the Internal Improvement Trust Fund shall be expended for the preparation of an offer to purchase the property popularly known as Hialeah Park Race Track located at 2100 East Fourth Avenue, Hialeah, Florida in an amount not to exceed the value set by that certain appraisal dated November 17, 1998, by Quinlivan Appraisal, P.A., in accordance with the Department of State Request for Proposal #973-740-07-99-01. The Division of State Lands shall have the appraisal updated and an offer to purchase the subject property shall be filed with the owner of the subject property by no later than November 30, 2002, and the offer shall require acceptance of such offer by the owner of the subject party by no later than December 31, 2002. The offer shall state that such offer is subject to the availability of appropriated funds during the 2003-2004 Legislative Session.”

Specific Appropriation 1645

Page 229 – A portion of proviso language

“From the South Florida Water Management District’s share of Florida Forever funds in Specific Appropriation 1645, \$8,000,000 shall be dedicated to the Biscayne Bay Coastal Wetlands CERP project.”

Specific Appropriation 1738A

Page 237

“1738A SPECIAL CATEGORIES
ACQUISITION OF MOTOR VEHICLES
FROM PERMIT FEE TRUST FUND 55,000”

Specific Appropriation 1765A

Pages 240 and 241 – A portion of proviso language

“From the funds provided in Specific Appropriation 1765A, \$200,000 is appropriated to the Key Largo Wastewater Treatment District, contingent on matching funds in the amount of \$150,000 being provided by Monroe County.”

Specific Appropriation 1769

Pages 241 through 243 – A portion of proviso language

“Assessment of Harmful Algal Blooms on Coral Reefs in South Florida (Green Tide) 500,000”

“Charlotte Park Wastewater Expansion--City of Punta Gorda 783,265”

“Chattahoochee Wastewater Treatment Facility Improvement 250,000”

“City of Blountstown Sewer Upgrade 200,000
City of Monticello Inflow/Infiltration 250,000”

“Curlew Channel "A" Drainage Project 500,000”

“Nile Garden Drainage Improvement 250,000”

“Pinellas County--Drainage Improvement Park Blvd Punta Gorda Wastewater Treatment Plant Expansion 500,000
3,906,568”

“Skyview Wastewater Systems 821,000
Solona Wastewater Improvements--City of Punta Gorda 500,000”

“Wares Creek Maintenance Dredging 350,000”

“West Augustine Septic and Sewer Renovation 891,000”

Specific Appropriation 1798A

Page 246

“1798A AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - PROJECTS, CONTRACTS AND GRANTS
FROM GENERAL REVENUE FUND 200,000
FROM LAND ACQUISITION TRUST FUND 2,500,000

The Land Acquisition Trust Fund dollars provided in Specific Appropriation 1798A must be used for the purposes consistent with s. 375.041(6), Florida Statutes, and shall be advanced to Hardee County for rural economic development and infrastructure purposes.

The \$200,000 in recurring General Revenue in Specific Appropriation 1798A, is for the Centers for Excellence in Organic Recycling in Sumter County.”

Specific Appropriation 1843A

Page 249

“1843A GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES - FIXED CAPITAL OUTLAY

LOCAL PARKS

FROM LAND ACQUISITION TRUST FUND 385,000

The funds in Specific Appropriation 1843A are provided for the following local parks:

Barrineau Park - Escambia County 75,000

Wee Care Park - Walton County 150,000

Biscayne Shores Park - Miami/Dade County 160,000”

Specific Appropriation 1870A

Page 251

“1870A FIXED CAPITAL OUTLAY
NAVARRE BEACH STATE PARTK
FROM LAND ACQUISITION TRUST FUND 2,000,000”

Specific Appropriation 1999A

Page 262

“1999A SPECIAL CATEGORIES
CONTRACTED SERVICES
FROM GENERAL REVENUE FUND 500,000

From the funds in Specific Appropriation 1999A, the Fish and Wildlife Conservation Commission is directed to contract with a private vendor for a coastal security study. A report is to be submitted to the Governor and the presiding officers of the Legislature by December 15, 2002.”

Specific Appropriation 2004A

Page 263

“2004A SPECIAL CATEGORIES
DERELICT VESSEL REMOVAL PROGRAM
FROM MARINE RESOURCES CONSERVATION TRUST FUND 500,000”

Specific Appropriation 2006B

Page 263

“2006B FIXED CAPITAL OUTLAY
800 MEGAHERTZ DISPATCH CENTER – LAKE CITY
FROM STATE GAME TRUST FUND 102,000”

Specific Appropriation 2011A

Page 264

“2011A SPECIAL CATEGORIES
ACQUISITION AND REPLACEMENT OF BOATS, MOTORS, AND TRAILERS
FROM STATE GAME TRUST FUND 75,000”

Specific Appropriation 2024A

Page 265

“2024A FIXED CAPITAL OUTLAY
VISITOR FACILITY – FRED C. BABCOCK/CECIL M. WEBB WILDLIFE MANAGEMENT AREA – DMS MGD
FROM STATE GAME TRUST FUND 530,212”

Specific Appropriation 2036B

Page 267

“2036B FIXED CAPITAL OUTLAY
WEST FLORIDA ANGLER OUTREACH CENTER
FROM STATE GAME TRUST FUND 369,316”

Specific Appropriation 2046C

Page 268

“2046C GRANTS AND AIDS TO LOCAL GOVERNMENTS AND NONSTATE ENTITIES – FIXED CAPITAL OUTLAY
GAG GROUPEE PROGRAM
FROM MARINE RESOURCES CONSERVATION TRUST FUND 184,000”

Specific Appropriation 2048**Page 269 – A portion of proviso language**

“Specific Appropriation 2048 includes \$1,000,000 in General Revenue Funds for Mote Marine Laboratory to be used for harmful algal bloom, red tide, and black water research.”

Specific Appropriation 2049**Page 269 – A portion of proviso language**

“From the funds in Specific Appropriations 2047 and 2049, up to \$75,000 from the General Revenue Fund shall be used to fund one position and supplies to increase site specific red tide protocols for clam and other shellfish farmers.”

The Department of Transportation, in concert with the Florida Transportation Commission, has already initiated a comprehensive effort to maximize the state’s return on federal reauthorization of transportation funding in 2003. I hereby veto the following:

Specific Appropriation 2068**Page 271 – A portion of proviso language**

“From the funds in Specific Appropriation 2068, \$200,000 shall be used by The Florida Transportation Commission to develop a strategic plan for mobilizing the public and transportation interests in Florida to maximize the state’s return on federal reauthorization of transportation funding in 2003. The goal of the plan is to develop a consensus action plan for fully funding strategic transportation systems throughout the state. The plan shall include recommendations for: 1) educating transportation interests in the state on the benefits of a comprehensive intermodal infrastructure; 2) developing cost-effective strategies for leveraging joint public and private sector resources; 3) developing innovative financing techniques for attracting federal dollars to Florida; and, 4) improving the cost-efficient transportation of goods and people in Florida. The Commission may contract as necessary for assistance in producing the plan.”

I hereby veto the following item because it does not meet the requirements of the Department of Transportation’s Work Program:

Specific Appropriation 2077**Pages 272 and 273 – A portion of proviso language**

“From Funds in Specific Appropriation 2077, \$250,000 from the State Transportation (Primary) Trust Fund shall be provided to conduct Phase I of the Planning, Development and Environmental Study necessary for the replacement of the North Hutchinson Island bascule bridge.”

I hereby veto the following appropriations:

Specific Appropriation 2162A**Page 283**

“2162A LUMP SUM
TRANSITION EXPENSES FOR NEW CABINET
OFFICERS
FROM GENERAL REVENUE FUND 1,000,000”

Specific Appropriation 2179B**Page 289 – A portion of proviso language**

“Tampa Hills, Urban League Headquarters & Skills Training Ctr 50,000”

Specific Appropriation 2222B**Page 291**

“2222B SPECIAL CATEGORIES
FLORIDA GOVERNORS INDIAN COUNCIL
OPERATIONS
FROM GENERAL REVENUE FUND 115,000”

Specific Appropriation 2236E**Pages 293 and 294 – A portion of proviso language**

“The Child Care Association of Brevard 100,000”

Specific Appropriation 2432A**Page 316**

“2432A SPECIAL CATEGORIES
TRANSFER TO THE FLORIDA MOBILE HOME
RELOCATION TRUST FUND
FROM GENERAL REVENUE FUND 500,000”

Funding for economic development, which is primarily contained within the budget of the Office of Tourism, Trade, and Economic Development (OTTED), is provided to allow for quick response to economic opportunities for Florida.

There are economic development programs within OTTED and Enterprise Florida with criteria in place for reviewing and ranking economic development projects, and such projects are properly evaluated within this framework. As these programs have clearly stated goals and performance expectations, we can and should utilize this established and proven system to ensure that the most beneficial economic development projects are the ones that ultimately receive state investment.

I hereby veto the following appropriations:

Specific Appropriation 2484A**Page 323 – A portion of proviso language**

“Human Development & Resources Ctr. - St. Lucie Co	50,000
Vecinos en Accion	50,000
Urban Business Economic Development Program (UBED)	50,000
Brick Street Restoration Program	200,000
Engineering Study - Pinellas Co	125,000
Ormond Beach Corridor Economic Revit. Plan (CERP)	100,000
Jupiter Theatre Acquisition and Renovation	100,000
Peabody Auditorium - Volusia Co	100,000
Tarpon Springs Heritage Museum and Park	100,000
T.T. Wentworth State Museum & Gardens	500,000”

“Florida Services Export Program (FSEP)	400,000
Mayors Summit of the Americas, Inc	100,000
One Stop Permitting - Broward Co	50,000
Economic Incentives Program	50,000
Florida Empowerment Zone Act	100,000
HUBZONE Business Opportunity	50,000
FAMU/USF Technology Assistance	50,000
USF’s Policy Exchange Center on Aging-Study on Affordable Assisted-living Services for Minority Persons	100,000
Lake Butler Main Street Sewage Collector Repairs	100,000
MacDonald House Renovations	100,000”

“Ponce de Leon Boulevard Corridor Economic Revitalization 250,000

From funds in Specific Appropriation 2484A allocated to the Florida Services Export Program (FSEP), Enterprise Florida, Inc. shall contract with the Greater Miami Chamber of Commerce for the operation and marketing of an online business center providing information about Florida service providers to international companies, and the promotion of Florida international services worldwide through a program of trade missions, seminars and workshops.”

Specific Appropriation 2486**Pages 323 and 324 – A portion of proviso language**

“General Revenue Funds in Specific Appropriation 2486 are provided for transportation projects that facilitate the economic development and growth of the state. Such transportation projects are appropriated to create new employment opportunities, expand transportation infrastructure, improve mobility, and increase transportation innovation.

The General Revenue Funds in Specific Appropriation 2486 shall be allocated as follows:

Palm Bay Beltway - Brevard Co	100,000
Orlando Executive Airport East Ramp Pavement Rehab	50,000
Kissimmee Park Road Turnpike Exchange	150,000
Rehab. Runway 18-36 Pavement: FDOT Project #409823	
	250,000
Bay County Intelligent Transportation System	750,000
Widening of Substandard Roads - Old Dixie	50,000
Preliminary Design Study for County Road 210/US 1	100,000
Orlando Executive Aviation Wash Pad Facilities	150,000
Widening of Sand Lake Road	400,000
West Virginia Corridor - St Lucie Co	100,000
Ice Palace to Whiting Line - Tampa Electric Streetcar	200,000
City of Opa-Locka Street Resurfacing	50,000
Maine Street - Orange Co	800,000
CR 455 Extension - Lake Co	200,000
Right of Way Acquisition for East State Road 50	500,000
Capital Circle NW/SW from U.S. 90 to I-10	400,000
State Road 78 (Pine Island)	100,000
Palmetto Avenue Extension	500,000
People Mover Feasibility Study	150,000
Airline Maint. Hanger & Reservations Center Complex	200,000
Brandon Main Street	1,000,000
On and Off Port Rail System Improvements	150,000
Sidewalk - Madison Co. School, Town of Lee	50,000
Matanzas Woods Overpass--Flagler County	100,000
State Road 312 Extension	100,000
Aviation Fuel Farm; FDOT Project # 409821	50,000"
"Connector Road - Oleta State Park	400,000
Florida Central Railroad Freight Terminal for W Orange Co	1,100,000
Treasure Coast Air Traffic Radar System	250,000
Myrtle Ave. Roadway Drainage Improvement	300,000
Tyrone Boulevard Overpass - Pinellas Co	400,000
Port Security Enhancements - Broward Co	100,000
Livingston Street Redesign	1,000,000
Port of Tampa/Intermodal Yard-Vehicle Distribution Center	400,000
SR 7 Drainage Improvement - West Boynton Beach	500,000
I-75/University Parkway Interchange	300,000

Funds provided in Specific Appropriation 2486 for Brandon Main Street are contingent upon adoption of traditional neighborhood development (TND) zoning regulations for the Brandon Main Street area by the Hillsborough County Board of County Commissioners. The TND regulations will implement adopted Comprehensive Plan polices for the community plan and further the community's vision for development and redevelopment in the area. Following adoption of the TND regulations, private development and redevelopment in the area will contribute to the realization of the community's vision through required site and building design standards."

I hereby veto the following appropriations:

Specific Appropriation 2540

Page 330 – A portion of proviso language

"From funds in Specific Appropriation 2540, \$700,000 is provided from the Highway Safety Operating Trust Fund for the Department to develop a virtual driver simulation system. The Department shall include any required specifications for the system that are necessary to test persons applying for driver licenses. The Department shall make an assessment of the feasibility and potential cost savings for implementing this technology. The Department shall present its recommendations and findings to the Legislature by February 3, 2003."

Page 343 – A portion of proviso language

"Funds in Specific Appropriation 2681 through 2684 include 77 new positions and \$5,405,026 from the Workers' Compensation Administration Trust Fund for the Workers' Compensation Program."

Specific Appropriation 3106E

Page 385

"3106E SPECIAL CATEGORIES
ACQUISITION OF MOTOR VEHICLES
FROM GRANTS AND DONATIONS TRUST FUND
14,500"

Each year, millions of dollars in funding are approved for historical and cultural projects, but only after they have been submitted for review, evaluation and recommendation by the Department of State. All historical and cultural projects that were approved by the department through its evaluation process received funding in this budget. I hereby veto the following appropriations:

Specific Appropriation 3106G

Page 385

"3106G SPECIAL CATEGORIES
POWELL CROSLY ESTATE
FROM GENERAL REVENUE FUND 400,000"

Specific Appropriation 3139A

Page 390

"3139A SPECIAL CATEGORIES
GRANTS AND AIDS - CULTURAL PROJECTS
FROM GENERAL REVENUE FUND 800,000

Funds in Specific Appropriation 3139A are provided for the following programs and projects:

Hernando County Public Library System	50,000
Lake County Library Operations	50,000
Fl Assoc. of Women's & Girls Clubs, Inc./Boys' Auxiliary	50,000
Bay of Pigs Museum & Library	50,000
Nehrling Gardens	400,000
Hialeah High Cultural Center	50,000
Hialeah Library	50,000
Hispanic Theatre Guild	100,000"

OTHER SECTIONS

I hereby veto the following appropriation:

Section 17

Page 415

"SECTION 17. There is hereby appropriated from the School Infrastructure Thrift Program account balance within the Department of Education, the sum of \$10,000,000 as a grant to fund a SMART schools demonstration high school project in Manatee County. The project shall be planned, designed, and managed by the Manatee School Board."

I am proud that Floridians overwhelmingly supported the conservation and preservation of environmentally sensitive, greenspace and recreation lands when we proposed the Florida Forever Act to the Legislature in 1999 and I am very pleased the Legislature passed the act. It assures that there will be an ongoing, significant program to acquire and manage these precious resources following the extraordinary success of Preservation 2000. Providing a solid base of funding for these efforts is critical to the overall success of the state's land acquisition programs and the local and regional programs that have entered partnerships for specific local and regional land projects. These projects not only help protect Florida's environment and provide great places for recreation, they are vital to assure a high quality of life for our residents and visitors. The solid base of funding has been somewhat eroded this year with the legislative appropriation of \$100 million in funds from the Preservation 2000 and Florida Forever Debt Service Reserve Fund. These are funds that should be used to meet the purposes of Everglades restoration, a top

priority, and other land acquisition programs that are so important to our quality of life. Using these funds to supplement general revenue is not fiscally prudent and it has the effect of weakening a conservation program that has been the model for a nation.

For these reasons, I hereby veto the following appropriation:

Section 36

Page 418

“SECTION 36. \$100 million of funds in the Debt Service Reserve Fund for Preservation 2000 and Florida Forever bonds is hereby appropriated to the Sinking Fund for the Preservation 2000 and Florida Forever Programs. The Division of Bond Finance and the Department of Environmental Protection shall purchase a surety bond to replace these funds. \$100 million is hereby transferred from the Land Acquisition Trust Fund to the General Revenue Fund.”

The portions of House Bill 27E which are set forth herein with my objections are hereby vetoed, and all other portions of House Bill 27E are hereby approved.

Sincerely,
JEB BUSH
Governor

The Honorable Johnnie Byrd
Speaker, House of Representatives

February 3, 2003

Dear Mr. Speaker:

In compliance with the provisions of Article III, Section 8(b) of the State Constitution, I am transmitting to you for consideration of the House the following 2002 vetoed bill, Special Session E. The Governor's objections are attached thereto.

HB 69-E An act relating to transportation...

Sincerely,
KEN DETZNER
Secretary of State

CORRECTED

The Honorable Katherine Harris
Secretary of State

June 5, 2002

Dear Secretary Harris:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, House Bill 69-E, enacted during the 104th Session of the Legislature, since statehood in 1845, during the Special Session E of 2002, and entitled:

An act relating to transportation...

House Bill 69-E would prohibit the Central Florida Regional Transportation Authority from acting as the Community Transportation Coordinator for the transportation disadvantaged program effective June 30, 2003, unless the Legislature finds that the authority is in compliance with state law and standards. This bill is an attempt to correct past deficiencies in the delivery of transportation disadvantaged services.

However, there is an established process for the designation of Community Transportation Coordinators for the transportation disadvantage program, one that involves local participation and the Transportation Disadvantaged Commission. This bill bypasses that established process and, by taking this action, the Legislature has inserted its judgment for those that are directly responsible for this service – local officials from Osceola, Orange and

Seminole counties. The Authority has recognized and taken appropriate steps to rectify the service problems. I hope that the valid concerns of the area's legislators will be resolved by the much needed improvement in service. Further, the language in this bill was never heard in committee, thus providing no opportunity for public input.

For the reasons provided above, I am withholding my approval of House Bill 69-E, and do hereby veto the same.

Sincerely,
JEB BUSH
Governor

Pursuant to Rule 6.6, vetoed bills HB 447, HB 711, HB 979, HB 1033, HB 1035, HB 1177, and HB 1677; CS/HB 1683 (2002 Regular Session), HB 27-E and HB 69-E (2002 Special Session E), together with the Governor's objections thereto, were referred to the Committee on Procedures.

Introduction of House Concurrent Resolution

On motion by Rep. Ross, the rules were waived for introduction and consideration of a concurrent resolution.

By Representatives Ross and Murman—

HCR 8001—A concurrent resolution providing that the House of Representatives and the Senate convene in Joint Session for the purpose of receiving a message from the Governor.

WHEREAS, His Excellency, Governor Jeb Bush, has expressed a desire to address the Legislature in Joint Session, NOW, THEREFORE,

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

That the House of Representatives and the Senate convene in Joint Session in the Chamber of the House of Representatives at 11:30 a.m. this day, March 4, 2003, for the purpose of receiving the message of the Governor.

—was read the first time by title. On motion by Rep. Ross, the rules were waived and the concurrent resolution was read the second time by title. On motion by Rep. Murman the concurrent resolution was adopted. Under the rule, the concurrent resolution was immediately certified to the Senate.

Remarks of the Speaker

Members, it is a great day in the state of Florida. [applause] And again, I want to welcome you to the convening of the 81st Florida House of Representatives since statehood.

Today, one of our Members, Carey Baker, is answering a higher call: a call to national service. And we pray for his temporary absence and look forward to his return. In a moment, we plan to recognize Lori Baker, Carey's wife, and Leighton, his son. Lori, we want you to know, wherever you are, that the Florida House has you in our hearts and our prayers, and we have Carey in our prayers during these dangerous times ahead. And we know that the real heroes are those who, in times of decision, venture much for the liberties that we now enjoy. So we need to keep Representative Baker in our prayers.

Also, I'd like to recognize a friend in the gallery, Suan Grant. She is a good friend of mine who is a soldier in another war. She is a soldier in the war against Alzheimer's disease. Suan, where are you? Where is Suan? There she is. Let's welcome Suan Grant. [applause] Welcome to the Florida House. Suan is fighting another war. She is fighting to help us find a cure to Alzheimer's disease, which afflicts her husband, Jackie. And I'm glad that you are on the frontlines fighting for us every day. I couldn't think of anyone better to do it. And so, we know your work is important, and we look forward to working with you over the next 60 days.

I'd also like to thank all of our spouses, our friends, our families, our supporters, who, quite simply, they just believe in us. And we want to thank all of our supporters that are here today for nurturing that voice inside of us that one day said we could make a difference.

I was looking for a good quote and I found one by Karl Wallenda, the great highwire and trapeze artist, who said that life is being on the wire, life is being on the wire, and everything else is waiting, everything else is waiting. And so our waiting is over. I'm glad the interim is over. Everything is over. Now we begin. It's our time to live. It's our time to live up to our dream as public servants; it's our time to step out onto the tightrope and make a difference for the people of Florida.

Now is the time to stand up, to speak out, and to stand out in this body. As we step into the public arena, I think of Robert Frost; and I'm going to loosely paraphrase what he said. He said: It matters not what lies behind us, it really matters not what lies ahead of us; the truth is, it matters what lies within us. And so for the next 60 days, we are going to test what is inside of us. We'll ride a roller coaster of emotions. We'll be mad; we'll be sad; we'll be glad; we'll be frustrated; and we'll be that all at once, sometimes. But when the dust settles, when the dust settles, my hope is that each of us in this Chamber will marvel, will marvel at our democracy, and marvel at the fact that it is a gift that only God could have inspired to our Founding Fathers.

And I want each of you to know that I will do everything in my power to move your agenda forward, so that, as I've said before: When the dust settles on the 60th day when you leave here, when you leave here, that the only thing that stood between you and your dreams was the number of hours in the day. And remember this: that to make a difference, to make a difference, you have to be different. And that's what the Florida House of Representatives is. We are different. Tom Feeney taught me: You have to say something; you have to do something; you have to be something. And if you say nothing, you do nothing, you are nothing. So I challenge you to step out on the high wire: Say something bold; say something daring; say something courageous. Do something new; do something innovative. And I believe that you are indeed something distinct. I believe you are something exceptional. And I believe that you are unique, because you are the product of a bold idea. You are the product of something we call term limits; you are the product of a bold idea. The Florida House will be a Member-driven process. And whether you are a Democrat, a Republican, freshman, senior, man, woman—whatever your demographic—Hispanic, African American, Anglo, if you have an idea that makes Florida a better place to live, to work, to worship, to raise a family, then you will be a success in the 81st Florida House.

The future is bright; the stage is set. I believe that we ought to build this House on a premise here that is almost like a three-legged stool: that the respect for the institution of the Florida House is going to depend on the majority's ability to act, the minority party's ability to be heard in a meaningful way, and the public's right to know. So we're committed to all of those, especially the public's right to know and the right of the House to communicate in ways that we've never communicated before, to people to whom we have never communicated before.

So let's work to unleash the economic power of the free marketplace. Let's protect our fragile small businesses, the ones that made our economy the strongest in the nation. Let's build a state budget where we live within our means, a budget that puts the needs of hard-working Floridians and their families before the endless needs of big government. Let's build a Florida, let's build a Florida on a future that is built on their strengths, not their weaknesses. And let's never forget to embrace the rich racial and ethnic heritage that we have in Florida. It's important work. Let's invest in the creative potential of our research institutes at our state universities and other places to cure disease. And in the end, let's simply love this state for being a land of opportunity. And let's protect this field of dreams called Florida.

Ronald Reagan, in his closing days, said this: Whatever else history will say about me, when I am gone, I hope it will record that I appealed to your best hopes, not your worst fears, to your confidence and not your doubts. And so, I'm optimistic that 60 days from now when you leave this place exhausted

and weary, you will say that I worked for an optimistic vision of Florida: full of hope, full of promises, full of choices for the people of Florida, and that I made a difference.

Let's go to work. [applause]

Presentation of Former Members

The Speaker presented the following former Members: the Honorable Dixie Newton Sansom; the Honorable Thomas B. "Tom" Drage, Jr.; the Honorable Richard T. "Rich" Crotty; the Honorable Bobby Brantley, former Lieutenant Governor; the Honorable John A. Grant, Jr.; the Honorable Van B. Poole; the Honorable Frank S. Messersmith; the Honorable David I. "Dave" Bitner; and the Honorable Carlos L. Valdes.

Committee to the Senate

On motion by Rep. Rubio, the Speaker appointed Reps. Troutman, Robaina, Poppell, McInvale, and Berfield as a committee to notify the Senate that the House was convened and ready to transact business. The committee was excused to perform its assignment.

Introduction of House Resolutions

On motion by Rep. Harrington, the rules were waived and HR 9017 was allowed for introduction and consideration today.

On motion by Rep. Harrington, the rules were waived, the privilege of the floor was granted to Lori and Leighton Baker, wife and son of Representative Baker, and Melane Byrd, First Lady of the House.

By Representative Harrington—

HR 9017—A resolution paying tribute to Representative Carey L. Baker.

WHEREAS, at the convening, on this 4th day of March 2003, of the 105th Regular Session since Statehood in 1845, the absence of State Representative Carey L. Baker of District 25 will be duly noted while he is sacrificing his time for the good of his native state and country, and

WHEREAS, in the year 2000, following in the footsteps of his father, former State Representative Leighton L. Baker, Carey L. Baker sought and won the privilege of representing his constituency in the Florida Legislature, and

WHEREAS, Representative Baker's leadership and personality will be missed as the 105th Legislature convenes while he places on hold his legislative career and family time to fight to preserve the freedoms that ultimately allow this Body to meet, and

WHEREAS, Representative Baker has served his state and nation for 22 years as a citizen soldier, having enlisted in the Florida Army National Guard in 1981, and has successfully balanced his military service with his devotion to family and community, and

WHEREAS, in light of the growing threat of terrorism upon the citizens of the United States, Representative Baker asked for and received permission to be excused from active participation in the 2003 Regular Session and, as First Sergeant Carey L. Baker, is currently assigned to the Middle East as part of the 124th Infantry Division, and

WHEREAS, Representative Baker was married to his lovely wife, Lori, in 1997, and although he is separated by a distance of thousands of miles from his wife and their infant son, Leighton, the family will be united in thoughts and prayers as they observe the sixth anniversary of their wedding on March 8, 2003, NOW, THEREFORE,

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

That the Florida House of Representatives is honored to take advantage of this occasion to pay tribute to State Representative Carey L. Baker and to commend him for his sacrificial service to his state and nation.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Lori Baker as a tangible token of the sentiments expressed herein and as

evidence of the sincere gratitude accorded her for the sacrifices she is making for her country, state, and family, and with the added assurance that the Members of this Body extend to her their warmest congratulations on the occasion of her sixth wedding anniversary and on the birth of her infant son, Leighton.

—was read the first time by title. On motion by Rep. Harrington, the rules were waived and the resolution was read the second time in full and adopted.

On motion by Rep. Harrington, the board was opened [Session Vote Sequence: 3] and the following Members were recorded as cosponsors of the resolution, along with Rep. Harrington: Reps. Adams, Allen, Ambler, Anderson, Antone, Arza, Attkisson, Ausley, Barreiro, Baxley, Bean, Bendross-Mindingall, Bense, Benson, Berfield, Bilirakis, Bowen, Brandenburg, Brown, Brummer, Brutus, Bucher, Bullard, Byrd, Cantens, Carassas, Clarke, Cretul, Culp, Cusack, D. Davis, M. Davis, Dean, Detert, Domino, Evers, Farkas, Fields, Fiorentino, Galvano, Gannon, Garcia, Gardiner, Gelber, A. Gibson, H. Gibson, Goodlette, Gottlieb, Green, Greenstein, Haridopolos, Harper, Harrell, Hasner, Henriquez, Hogan, Holloway, Homan, Jennings, Johnson, Jordan, Joyner, Justice, Kallinger, Kendrick, Kilmer, Kosmas, Kottkamp, Kravitz, Kyle, Littlefield, Llorente, Machek, Mack, Mahon, Mayfield, McInvale, Meadows, Mealor, Murman, Murzin, Needelman, Negron, Patterson, Paul, Peterman, Pickens, Planas, Poppell, Prieguez, Quinones, Reagan, Rich, Richardson, Ritter, Rivera, Robaina, Roberson, Ross, Rubio, Russell, Ryan, Sansom, Seiler, Simmons, Slosberg, Smith, Sobel, Sorensen, Spratt, Stansel, Stargel, Troutman, Vana, Waters, Wiles, Wishner, and Zapata.

The Speaker recognized Rep. Harrington to approach the well for brief remarks, where he was joined by Melane Byrd and Lori and Leighton Baker. Rep. Harrington presented a flag to Lori Baker, in commemoration of Rep. Baker's service to the nation.

The Sergeant at Arms placed a commemorative flag on the desk of Rep. Baker, where it was to remain until his return.

Moment of Silence

The House observed a moment of silence in honor of Rep. Baker.

On motion by Rep. Anderson, the rules were waived and HR 9015 was allowed for introduction and consideration today.

On motion by Rep. Anderson, the privilege of the floor was granted to Christopher Still.

By Representative Anderson—

HR 9015—A resolution honoring Christopher M. Still.

WHEREAS, a native and lifelong resident of Florida, Christopher M. Still was commissioned to apply his artistic gifts to portray Florida's culture and history in the Chamber of the Florida House of Representatives, and

WHEREAS, a panoramic mural composed of eight large paintings by Christopher Still celebrates the state's history, people, and culture and serves as a living reminder to this Body of its profound responsibility to the citizens of Florida, and

WHEREAS, Mr. Still's paintings and drawings are displayed in galleries, museums, and private collections throughout the United States, including the Florida Governor's Mansion, The Smithsonian Institution, and the White House, and

WHEREAS, currently a resident of Tarpon Springs, Mr. Still teaches and exhibits at the Dunedin Fine Arts Center, from which he received his first scholarship, and

WHEREAS, Mr. Still is a Floridian in whom his state takes great pride and whose work will live on in this Chamber for generations to come, NOW, THEREFORE,

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

That the House of Representatives takes great pride in commending Christopher M. Still for his artistic achievements and for the outstanding contributions he has made to the State of Florida and to this Chamber.

BE IT FURTHER RESOLVED that a copy of this resolution be formally presented to Christopher M. Still as an expression of our great appreciation for his outstanding artistic contribution to the Chamber of the Florida House of Representatives.

—was read the first time by title and the second time by title. On motion by Rep. Anderson, the resolution was adopted.

On motion by Rep. Anderson, the board was opened [Session Vote Sequence: 4] and the following Members were recorded as cosponsors of the resolution, along with Rep. Anderson: Reps. Adams, Allen, Ambler, Antone, Arza, Attkisson, Ausley, Barreiro, Baxley, Bean, Bendross-Mindingall, Bense, Benson, Berfield, Bilirakis, Bowen, Brandenburg, Brown, Brummer, Brutus, Bucher, Bullard, Byrd, Cantens, Carassas, Clarke, Cretul, Culp, Cusack, D. Davis, M. Davis, Dean, Detert, Domino, Evers, Farkas, Fields, Fiorentino, Galvano, Gannon, Garcia, Gardiner, Gelber, A. Gibson, H. Gibson, Goodlette, Gottlieb, Green, Greenstein, Haridopolos, Harper, Harrell, Harrington, Hasner, Henriquez, Hogan, Holloway, Homan, Jennings, Johnson, Jordan, Joyner, Justice, Kallinger, Kendrick, Kilmer, Kosmas, Kottkamp, Kravitz, Kyle, Littlefield, Llorente, Machek, Mack, Mahon, Mayfield, McInvale, Meadows, Mealor, Murman, Murzin, Needelman, Negron, Patterson, Paul, Peterman, Pickens, Planas, Poppell, Prieguez, Quinones, Reagan, Rich, Richardson, Ritter, Rivera, Robaina, Roberson, Ross, Rubio, Russell, Ryan, Sansom, Seiler, Simmons, Slosberg, Smith, Sobel, Sorensen, Spratt, Stansel, Stargel, Troutman, Vana, Waters, Wiles, Wishner, and Zapata.

The Speaker recognized Representative Anderson and Christopher Still to approach the well.

Representative Anderson introduced Christopher Still and the House welcomed Mr. Still with a standing ovation.

Mr. Still gave remarks from the well explaining each mural and expressing his appreciation to the House for allowing him to fulfill a lifelong dream.

The Speaker expressed the appreciation of the House for Mr. Still's artistic gift and his willingness to share that gift with the Florida House of Representatives.

Waiver of Rule 10.13 for Special Order Calendar

On motion by Rep. Wiles, Rule 10.13 was waived and the Co-Chairs of the Subcommittee on Rules in consultation with Rep. Wiles, Democratic Leader, were given permission to set the Special Order Calendar through the 45th day of session.

Adjourned

On motion by Rep. Bense, the House adjourned at 11:31 a.m., upon the receiving of Reports, for the purpose of attending the Joint Session, holding committee meetings, and conducting other House business, to reconvene at 10:00 a.m., Friday, March 7.

JOINT SESSION

Pursuant to HCR 8001, the Members of the Senate, escorted by the Sergeant at Arms of the Senate and the Sergeant at Arms of the House, were seated in the Chamber. The President and President pro tempore joined the Speaker and Speaker pro tempore at the rostrum. The Secretary joined the Clerk at the front desk.

Arrival of Lieutenant Governor and Cabinet

The Honorable Toni Jennings, Lieutenant Governor; the Honorable Charlie

Crist, Attorney General; the Honorable Tom Gallagher, Chief Financial Officer; and the Honorable Charles H. Bronson, Commissioner of Agriculture, constituting the Cabinet, were escorted into the Chamber by the Sergeant at Arms of the House and seated.

Arrival of Supreme Court

Chief Justice Harry Lee Anstead, Justice Charles T. Wells, Justice Barbara J. Pariente, Justice R. Fred Lewis, Justice Peggy A. Quince, Justice Raoul G. Cantero III, and Justice Kenneth B. Bell, constituting the Supreme Court, were escorted into the Chamber by the Sergeant at Arms of the Senate and seated.

The Speaker presented the gavel to the Honorable James E. "Jim" King, Jr., President of the Senate, asking him to preside over the Joint Session.

THE PRESIDENT OF THE SENATE PRESIDING

A quorum of the Joint Session was declared present.

Prayer

The following prayer was offered by Father Eric Dudley, Rector of St. John's Episcopal Church of Tallahassee:

God of Abraham, Isaac, and Jacob, God of our Lord Jesus, with our hearts still saddened by the loss of astronauts in the Columbia disaster, and poised for the difficult realities of war in the Middle East, we confess our desperate need for strength, guidance, and peace.

We come to You this day not in a perfunctory way for political posturing, but with an earnest desire to have Your blessing on the work of this legislative session. We come before You that Your spirit might inspire our hearts and Your truth so penetrate our minds that we would have the ability to work through political division to bring a harmony of purpose for the greater good of the State of Florida.

Holy Father, we know to whom much is given much is expected. Because we are one of the largest states in the wealthiest nation in the world, we fully realize the great responsibility and opportunity we have to make a difference in the lives of many people. By Your grace, may bureaucratic process not cause us to lose sight of the common needs of real people. Keep ever before us the faces of little children, of single mothers, of unemployed fathers: black, white, Asian, Hispanic, Native American. Keep ever before us the elderly, the sick, those who are in prison, and the poor.

Through all the arguments and opinions and personal differences that will be expressed on this floor this session, may the light of Your truth so shine that humility overcomes arrogance, honesty overcomes falsehood, and mercy overcomes hard-heartedness. Help these legislators, Your servants, to find, amid the stress and strain of decision making, the still small voice of God.

Father, I give You thanks for John Ellis, the Governor of this State; Toni, Lieutenant Governor; Johnnie, Speaker of the House; Jim, President of the Senate; for Harry, Chief Justice of our Supreme Court; and for all the leaders in the executive, judicial, and legislative branches of Florida's state government. I pray for these, Your servants, who willingly give their energy, who put up with constant criticism, and sacrifice time with their families to serve the good of Your people. Keep them safe from harm; bless their families; and fill this place with the power of Your Holy Spirit, that in all things Your name may be honored. And now may Almighty God, source of all wisdom, justice, and truth, empower you as vessels of His grace. God's spirit banish from this place all bitterness of division and fill these Chambers with the light of holiness. And the blessing of God Almighty, the Father, the Son, and the Holy Spirit be with you and remain with you always. Amen.

Pledge

The Members of the Joint Session, led by Ron Ray, recipient of the

Congressional Medal of Honor, Silver Star, Bronze Star, and Purple Heart, pledged allegiance to the Flag.

Committee to the Governor

On motion by Rep. Cantens, the President appointed Senators Lee, Pruitt, Diaz de la Portilla, Smith, and Lawson, and on behalf of the Speaker, appointed Reps. Planas, Murzin, Llorente, A. Gibson, and Brown as a joint committee to notify the Governor that the Legislature had assembled to receive his message. The committee retired to execute its responsibility.

Recessed

The Joint Session stood in informal recess at 11:55 a.m., to reconvene upon call of the Chair.

Reconvened

The Joint Session was called to order by the President at 12:00 noon. A quorum was present.

Presentation of the Governor

Upon announcement by the House Sergeant at Arms, the committee escorted Governor Bush to the rostrum.

President King introduced Columba Bush, the First Lady of Florida; the Secretaries of the Executive Agencies; Melane Byrd, wife of Speaker Byrd; and Linda King, wife of President King. President King presented the Honorable Jeb Bush, Governor, who addressed the Joint Session as follows:

Governor's Address

President King, Speaker Byrd, members of this Legislature, honored guests, and my fellow Floridians, good morning or, good afternoon.

Let me begin by saluting the 14 new Senators and 30 new Representatives who join us today. This morning represents a new beginning for all of us, but it also is a moment of particular joy and fulfillment for you and your families. Congratulations to the new members. I look forward to working with you. [applause]

This is the first State of the State address of an exciting new term for me, but it's also the last with my good friend and partner, Frank Brogan. Frank, you've worked so hard on behalf of our people, much of it in cooperation with these legislators. I'm so happy for you and Courtney, but I will miss you dearly. Where's Frank? [applause] Brogan promised me he would take at least two weeks off before he started complaining about the FAU budget. [laughter]

While I could never replace Frank Brogan's energy and sense of humor, I am proud to find someone who shares his passion and love for our people. Toni Jennings, thank you so much for agreeing to serve as the 16th Lieutenant Governor of the State of Florida and the first woman Lieutenant Governor. [applause]

I love new faces and new ideas. But I know wisdom is needed as well. Believe me, you begin to appreciate wisdom a lot more once you turn 50. Whew. But the people changed our Constitution to put new faces in this Chamber because they recognized that wisdom is not attained only through tenure in elected office. It comes from raising a family. It comes from running a business. It comes from investing time and talent in the communities we call home. That kind of wisdom teaches us to look forward with joyful expectation to all the promise and opportunity of the future. But it also teaches us to be practical, to judge soberly what we must do today.

My friends, we cannot appreciate the state of our state without recognizing first that our nation is in a state of war. American military forces are even now preparing to confront and overthrow a dictator who has oppressed his

own people and threatened the world by supporting terrorism and building weapons of mass destruction. His defiance of the world cannot stand. [applause] We pray for the success of our military forces, especially because so many of those serving are Floridians. More than 4200 members of the Florida National Guard are now on active duty here at home and around the world. We honor all our military personnel, and I feel particularly proud of the men and women who serve in our Florida National Guard. [applause] As their Commander-in-Chief, I know how much we count on the Guard to respond to wildfires and floods, to protect our airports, seaports and other sensitive areas since September 11th, and to serve our communities, especially our youth.

I am also proud of the Guard because they live in every corner of our state and lead civilian lives of great purpose and distinction. In fact, 20 percent of them work in government at the state and local level. And one of them serves as a Florida legislator. Representative Carey Baker is a small business owner from Mt. Dora. He has also been a National Guardsman since 1981 and currently serves as the First Sergeant in A Company, 2nd Battalion, 124th Infantry Regiment, and was called up on active duty on December 28th. Although his desk in this Chamber is empty this morning, First Sergeant Baker sent a message via video to you, his colleagues. He spoke from Fort Stewart, Georgia, before his unit was deployed overseas. Here is a portion of his message:

Rep. Baker: Hello, everybody. This certainly is a different business suit than what you are used to seeing me in, but it's definitely appropriate for the task at hand. I've been here for four weeks now, and it's been cold, real cold. The training has been intense. We've had men suffer injuries, sickness, cold, and fatigue. But for sure, I don't know one of them that would change it if they could. It is so inspiring to see these hundreds and hundreds of men and women that have given up their families and their professional lives to fight for our safety, defend our freedoms, and preserve our futures. I've got a job to do, and you've got a job to do. Let's do them the best they can possibly be done. Let's do it for our families; let's do it for freedom.

Thank you for your thoughts, your prayers, and your help. May God bless each and every one of you and the people of the great state of Florida and the people of this nation, the United States of America. [applause]

Thank you, Carey. Speaker Byrd and President King, I encourage you to ensure that every legislator has an opportunity to see his full message. I would also like to salute Carey Baker's family: His wife Lori and his five-month-old son Leighton are here joining us today. Could you please stand? [applause] Like thousands of Florida families, you have sent a loved one overseas to serve the cause of freedom. Thank you for your incredible sacrifice to serve our nation as well. Like many families in our state, a whole lot of people have spouses or loved ones that are serving overseas; and they deserve our applause and praise as well. Thank you, Lori.

Members of the Legislature, we were elected to serve and to lead the 16 million people who are proud to call Florida home. But Carey Baker reminds us that some of our people are not home in their beloved state at this hour. They are risking their very lives because they believe, as all Americans do, in the power of new beginnings. They believe in a renewal of American resolve and sacrifice. We must put our faith and trust in the power of new beginnings. Some of our tasks we must undertake urgently, as we do when storm clouds gather on the horizon. Others we must embrace for the sake of future generations, planting seeds that grow slowly, but which will bear fruit for years to come.

I have every confidence that Florida remains the land of big dreams. Ponce de Leon was convinced that a fountain of youth lay somewhere among our oaks and pines and palms. But Floridians have never needed a magic fountain to accomplish their dreams. Our creativity, vision, and perseverance will allow us to meet the challenges of the present day, as well as realize all

the potential of the days to come. That is who we are. That is what we're about. That, my friends, is the state of our state.

We must first tackle those issues that need the most urgent attention. Chief among those is anticipating the impact that war will have on our economy, and on the livelihoods and safety of our people. Remember that after the terrorist attacks of September 11th, we did more than merely mourn the loss of our countrymen in New York, Washington D.C., and Pennsylvania. Working together, we took action. We shored up our important tourism industry through a 20 million dollar commitment for Visit Florida. We created Operation Paycheck to retrain laid-off workers for new jobs in high-demand sectors of our economy. We made domestic security a priority by funding a broad array of measures that have increased the safety of every Floridian and every visitor to our state. We did all this in a very short time frame and with remarkable success.

With the same vision and resolve, we must now work together again. We must create a contingency plan that will allow us to take action quickly if we need to do so. To strengthen our economy, for example, we should support our vital tourism industry, in part by marketing in-state travel opportunities for our own residents. We must also shift our economic development efforts, including through Enterprise Florida, to focus more aggressively on business retention and expansion. And while we cannot expect the federal government to make our challenges go away, we must take advantage of all the assistance Washington has already offered. We must aggressively pursue federal dollars, not only for defense and homeland security, but also for job training, transportation, and Small Business Administration loans. Together, these bold steps will provide greater economic security for our working families.

Of course, we must expand our domestic security efforts in all areas as well. Being a model for the nation is gratifying, but that is not our goal. Our goal is to ensure that the Sunshine State remains a safe place for all of our people and all of our visitors. Additional economic and domestic security efforts will require additional funding from this Legislature in the current year. Because this is a one-time urgent need for our people, I propose creating a contingency fund of 40 million dollars, drawn from the nearly three billion dollars, three billion dollars in reserves we have built up over the last four years. Our state reserves should not be utilized recklessly, and I hope we do not have to use them at all. But creating this fund will help our state respond quickly to the urgent economic and domestic security priorities that may arise.

This does not mean I believe we should abandon the principles of fiscal discipline—far from it. Despite these accelerated expenditures, our state government must live within its means and not put additional burdens on Florida's working families during this difficult time. In fact, in fact, I want to commend you for conforming Florida's corporate tax depreciation schedule to the President's economic stimulus package for the current year. You all may remember the debate we had last year on that. Instead of decreasing revenues, this encouraged investment. Corporate tax revenues are expected to rise by over 20 percent during this next fiscal year and, over the long term, will be a significant boost to our state budget. Thank you for your leadership and vision, and principle-centered leadership to make a difference.

We must learn from the example of other states that have tried to tax and spend their way to prosperity. It hasn't worked. Despite the big hit to our tourism industry following September 11th, our state budget still grew that fiscal year, as did, for example, our commitment to public education. In the current year, we are one of only three states to significantly increase K through 12 spending. We've done this because fiscal discipline and tax relief helped our economy rebound more quickly from September 11th.

We must also acknowledge that our efforts to strengthen our economy and protect our people are hampered by expensive constitutional amendments, especially the high-speed rail and class size amendments. Make no mistake, the people voted for these two amendments, and we have a constitutional obligation to implement them. My budget recommendations implement Year One of the class size amendment. And we are moving forward with bids for Phase One of the high-speed rail amendment as well. We must also keep in mind that the voters had two noble and enduring objectives in speaking through these amendments: to improve education and transportation

infrastructure in our state. But even without our new urgent priorities, high-speed rail and the class-size amendment are making funding decisions extremely painful. The budget I proposed in January demonstrated the severity of cuts that are necessary to implement only Year One of the class size amendment. And that's only the beginning. We cannot fully implement these amendments solely by cutting spending. State costs for the first phase of high-speed rail could be up to \$2.7 billion and up to \$12 billion for full implementation. The class-size amendment costs will be even higher. So I believe we must go back to the voters and have them make a decision with all the information in hand, information about the new challenges our state faces, and information about the massive tax increases that will be necessary to pay for them.

On a broader note, I believe it is high time that we reformed the ballot initiative process altogether. Don't get me wrong, I believe in direct democracy; and I would support a process through which our people could propose state laws, in addition to constitutional amendments. However, I also believe that checks and balances must be incorporated, just as they are among our three branches of government. The bottom line is that pregnant pigs don't belong in our state Constitution. [applause] Working together, we can find sensible reforms to this process, and it is long overdue.

I understand that what I am asking this Legislature to do is very difficult. Creating effective economic stimulus on short notice is difficult. Maintaining fiscal discipline by not raising taxes is difficult. Asking voters to reconsider amendments and reforming the ballot initiative process itself is difficult. Sacrificing individual projects that are dear to each of us is difficult. But these difficulties should not deter us from thinking long-term and beginning the work that will transform our state for decades to come.

I have identified three broad areas that I believe offer the most potential for statewide renewal. I ask you to join me in realizing this enormous long-term potential in reading, economic diversification, and supporting Florida's families. Reading must and shall be an enduring core value of our state. Reading is a child's first subject. Reading is the foundation for future learning in all disciplines. Reading opens a world of opportunity for the disadvantaged. And reading is simply a joy, a gift of thoughts and ideas and stories that spark the imagination and warm the human heart.

I want to thank every Floridian who has supported our Just Read, Florida! initiative. Through public-private partnerships, we have seen parents, mentors, and whole communities embrace our goal of having every Florida child reading on grade level or better by 2012. These efforts reinforce what we are now teaching in the classroom. And so my greatest thanks are offered to Florida's teachers, teachers who are using the latest research-based methods to teach reading and help every child reach his or her potential. One of those teachers joins us today. Her name is Carrie Walker from Wahneta Elementary in Winter Haven. Carrie was a second grade teacher for 33 years before she originally retired; but this dedicated teacher is now back in the classroom part-time, teaching reading to 21 at-risk children in grades two through five. Carrie believes that every child can learn, regardless of ethnicity or socioeconomic status. She believes in holding children to high standards and encouraging them to meet those standards. She develops an individual reading plan for each of her students, always trying different intervention strategies to ensure that every child becomes a reader. Carrie uses research-based teaching strategies. She uses assessments. She uses technology. And most of all, she uses her heart. She feels she was born to serve children. She says: teaching is in me; I can't get it out. She even tutors her own family members and children from her church in her free time.

Carrie achieved remarkable results among her second graders, but her work this year among her at-risk students is especially impressive. Twenty of her 21 students speak English as a second language, and 15 are recent immigrants to our great country. Yet despite these challenges, Carrie is helping them make tremendous progress. She started them off with basic vocabulary and phrases, and now all of them are reading. These children are catching up. They are making progress, and it's because they have an excellent teacher who cares about each one of them. Carrie is just one of the many, many dedicated teachers in our state who are committed to producing the next generation of readers. Carrie, could you please stand and let us honor you for your efforts.

[applause] Carrie, maybe you could teach President King how to speak Spanish, which would help with the pronunciation of some of the names, like [Diaz] de la Portilla's. [laughter]

Members of the Legislature, I ask you to continue to support Just Read, Florida! through 30 million state dollars next year. These funds will help train even more teachers to be as effective as Carrie Walker, and will also help expand reading programs in the upper grades. I also urge your support for the 27-million-dollar increase in funding I have requested for the Excellent Teacher Program. Working together, we are on our way to making Florida lead the nation in the number of national board-certified teachers. And we should be proud of that.

I also ask you to prioritize economic diversification. We should be proud of the work we have done together to create a business-friendly economic climate in our state. Low taxes and less cumbersome regulation have led to remarkable job growth, despite September 11th and the national economic downturn. In fact, we created over 64,000 jobs—Florida businesses did—last year, more than any other state. And over half-a-million jobs since January 1999 have been created. We should be immensely proud that so many of our people today are breadwinners. Nevertheless, we must continue to break down the barriers to job growth if we want our state to lead the coming national economic recovery.

In anticipation of this greater opportunity overall, I urge you to address two issues that continue to place Florida at a competitive disadvantage with other states: workers' compensation and medical malpractice. 7.2 million Floridians are gainfully employed in our state, many of them in jobs that involve taking risks that can result in injury and disability. This may be hard for us in public life to relate to, as the biggest injury we politicians suffer is usually a bruised ego. But workers do get injured on the job in Florida. Nearly 75,000 workers suffered some kind of injury last year, from minor injuries to full paralysis. That's why Florida's workers' compensation laws exist: to provide benefits to injured workers funded by premiums paid by employers. It's a good idea, and, in principle, it's the same idea that's been enacted in every state in the nation. However, Florida's workers' compensation is not working well, especially in comparison with other states. Florida's employers pay premiums that are among the highest in the nation, yet Florida's workers receive statutory benefits that are among the lowest. Our costs for permanent total disability claims are almost three times the national average. Our medical costs for permanent partial disability are nearly twice the national average. I urge you to pass a workers' compensation reform package that reflects the good work completed by our task force. We should increase benefits for injured workers as they are recovering. We should establish a dispute resolution process that expedites, rather than delays, medical treatment. We should also ensure that medical experts, not lawyers, diagnose injuries and direct care. We must create incentives for employers to improve safety at Florida's workplaces, as well as allow injured workers to receive medical care more quickly, and, therefore, recover and return to work faster. Members of the Legislature, let's get this done. Reform is needed; there's broad agreement on how to do it. Let's get it done for our workers and for our small businesses in this state. [applause]

I also urge you to pass medical malpractice reform. The high cost of medical malpractice insurance, or the lack of it altogether, has created a crisis in our state. This crisis is not about costs, although ours are among the highest in the nation. This crisis is about the quality and availability of health care for our people. Orlando Regional Hospital will no longer accept head and multiple-trauma victims because it can no longer guarantee emergency neurosurgery coverage. Three hospitals in the Tampa Bay area have closed their obstetrics units, leaving women with fewer choices and less access. Wait times for mammography services have more than tripled. Many physicians have left our state; and many others, especially in South Florida, are practicing with no liability insurance at all.

To illustrate how this crisis impacts patients, I'd like to share with you a story about a young woman from Central Florida whom I'll call Anna. Anna had been trying for five years to have a baby, and late last year finally became pregnant. She made an appointment with a doctor, but the group's entire practice closed up shop and moved to another state before she could get care.

They said high premiums forced them to leave Florida. So Anna made an appointment with a different doctor, but was turned away again, this time because the practice became so busy that they were no longer accepting new patients. Weeks after first seeking care, Anna did eventually see a doctor named Armando Fuentes. Anna didn't show up alone. Her husband, her parents, even her in-laws were there. They were all so excited about the new addition to their family. After the exam, however, Dr. Fuentes had to inform Anna and her family that her baby had already died in her womb. Anna had gestational diabetes, an easily treatable condition that went untreated in her case because she did not have ready access to a physician. After Anna and her family left, Dr. Fuentes broke down and cried, frustrated that a young woman received medical treatment too late to save her baby. Dr. Fuentes joins us today. Sir, let us thank you for your commitment to your patients and for continuing to stay in Florida to treat them. Dr. Fuentes, please stand. [applause]

Anna's story is a real one, and it demonstrates that Floridians are already losing access to the medical care they need because of the high cost of malpractice insurance. Make no mistake: medical malpractice is very serious. Physicians, nurses, hospital workers, and other providers should be held to the highest of standards; and those who commit negligence should be held accountable. But under our current system, less than half of the premium dollar even goes to the victim, after the lawyers, witnesses, taxes, and administrative costs are paid. That's why I favor comprehensive medical malpractice reform, modeled on the work of the Academic Task Force composed of university leaders. We should improve quality, monitor outcomes, and discipline providers who commit negligence. We also should enact a 250,000 dollar cap on non-economic damages. [applause] This cap will limit runaway verdicts and prevent more talented and dedicated caretakers from leaving our state.

Members of the Legislature, the problem with our current workers' compensation system and medical malpractice system is not that they are too expensive, though they are. Our current systems limit opportunity and access that make Florida such a wonderful place to work and live. I urge you to address both of these issues, so that we can move forward on all the paths open to us to diversify our economy. These include creating more high-tech jobs, based on our Centers of Excellence and our worldwide leadership in simulation, laser optics, and many other high-tech fields. They also include making Florida the home of the Permanent Secretariat of the Free Trade Area of the Americas. And they could mean using the Defense Department's Base Realignment and Closure process to cement Florida's position as a haven, not only for military forces and defense-related contracting, but also for defense-related R&D, and homeland defense innovation.

Reading and economic diversification remain two of my top priorities for my second term, but each of them is closely related to the third, which is supporting families and communities. Over the past four years, I have seen how strong families make state programs less necessary, and how partnerships within strong communities make state programs work better. But this vision really isn't about state programs at all. It's about the bonds of love and faith and friendship that our people make with each other. This truth was brought home to me once again last month. To help honor Valentine's Day, Columba and I had a few friends over for dinner. They were a few of the many thousands of couples in our state who have been married for over 50 years. These folks reinforced in me the conviction that the power of government is nothing compared with the power of the human heart. Their stories of commitment to each other and to their communities were so inspiring that I just had to share one of them with you. Here are Bob and Billie Milner. They've been married 55 years, and they live right here in Tallahassee:

Billie Milner: Marriage means being together, raising our family, loving each other; and it's our life.

Bob Milner: I could look the world over and not find what I found when I found this girl.

Billie: And other people can see the way that you live and the way that you treat each other.

Bob: Heaven knows what I would be otherwise, if I had not met her, married her, followed her leadership.

Billie: We put God first. He's supreme. And then you love each other devotedly and others unselfishly. When things are going kind of bad, you know, and sometimes at night you can't sleep, you're worrying about things—so first of all, I pray. Then I get up and make cookies. [laughter] And people think of us as, you know, Billie and Bob; it's never just one or the other. Love first, and then commitment. We have faced adversities because we work together and we have each other to depend on, rely on, and to know that they're there for us. That's the way it should be in a marriage. [applause]

Bob and Billie also join us this morning. Would you two lovebirds please stand up? [applause] I know what you're all thinking: The Milners look so young, maybe Ponce de Leon was onto something after all. [laughter]

Stories like the Milners make me appreciate my own marriage even more. Columba, our entire state honors you for your commitment to arts education and to fighting substance abuse and domestic violence. But I thank you simply for being my friend, for being with me during good times and bad. I couldn't do this without you. I love you dearly. [applause]

The Milners remind us that the strongest need in our society, and the greatest power of the human heart, is love. And government cannot love. It can protect and it can punish and it can tax and it can lend a hand. But government cannot love. I ask you to join me in using your own "bully pulpits" to help nurture families and communities through love. Long-term, this will have a more positive impact on the future prosperity and happiness of our people than any government program ever conceived.

These, then, are the opportunities that are upon us. We must meet our present challenges head-on during this time of war. And we must also continue to look to the horizon, to help foster a society built on human compassion rather than government largess. Many people look to government during times of crisis and uncertainty, and rightly so. But as government leaders, who should we turn to for hope and inspiration? To me, there are three sources of inspiration that can help comfort and strengthen us in the days ahead, and give us hope for the years to come. The first is our great history. America is a nation of pioneers and adventurers. Our own state history begins with intrepid explorers in the new world, and continues today with enormous courage and sometimes enormous sacrifice from our astronauts in the limitless expanse of the stars. When in doubt, our history can guide us.

Secondly, I am inspired by our very own people. No one should think that great Americans lived only long ago. I have always trusted in the wisdom and common sense of our people, but since September 11th, I have also been inspired by their courage and by their compassion. I invited a handful of Floridians to attend this address; and, graciously, they have allowed me to share their stories. But there are 16 million stories out there, each one a testament to the enduring truth that as long as our people are free, we can accomplish anything.

Lastly and most importantly, we turn for inspiration to the face of God. We live in difficult times, but no times are too difficult for Him. With pride in our history, with confidence in each other, and with faith in Almighty God, we eagerly renew our commitment to the future of our beloved state of Florida.

Thank you, and God bless the Sunshine State. [applause]

Motion

Following his address, Governor Bush was escorted from the Chamber by the committee. The members of the Supreme Court and the Lieutenant Governor and Cabinet were escorted from the Chamber by the Sergeants at Arms of the Senate and House.

On motion by Senator Lee, the Joint Session was dissolved at 12:43 p.m., and the Senators were escorted from the Chamber by the Senate Sergeant at Arms.

Messages from the Senate

The Honorable Johnnie Byrd, Speaker

I am directed to inform the House of Representatives that the Senate has adopted HCR 8001.

Faye W. Blanton, Secretary

The above concurrent resolution was ordered enrolled.

Introduction and Reference

By the Committee on Appropriations; Representatives Green and Kyle—

HB 1—A bill to be entitled An act relating to assistance in obtaining prescription drugs; creating s. 430.83, F.S.; providing a popular name; providing definitions; providing legislative findings and intent; creating the Sunshine for Seniors Program to assist low-income seniors with obtaining prescription drugs from manufacturers' pharmaceutical assistance programs; providing implementation and oversight duties of the Department of Elderly Affairs; providing for community partnerships; providing for contracts; requiring annual evaluation reports on the program; specifying that the program is not an entitlement; providing an effective date.

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

Referred to the Calendar of the House.

HB 3—Withdrawn

HB 5—Withdrawn

HB 7—Withdrawn

By Representative Negron—

HB 9—A bill to be entitled An act relating to public school attendance; amending ss. 1002.20, 1003.21, and 1003.51, F.S.; raising the age of compulsory school attendance from 16 years of age to 17 years of age; conforming provisions relating to a student's right to file a formal declaration of intent to terminate school enrollment; providing an effective date.

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

Referred to the Subcommittee on Pre-K through 12; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

HB 11—Withdrawn

By Representative Mahon—

HB 13—A bill to be entitled An act relating to assault; amending s. 901.15, F.S.; providing a law enforcement officer may make an arrest without a warrant under certain circumstances when an assault is made upon another person in that person's workplace; providing for immunity from civil liability under certain circumstances; providing a definition; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Committee on Judiciary; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representatives Mahon, D. Davis, Fiorentino, A. Gibson, Hogan,

Jordan, Kravitz, Paul, Reagan, Sansom, and Stargel—

HB 15—A bill to be entitled An act relating to funding for school districts; amending s. 1011.62, F.S.; deleting the determination of district cost differentials for purpose of allocation of funds to school districts for operation of schools; correcting cross references; amending s. 1011.68, F.S.; deleting use of the Florida Price Level Index for purpose of allocation of funds to school districts for student transportation; amending ss. 110.1228, 213.053, 402.22, 1002.38, 1002.39, 1004.75, 1010.20, 1011.02, 1011.71, 1012.44, and 1012.64, F.S.; conforming language and correcting cross references; providing an effective date.

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

Referred to the Subcommittee on Education Appropriations and the Committee on Appropriations.

HB 17—Withdrawn

By Representatives Gottlieb, Brandenburg, Bucher, Gannon, Joyner, and McInvale—

HB 19—A bill to be entitled An act relating to education; creating s. 1000.055, F.S., relating to dignity for all students; providing a popular name; providing legislative findings with respect to harassment, discrimination, and violence in Florida schools; prohibiting specified conduct and providing for punitive measures; defining the term "harassment"; providing duties of educational institutions; requiring the adoption of rules; providing for technical assistance to educational institutions; amending s. 1003.42, F.S., relating to required instruction in the public schools; requiring the character-development program curriculum to include information relating to harassment, discrimination, and violence; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Education Innovation; the Committee on Education K-20; the Committee on Judiciary; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

HB 21—Withdrawn

By Representative Spratt—

HB 23—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising language with respect to uniform rules; providing requirements with respect to the application of alleged facts to specific rules or statutes; amending s. 120.569, F.S.; revising language with respect to decisions which affect substantial interest; providing for initial scheduling orders by the administrative law judge; providing for a discovery period; amending s. 120.57, F.S.; revising language with respect to additional procedures applicable to hearings involving disputed issues of material fact; providing that an order relinquishing jurisdiction shall be rendered under certain circumstances; amending s. 120.595, F.S.; redefining the term "improper purpose" and conforming a cross reference; providing for the award of reasonable attorney's fees and costs under certain circumstances; amending s. 120.60, F.S.; revising language with respect to licensing; amending s. 120.68, F.S.; revising language with respect to judicial review; providing additional grounds for certain petitions challenging an agency rule as an invalid exercise of delegated legislative authority; providing an effective date.

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

Referred to the Committee on Judiciary and the Committee on State Administration.

By Representatives Rich and Gannon—

HB 25—A bill to be entitled An act relating to prevention of

discrimination in prescription plans; requiring certain employers to ensure that prescription plans include certain coverage, are comprehensive, and do not discriminate on the basis of gender; providing for penalties; providing an effective date.

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

Referred to the Subcommittee on Health Access & Financing; the Committee on Insurance; the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representatives Roberson, Bucher, and Zapata—

HB 27—A bill to be entitled An act relating to postsecondary student fees; amending s. 1009.21, F.S.; classifying certain nonresident aliens as residents for tuition purposes; providing an effective date.

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

Referred to the Subcommittee on Education Appropriations and the Committee on Appropriations.

By Representative Mack—

HB 29—A bill to be entitled An act relating to financial matters of school districts; creating s. 1010.217, F.S.; providing for school service accountability; providing a popular name; requiring written analyses of the cost, level, and quality of service for certain noninstructional services; providing for a request for proposals or solicitation of bids to contract with private-sector providers for services; providing for disclosure; providing for the use of cost savings; requiring reports; providing an appropriation; providing an effective date.

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

Referred to the Subcommittee on Education Appropriations and the Committee on Appropriations.

By Representative Kravitz—

HB 31—A bill to be entitled An act relating to student financial assistance; prohibiting state funds from being used to provide financial assistance to certain postsecondary education students who are citizens of specified countries; requiring the amount of funds used for such purpose in fiscal year 2001-2002 to be allocated annually to the Florida Bright Futures Scholarship Program; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Committee on Judiciary; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

HB 33—Withdrawn

By Representative Brutus—

HB 35—A bill to be entitled An act relating to school personnel; amending s. 1002.33, F.S.; requiring charter school personnel to be subject to state and federal rules and regulations that govern public school personnel; creating s. 1012.47, F.S.; requiring certain personnel in an alternative school that operates under contract with a district school system to file a set of fingerprints; requiring personnel to be subject to state and federal rules and regulations; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the

Committee on Appropriations.

By Representatives Kravitz, Davis, D., Harrell, Sansom, and Zapata—

HB 37—A bill to be entitled An act relating to sexual offenders; amending s. 947.1405, F.S.; prohibiting certain sexual offenders subject to conditional release supervision from living within a specified distance of certain places where children congregate; creating s. 794.065, F.S.; prohibiting persons convicted of certain sex crimes from residing within 1,000 feet of a school, day care center, park, or playground; amending s. 1006.22, F.S.; requiring district school boards to notify the Department of Corrections regarding school bus stop locations; providing an effective date.

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

Referred to the Subcommittee on Corrections; the Committee on Public Safety & Crime Prevention; the Subcommittee on Pre-K through 12; the Committee on Education K-20; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Wishner—

HB 39—A bill to be entitled An act relating to homestead exemption; amending s. 196.131, F.S.; providing a penalty for claiming homestead exemption if the source of the funds for the home came from fraudulent sources; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Committee on Judiciary; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Gottlieb—

HB 41—A bill to be entitled An act relating to direct-support organizations; creating s. 20.193, F.S.; providing for direct-support organizations for the benefit of the Department of Children and Family Services; providing for administration of funds; providing purposes and objectives; requiring funds to be used for the enhancement of department programs and projects; authorizing certain use of state property and facilities; requiring an annual audit; amending s. 20.19, F.S.; authorizing designation of employees to solicit funds; creating s. 430.065, F.S.; providing for direct-support organizations for the benefit of the Department of Elderly Affairs; providing purposes and objectives; requiring funds to be used for the enhancement of department programs and projects; authorizing certain use of state property and facilities; requiring an annual audit; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representatives Spratt and Baxley—

HB 43—A bill to be entitled An act relating to bridge designations; designating Mamie Langdale Memorial Bridge in Glades County; designating George Crady Bridge in Nassau and Duval Counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representatives Jordan, D. Davis, and Mahon—

HB 45—A bill to be entitled An act relating to the Constitutional Compliance Assistance Program; creating s. 1002.395, F.S.; establishing the program to enable students to receive a scholarship to attend a private school; providing for the award of a scholarship if the constitutional mandate for class size is not met; providing requirements for scholarship eligibility and for private school eligibility; specifying obligations of program participants; providing for calculation and payment of scholarships; providing for transmission of certain funds to school districts; authorizing adoption of rules by the State Board of Education; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Kottkamp—

HB 47—A bill to be entitled An act relating to intangible personal property taxes; amending ss. 72.011, 192.091, 196.199, 196.1993, 201.23, 212.02, 213.015, 213.05, 213.053, 213.054, 213.13, 213.27, 213.31, 215.555, 220.1845, 288.039, 288.1045, 288.106, 376.30781, 493.6102, 516.031, 627.311, 627.351, 650.05, 655.071, and 766.105, F.S., to conform to the repeal of intangible personal property taxes; amending s. 192.0105, F.S.; correcting a reference; repealing ss. 199.012, 199.023, 199.032, 199.033, 199.042, 199.052, 199.057, 199.062, 199.103, 199.1055, 199.106, 199.133, 199.135, 199.143, 199.145, 199.155, 199.175, 199.183, 199.185, 199.202, 199.212, 199.218, 199.232, 199.262, 199.272, 199.282, 199.292, and 199.303, F.S., relating to intangible personal property taxes; repealing ss. 192.032(5), 192.042(3), 193.114(4), 196.015(9), 607.1622(1)(g), and 733.702(5), F.S., relating to assessment of intangible personal property, the intangible personal property tax roll, filing of intangible tax returns as a factor in determining residency, intangible tax liability information in a corporation's annual report, and claims against a decedent's estate for intangible taxes; providing an effective date.

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

Referred to the Subcommittee on Banking & Securities; the Committee on Commerce; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representatives Garcia, Baxley, and Harrell—

HB 49—A bill to be entitled An act relating to public libraries; amending s. 257.17, F.S.; authorizing municipalities to receive operating grants; establishing minimum standards for receipt of funds; removing minimum population requirement for municipalities to be eligible to receive funds; amending s. 257.191, F.S.; revising provisions relating to construction grants; amending s. 257.22, F.S.; permitting eligible political subdivisions to receive warrants; amending s. 257.23, F.S.; requiring certification of annual tax income by a specified date; clarifying authority with regard to applications for grants; repealing s. 257.19, F.S., relating to library construction grants; amending s. 257.261, F.S.; revising provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under age 16, for the purpose of collecting fines or recovering overdue books or other materials; providing an effective date.

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

Referred to the Subcommittee on Tourism; the Committee on Commerce; the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

HB 51—Withdrawn

HB 53—Withdrawn

By Representative Bucher—

HB 55—A bill to be entitled An act relating to the Children's Services Council of Palm Beach County; providing for codification of special acts relating to the Children's Services Council of Palm Beach County as a single act; amending, codifying, reenacting, and repealing all special acts related to the district; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Committee on Finance & Tax; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representatives Gannon, Baxley, Garcia, and H. Gibson—

HB 57—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.13, F.S.; prohibiting the sale, manufacture, or delivery of controlled substances, or possession of controlled substances with intent to sell, manufacture, or deliver, within 1,000 feet of certain public parks and publicly owned community centers or recreational facilities; providing penalties; amending s. 921.0022, F.S.; ranking such offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representatives Bean, Harrell, Richardson, and Zapata—

HB 59—A bill to be entitled An act relating to the Medal of Heroism; providing that designated persons are eligible to receive the Medal of Heroism; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representatives Sansom, Ambler, M. Davis, Slosberg, and Stargel—

HB 61—A bill to be entitled An act relating to property tax exemptions; amending s. 196.24, F.S.; entitling the surviving spouse of certain ex-service members to an exemption from taxation of the value of certain property; providing an effective date.

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

Referred to the Subcommittee on Veterans' & Military Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Finance & Tax.

By Representatives Mack, Cusack, Harrell, Kravitz, and Stargel—

HB 63—A bill to be entitled An act relating to crimes against minors; amending ss. 787.01 and 787.02, F.S.; revising the elements of the crimes of kidnapping a minor child and false imprisonment of a minor child; amending s. 787.025, F.S.; revising the elements of the crime of luring or enticing a minor child for an unlawful purpose; increasing the penalty imposed for the offense of luring or enticing a minor child for an unlawful purpose; reenacting ss. 435.03(2)(j) and (k), 435.04(2)(k) and (l), 775.21(4), 903.133, and 910.14,

F.S., relating to screening standards, the Florida Sexual Predators Act, bail on appeal, and kidnapping, to incorporate the amendments to ss. 787.01, 787.02, and 787.025, F.S., in references thereto; reenacting and amending s. 921.0022(3)(i) and (j), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendments to ss. 787.01 and 787.02, F.S., in references thereto; conforming provisions to changes made by the act; reenacting ss. 943.0435(1)(a), 943.0585, 943.059, 944.606(1)(b), 944.607(1)(a), 948.01(15), and 948.06(2)(a), F.S., relating to the registration of sexual offenders, expunction and court-ordered sealing of criminal history records, the definition of the term "sexual offender," and probation and community control, to incorporate the amendments to ss. 787.01, 787.02, and 787.025, F.S., in references thereto; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Kottkamp—

HB 65—A bill to be entitled An act relating to educational facilities; repealing s. 1013.43, F.S., relating to small school requirement; amending ss. 1001.42 and 1003.02, F.S.; correcting cross references and conforming language; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

HB 67—Withdrawn

By Representative Rich—

HB 69—A bill to be entitled An act relating to firearms; amending s. 790.065, F.S.; providing that an exemption from public records requirements for specified records pertaining to a buyer or transferee of a firearm and the duty of the Department of Law Enforcement with respect to maintaining such records do not apply to pawnbroker transaction forms that record a transaction involving a firearm; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representatives Sansom and Baxley—

HB 71—A bill to be entitled An act relating to funding for school districts; authorizing district school boards to expend in their operating budgets nonvoted capital improvement millage; specifying certain conditions and restrictions; providing for transfer of proceeds by budget amendment approved by the district school board; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Committee on Finance & Tax; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Bullard—

HB 73—A bill to be entitled An act relating to road designations; designating Steven Cranman Boulevard, Ethel Beckford Boulevard, Phicol Williams Boulevard, Arthur Mays Boulevard, and Judge Steve Levine

Boulevard in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Stansel—

HB 75—A bill to be entitled An act relating to motor vehicles; amending s. 316.2398, F.S.; revising provisions that regulate the display or use of red lights on motor vehicles of volunteer firefighters or medical staff; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; and the Committee on Insurance.

By Representatives Green, Baxley, Harrell, and Kravitz—

HB 77—A bill to be entitled An act relating to repeat sexual offenders; amending s. 794.0115, F.S.; providing for additional offenses to be included as permissible criteria for qualification for enhanced penalties; increasing the penalties for repeated sexual offenses; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Mack—

HB 79—A bill to be entitled An act relating to communications services; amending s. 812.15, F.S.; revising definition of "cable operator" and "cable system" and defining "communications device," "communications service," "communications service provider," and "manufacture, development, or assembly of a communications device"; prohibiting certain interception, reception, decryption, disruption, transmission, retransmission, or acquisition of access to described communications services and prohibiting assisting others in doing so; prohibiting described communications devices for certain purposes and promotion of such devices; providing criminal and civil penalties; providing for actual and statutory damages; providing an effective date.

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

Referred to the Subcommittee on Telecommunications; the Committee on Business Regulation; the Committee on Judiciary; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representatives Needelman, Baxley, and Sansom—

HB 81—A bill to be entitled An act relating to education finance; creating s. 1011.63, F.S.; authorizing school districts to opt out of the restrictions applied to allocations for formula-funded categorical programs and to use such funds at their discretion; providing requirements to obtain such discretionary spending authority; requiring school districts to meet certain performance standards; requiring public notice in local newspapers; requiring reporting; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Brummer and Stargel—

HB 83—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; increasing the period of time in which members of the system who are employed as instructional personnel in grades K-12 may participate in the DROP; providing a time period for certain retired members to participate in the DROP; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Needelman and Baxley—

HB 85—A bill to be entitled An act relating to law enforcement; creating the Law Enforcement Agency Consolidation Task Force; providing for the appointment of members; providing for duties; providing for a report addressing the effects of the consolidation of all sworn law enforcement positions in the state; providing a freeze on management/administration positions; providing for future repeal; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Greenstein—

HB 87—A bill to be entitled An act relating to public school personnel; amending s. 1012.61, F.S.; authorizing annual payment for accumulated sick leave to any full-time employee of the district school board; revising provisions relating to terminal pay for accumulated sick leave to certain full-time employees of the district school board; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Johnson—

HB 89—A bill to be entitled An act relating to the disposition of fetal remains; creating s. 383.33625, F.S.; providing a popular name; providing that where a health care facility has custody of a fetus following a spontaneous fetal demise, the health care facility must notify the mother of her right to burial or cremation of the fetus; providing requirements with respect to notification; directing the Department of Health to develop forms; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Sansom—

HB 91—A bill to be entitled An act relating to the designation of university buildings and roads; designating the renovated transplant housing unit at the University of Florida's Shands Hospital as the "Gerold L. Schiebler/Shands Transplant Housing Complex"; designating the new Structures and Materials Research Laboratory for the College of Engineering at the University of Florida as "The Powell Family Structures and Materials Lab"; designating the track/soccer stadium at the University of Florida as the "James G. Pressly Track/Soccer Stadium"; designating the Academic

Advising Center at the University of Florida as "Farrior Hall"; designating the proposed band rehearsal facility at the University of Florida as "Steinbrenner Band Hall"; redesignating North-South Drive on the University of Florida campus as "Gale Lemerand Drive"; designating the Track and Field Center at Florida State University as the "Michael Allen McIntosh Track and Field Center"; designating the Student Life Building, 113 South Wildwood Drive, at Florida State University as the "Reubin O'D. Askew Student Life Center"; designating the proposed entrance pavilion at the John and Mabel Ringling Museum of Art at the Florida State University Ringling Center for Cultural Arts in Sarasota as the "John M. McKay Visitors' Pavilion"; designating the Education and Administration Building at Florida State University as the "John E. Thrasher Building"; designating the new residence hall complex at Florida State University as "Sherrill Williams Ragans Hall"; designating the School of Business and Industry building at Florida Agricultural and Mechanical University as the "Sybil C. Mobley Business Building"; designating the new allied health building at Florida Agricultural and Mechanical University as the "Margaret W. Lewis/Jacqueline B. Beck Allied Health Building"; designating the architecture building at Florida Agricultural and Mechanical University as the "Walter L. Smith Architecture Building"; designating the Archives Building at Florida Agricultural and Mechanical University as the "Meek/Eaton Southeastern Regional Black Archives Research Center and Museum"; designating the charter elementary school located on the Tampa campus of the University of South Florida as the "Dr. Kiran C. Patel Charter School"; designating the building that houses the University of Central Florida Downtown Center as the "James and Annie Ying Academic Center"; designating the student/community educational facility for health at Florida Gulf Coast University as the "Kleist Health Education Center"; designating the academic facility at Florida Gulf Coast University, which will house the Resort and Hospitality Management Program, as the "Herbert J. and Margaret S. Sugden Hall"; designating the new nursing building on the Boca Raton campus of Florida Atlantic University as the "Christine E. Lynn Nursing Building"; authorizing the respective universities to erect suitable markers; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Bean—

HB 93—A bill to be entitled An act relating to the City of Miami Beach; providing for the relief of Jeffrey Akers; authorizing and directing the City of Miami Beach to compensate Jeffrey Akers for personal injuries that he suffered due to the negligence of the City of Miami Beach; providing for attorney's fees, costs, and payment of outstanding medical liens; providing for reimbursement of Medicaid expenditures; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims; the Committee on Judiciary; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Negron—

HB 95—A bill to be entitled An act relating to Hernando County; providing for the relief of John W. Martz; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of Hernando County; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims; the Committee on Judiciary; and the Committee on Appropriations.

By Representative Gottlieb—

HB 97—A bill to be entitled An act relating to payments to Florida residents based on certain federal tax credits; providing for an annual payment to a Florida resident equal to a percentage of the federal earned income tax credit allowed to that person; providing for transfers from the federal Temporary Assistance to Needy Families program or the General Revenue Fund to cover costs of such payments; providing duties of the Department of Revenue; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Brutus—

HJR 99—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution to eliminate the authority of the state to regulate or prohibit the ownership, inheritance, disposition, and possession of real property by aliens ineligible for citizenship.

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

Referred to the Committee on State Administration; the Committee on Judiciary; the Subcommittee on Judicial Appropriations; and the Committee on Appropriations.

By Representative Sorensen—

HB 101—A bill to be entitled An act relating to trust funds; creating s. 403.185, F.S.; creating the Florida Keys and Key West Areas of Critical State Concern Wastewater and Stormwater Trust Fund to be administered by the Department of Community Affairs; providing sources of funds; providing purposes and administrative provisions with respect to such purposes; providing rulemaking authority for such administrative provisions; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing for termination of the trust fund following removal of the area of critical state concern designation from the Florida Keys and Key West Areas; providing an effective date.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Kosmas—

HB 103—A bill to be entitled An act relating to motor vehicles; amending s. 316.2015, F.S.; prohibiting certain persons from riding on the exterior of a passenger vehicle or in areas not designed or intended for the use of passengers on certain vehicles; prohibiting certain minors from riding within the body of a pickup truck or flatbed truck; providing exceptions; providing penalties; amending s. 316.008, F.S.; authorizing counties and municipalities to exempt themselves from such prohibition; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

HB 105—Withdrawn

HB 107—Withdrawn

By Representatives Gannon and Joyner—

HB 109—A bill to be entitled An act relating to health care; providing a popular name; providing purposes; establishing the Citizens' Health Care Working Group; providing for membership and criteria therefor; providing for term of membership; providing for a chair; requiring public hearings; requiring a report; providing for community health care meetings and for dissemination of recommendations; providing for staff of the working group; providing for travel expenses; requiring a report to the Legislature; providing for termination of the working group; providing an appropriation; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Access & Financing; the Committee on Insurance; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Sorensen—

HB 111—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the U.S. Paratroopers license plate; restricting eligibility to purchase such plates; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Kottkamp—

HB 113—A bill to be entitled An act relating to private property rights; amending s. 70.001, F.S.; redefining the term "action of a governmental entity"; revising language with respect to the final decision of a governmental entity identifying the allowable uses for certain property; providing language with respect to the first application of a law or regulation that alters the density, intensity, or use of certain property; providing a waiver of sovereign immunity; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on State Administration; the Committee on Judiciary; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representatives Bucher, Allen, Brandenburg, Gannon, Gelber, Joyner, Machek, Ritter, and Roberson—

HB 115—A bill to be entitled An act relating to infant eye care; amending s. 383.04, F.S.; requiring certain eye examinations for all infants born in hospitals in the state; reenacting s. 383.07, F.S., relating to a penalty; amending ss. 627.6416 and 641.31, F.S.; providing that coverage for children under health insurance policies and health maintenance organization contracts include certain eye examinations for infants and children; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Access & Financing; the

Committee on Insurance; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Kosmas—

HB 117—A bill to be entitled An act relating to bridge designations; 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; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representatives Zapata, Arza, and Robaina—

HB 119—A bill to be entitled An act relating to determination of resident status for tuition purposes; amending s. 1009.21, F.S.; classifying specified students as residents for tuition purposes; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Committee on Judiciary; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Llorente—

HB 121—A bill to be entitled An act relating to South Florida regional transportation; amending pt. I of ch. 343, F.S.; creating the South Florida Regional Transportation Authority; transferring rights, assets, privileges, and obligations of the Tri-County Commuter Rail Authority to that authority; revising the short title; revising definitions; correcting references; providing powers, duties, and objectives; providing for the issuance of revenue bonds; limiting obligation of the state; providing pledge not to restrict certain rights of the authority; providing for a user fee for the registration of certain vehicles; amending ss. 112.3148 and 768.28, F.S., relating to reporting and prohibited receipt of gifts by individuals filing full or limited public disclosure of financial interests and by procurement employees, waiver of sovereign immunity in tort actions, and recovery limits, to conform to changes made by the act; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Dean—

HB 123—A bill to be entitled An act relating to exemption from public records requirements; amending s. 119.07, F.S.; providing an exemption from public records requirements for electronic mail addresses, cellular telephone numbers, electronic pager numbers, specified identification numbers and access codes, and the billing records of such addresses, numbers, identification numbers, and access codes of active or former law enforcement personnel, including correctional and correctional probation officers, and specified personnel of the Department of Children and Family Services, the Department of Health, the Department of Revenue, and local governments; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and

the Committee on Appropriations.

By Representative Slosberg—

HB 125—A bill to be entitled An act relating to safety belt law enforcement; amending s. 316.614, F.S.; providing exception to enforcement as a secondary action; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Attkisson—

HB 127—A bill to be entitled An act relating to non-ad valorem assessments; amending s. 197.3632, F.S.; specifying a filing deadline for non-ad valorem assessment adoption hearings; providing for meeting certain notice requirements for multi-year non-ad valorem assessments; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representatives Attkisson and Quinones—

HB 129—A bill to be entitled An act relating to water and wastewater utility facilities; requiring a water or wastewater utility facility to be subject to county commission jurisdiction under certain circumstances; authorizing a local government to purchase a facility and establish rates for service; providing exceptions; amending s. 367.021, F.S.; revising a definition; repealing s. 163.01(7)(g), F.S., relating to the Florida Interlocal Cooperation Act of 1969; providing an effective date.

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

Referred to the Subcommittee on Energy; the Committee on Business Regulation; the Committee on Local Government & Veterans' Affairs; the Committee on Natural Resources; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representatives Harrell and Sansom—

HB 131—A bill to be entitled An act relating to funding for school districts; amending s. 1011.62, F.S.; deleting the restriction to fiscal year 2002-2003 on the transfer of categorical funds to school board specified academic classroom instruction; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Sansom—

HB 133—A bill to be entitled An act relating to firefighter and municipal police pensions; creating ss. 175.1015 and 185.085, F.S.; requiring the Department of Revenue to create and maintain a database for use by insurers for certain purposes; providing insurers with incentives for using the database; providing penalties for failure to use the database; requiring local governments to provide information to the department; appropriating funds to the department for the administration of the database; authorizing the department to adopt rules; providing for distribution of certain tax revenues

through 2007; amending ss. 175.351 and 185.35, F.S.; revising the term "extra benefits" with respect to pension plans for firefighters and pension plans for municipal police officers; providing an appropriation; providing an effective date.

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

Referred to the Committee on Insurance; the Committee on State Administration; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

HB 135—Withdrawn

By Representatives Kilmer and Sansom—

HB 137—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; specifying a period each year during which sales of clothing, certain other items, and school supplies are exempt from such tax; making the exemption contingent upon funding in the General Appropriations Act; providing definitions; providing exceptions; providing for rules; providing an effective date.

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

Referred to the Committee on Future of Florida's Families; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Haridopolos—

HJR 139—A joint resolution proposing an amendment to Section 1 of Article VII and the creation of Section 26 of Article XII of the State Constitution relating to a limitation on legislative power to impose or increase taxes, fees, penalties, or fines.

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

Referred to the Committee on Judiciary; the Committee on Procedures; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Haridopolos—

HB 141—A bill to be entitled An act relating to the taxable price of bundled transactions; creating s. 202.165, F.S.; providing a definition; specifying the taxable price of certain bundled transactions; providing an effective date.

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

Referred to the Committee on Business Regulation; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Sorensen—

HB 143—A bill to be entitled An act relating to Monroe County; amending chapter 76-441, Laws of Florida, as amended; providing for the exemption of the Florida Keys Aqueduct Authority from the provisions of chapter 120, Florida Statutes, the Administrative Procedure Act; deleting reference to chapter 120, Florida Statutes, from the law relating to the Authority; providing for public hearings under certain circumstances; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on State Administration; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Cusack—

HB 145—A bill to be entitled An act relating to real estate taxation; amending s. 196.101, F.S.; revising provisions for exemption for totally and permanently disabled persons; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Attkisson—

HB 147—A bill to be entitled An act relating to retirement; providing a popular name; providing legislative intent; amending s. 121.091, F.S.; revising provisions relating to benefits payable for total and permanent disability for certain Special Risk Class members of the Florida Retirement System who are injured in the line of duty; providing for reemployment of retired deputy sheriffs; amending ss. 175.191 and 185.18, F.S.; providing minimum retirement benefits payable to certain Special Risk Class members who are injured in the line of duty and who are totally and permanently disabled due to such injury; providing for contribution rate increases to fund benefits provided in s. 121.091, F.S., as amended; directing the Division of Statutory Revision to adjust contribution rates set forth in s. 121.071, F.S.; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Gottlieb—

HM 149—A memorial to the Congress of the United States, urging Congress to enact legislation to revise the Social Security Act to provide for the collection of retroactive child support payments and reimbursement for attorney fees for parents or government agencies attempting to collect such child support payments.

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

Referred to the Subcommittee on Children's Services; the Committee on Future of Florida's Families; and the Committee on Judiciary.

By Representative Detert—

HB 151—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Protect Our Reefs license plate; providing for the distribution of annual use fees received from the sale of such plates; providing for audit by the Auditor General; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Gottlieb—

HB 153—A bill to be entitled An act relating to the State Risk Management Trust Fund; amending s. 284.01, F.S.; providing construction; requiring the fund to insure the property and leasehold interests of certain hospital districts under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Committee on State Administration; the Committee on Finance & Tax; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representatives Cusack and Wiles—

HB 155—A bill to be entitled An act relating to optional medical assistance and related services payments; amending s. 409.904, F.S.; providing for Medicaid eligibility for certain disabled persons under a Medicaid buy-in program, subject to specific federal authorization; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Access & Financing; the Committee on Insurance; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representatives Sansom and Stargel—

HB 157—A bill to be entitled An act relating to state group insurance programs; amending s. 110.1228, F.S.; expanding eligibility for participation in the state group health insurance program and the prescription drug coverage program; providing for participation by employees of all elected district school boards rather than only district school boards located in small counties; providing requirements for application and enrollment; providing certain limitations; providing for applicability; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

HB 159—Withdrawn

HB 161—Withdrawn

By Representative Mack—

HB 163—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; revising, providing, and deleting definitions; amending s. 440.05, F.S.; revising requirements relating to submitting notice of election of exemption and maintenance of records; amending s. 440.06, F.S.; revising provisions relating to failure to secure compensation; amending s. 440.077, F.S.; providing that a corporate officer electing to be exempt may not receive benefits under ch. 440, F.S.; amending s. 440.09, F.S.; requiring that certain compensable injuries be established by medical evidence; clarifying compensation for subsequent injuries; amending s. 440.10, F.S.; revising provisions relating to contractors and subcontractors with regard to liability for compensation; requiring subcontractors to provide evidence of workers' compensation coverage or proof of exemption to a contractor; deleting provisions relating to independent contractors; amending s. 440.11, F.S.; clarifying employer immunity from liability for injury or death with regard to intent; amending s. 440.13, F.S.; revising definition of the term "medically necessary" as "medical necessity"; requiring the Agency for Health Care Administration to ensure establishment of practice parameters for physician medical services; specifying circumstances under which employers or carriers are responsible for attendant care; providing additional criteria for calculation of the value of nonprofessional attendant care; revising procedures for provision of medical services and supplies; revising hearing procedures; revising provisions that provide for reimbursement allowances; expanding membership of the panel that determines schedules of reimbursement allowances to five members; requiring revision of specified reimbursement schedules; prohibiting specified health care providers from charging certain

fees; providing timetable for revision of schedules of maximum reimbursement allowances; revising certain reimbursement allowances; revising procedure for determination of fee-for-service, pharmaceutical, and hospital per diem schedules; amending s. 440.134, F.S.; revising a definition; amending s. 440.14, F.S.; revising provisions relating to calculation of average weekly wage for injured employees; amending s. 440.15, F.S.; providing additional limitations on compensation for permanent total disability and temporary total disability; revising payment schedule for impairment benefits; specifying criteria for payment of impairment benefits for psychiatric impairment; amending s. 440.151, F.S.; revising provisions relating to compensation for certain occupational diseases; revising the definition of "occupational disease"; amending s. 440.192, F.S.; revising procedures for resolving benefit disputes; providing conditions for claims to be adjudicated by a judge of compensation claims; correcting a cross reference, to conform; amending s. 440.20, F.S.; revising requirements for settlement of contested claims; clarifying responsibility of employer and carrier with regard to child support information; amending s. 440.25, F.S.; revising procedures for mediation and hearings; specifying conditions for granting of continuance; amending s. 440.271, F.S.; revising provisions for review of order; amending s. 440.29, F.S.; revising provisions relating to evidentiary procedures; creating s. 440.315, F.S.; providing for attorney's fees; amending s. 440.39, F.S.; revising provisions relating to third-party liability; providing for application with regard to preservation of evidence; creating s. 440.4415, F.S.; creating the Workers' Compensation Appeals Commission; providing for membership, authority, powers, duties, and responsibilities; providing that the commission shall review final orders of the judges of compensation claims, under specified circumstances; providing procedures for review; providing for the location, property, personnel, and appropriations of the commission; authorizing destruction of certain records; providing for travel expenses; providing rulemaking authority; amending s. 440.45, F.S.; deleting provision for establishment of certain training by the Deputy Chief Judge; correcting references; amending s. 440.51, F.S., relating to expenses of administration; revising limitation of certain expenses; deleting requirement for legislative appropriation in order to transfer certain funds to the workers' compensation joint underwriting plan; repealing s. 440.34, F.S., relating to attorney's fees and costs; providing for severability; providing an effective date.

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

By Representative Mack—

HB 165—A bill to be entitled An act relating to homeowners' associations; amending s. 702.09, F.S.; redefining the term "mortgage" to include liens created pursuant to a homeowners' association as defined in s. 712.01, F.S.; amending s. 718.111, F.S.; revising language with respect to official records of the condominium association authorizing the association to provide certain information to prospective purchasers or lienholders under certain circumstances; providing for immunity from liability; authorizing fees; amending s. 718.112, F.S.; revising language with respect to condominium bylaws to allow the use of limited proxies for votes taken to waive certain financial reporting requirements; prohibiting the requirement of retrofitting for enhanced fire protection systems under certain circumstances; amending s. 718.303, F.S.; providing that certain actions with respect to the obligation of condominium owners shall not be deemed actions for specific performance; amending s. 719.104, F.S.; revising language with respect to official records of the cooperative association authorizing the association to provide certain information to prospective purchasers or lienholders under certain circumstances; providing for immunity from liability; authorizing fees; amending s. 719.303, F.S.; providing that certain actions with respect to the obligation of cooperative owners shall not be deemed actions for specific performance; amending s. 720.302, F.S.; providing that corporations not for profit that operate residential homeowners' associations shall be governed by and subject to the provisions of ch. 617, F.S.; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Commerce; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Jennings—

HB 167—A bill to be entitled An act relating to trust funds; creating the Digital Divide Trust Fund in the State Technology Office; providing for sources of moneys and purposes; providing for administration of the fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representatives Rich, McInvale, and Zapata—

HB 169—A bill to be entitled An act relating to health insurance coverage for autism spectrum disorder; requiring a health insurer or health maintenance organization that offers major medical coverage to include coverage for treating autism spectrum disorder; defining the term "autism spectrum disorder"; authorizing an insurer or health maintenance organization to confirm a diagnosis or review the appropriateness of a treatment plan; providing that the act does not affect the licensure of a health care professional or impair the right to reimbursement of a health care provider; making a legislative finding that the act fulfills an important state interest; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Access & Financing; the Committee on Insurance; the Committee on State Administration; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Carassas—

HB 171—A bill to be entitled An act relating to consumer credit reports; requiring certain consumer credit reporting agencies to provide certain consumers with a complete consumer credit report each year under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Banking & Securities; the Committee on Commerce; the Committee on Judiciary; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representatives Murman, M. Davis, and Kravitz—

HB 173—A bill to be entitled An act relating to services for victims of sexual assault; providing legislative intent with respect to enhancing the availability of services to victims of sexual assault; creating the "Sexual Assault Victims' Access to Services Act"; providing definitions; authorizing the Department of Health to contract with a statewide nonprofit agency for the purpose of allocating funds to rape crisis centers; requiring that funds to be used to provide services to victims of sexual assault and victims' families; providing requirements for distributing funds; requiring an annual report to the Legislature on the use of funds; providing for an assessment of an additional court cost against any person who pleads guilty or nolo contendere to, or who is found guilty of an act of sexual battery; providing for deposit of the court cost into the Rape Crisis Program Trust Fund; providing for the trust fund to be used to support rape crisis centers; providing an effective date.

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

Referred to the Subcommittee on Elder Affairs & Long-Term Care; the Committee on Future of Florida's Families; the Subcommittee on Health

Services; the Committee on Health Care; the Committee on Public Safety & Crime Prevention; the Committee on Finance & Tax; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representatives Murman, M. Davis, and Kravitz—

HB 175—A bill to be entitled An act relating to trust funds; creating the Rape Crisis Program Trust Fund within the Department of Health; providing for the use of funds and the source of funds; requiring the Department of Health to adopt rules for distributing moneys in the trust fund; providing for review and termination or re-creation of the trust fund; providing a contingent effective date.

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

Referred to the Subcommittee on Elder Affairs & Long-Term Care; the Committee on Future of Florida's Families; the Subcommittee on Health Services; the Committee on Health Care; the Committee on Public Safety & Crime Prevention; the Committee on Finance & Tax; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative D. Davis—

HB 177—A bill to be entitled An act relating to hospital licensing and regulation; defining terms; prohibiting certain transfers of open-heart surgery services; providing for a shared open-heart certificate of need in specified circumstances; providing an evidentiary presumption; providing a penalty; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Greenstein—

HB 179—A bill to be entitled An act relating to discriminatory practices; amending s. 760.60, F.S.; applying to business establishments serving the public the provisions applicable to certain clubs prohibiting certain discriminatory practices; providing for filing complaints with the Commission on Human Relations; providing for filing civil actions under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Committee on Business Regulation; the Committee on Judiciary; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representatives Ambler, Baxley, and Kravitz—

HB 181—A bill to be entitled An act relating to condominiums; amending s. 718.113, F.S.; allowing unit owners to fly armed services flags on designated days and patriotic holidays; providing an effective date.

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

Referred to the Committee on Judiciary; the Subcommittee on Veterans' & Military Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Business Regulation.

By Representative Murman—

HB 183—A bill to be entitled An act for the relief of Minouche Noel, a minor, and Jean and Flora Noel, parents and natural guardians of Minouche Noel; providing an appropriation to compensate Minouche Noel, a minor, and Jean and Flora Noel, parents and natural guardians of Minouche Noel, individually, for injuries and damages sustained due to the negligence of

Children's Medical Services of the former Department of Health and Rehabilitative Services; providing for the use of funds; providing for reversion of funds to the state; providing an effective date.

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

Referred to the Subcommittee on Claims; the Committee on Judiciary; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Sorensen—

HB 185—A bill to be entitled An act relating to the Key Largo Wastewater Treatment District, Monroe County; amending ch. 2002-337, Laws of Florida; removing district from requirements of ch. 120, Florida Statutes; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on State Administration; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Galvano—

HB 187—A bill to be entitled An act relating to managed health care; providing a popular reference name; prohibiting the contract between a managed care plan and a health care provider from containing provisions allowing the managed care plan to change a material term of the contract; providing certain exceptions; requiring that a managed care plan notify a provider within a specified period of its intent to change a material term; providing certain exceptions; prohibiting additional provisions in the contract which require a provider to accept additional patients or comply with certain programs or procedures without prior disclosure; providing certain exceptions; prohibiting certain other contract provisions that conflict with state law or confidentiality requirements; providing definitions; specifying acts and omissions constituting grounds for disciplinary action by the Secretary of Health Care Administration against a managed care plan; requiring that a proceeding under the act comply with the requirements for notice and a hearing provided in ch. 120, F.S.; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Access & Financing; the Committee on Insurance; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Slosberg—

HB 189—A bill to be entitled An act relating to driving privilege; providing a popular name; creating s. 318.1225, F.S.; providing additional charges for certain traffic violations; providing for distribution of moneys collected; amending s. 318.21, F.S.; revising provisions relating to disposition of civil penalties by county courts; creating s. 322.287, F.S.; providing additional fee for reinstatement of suspended driving privilege; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Committee on Public Safety & Crime Prevention; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representatives Jennings and Greenstein—

HB 191—A bill to be entitled An act relating to career and technical education; providing legislative intent; requiring career and technical education programs within a comprehensive high school program of study to be industry certified; requiring State Board of Education rules for the certification process; providing full-time equivalent student funding for student enrollment; requiring articulation with postsecondary programs; providing academic requirements for students enrolled in career and technical education programs; providing for a career and technical education endorsement on a high school diploma and incentive funding to school districts for students receiving the endorsement; providing professional development programs for guidance counselors and career specialists; amending s. 1003.491, F.S.; providing certain responsibilities for district school boards and superintendents; amending s. 1011.62, F.S., relating to the Florida Education Finance Program; providing for funding of career and technical education programs; revising a program group; providing incentive funding for attainment of high school career and technical education endorsements as a categorical program; amending s. 1012.01, F.S.; revising a personnel classification title; requiring a study by the Office of Program Policy Analysis and Government Accountability; providing effective dates.

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

Referred to the Subcommittee on Pre-K through 12; the Committee on Education K-20; the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Barreiro—

HB 193—A bill to be entitled An act relating to school readiness programs; amending s. 411.01, F.S., relating to the Florida Partnership for School Readiness and school readiness coalitions; requiring plans for implementing school readiness programs to provide access to school-based prekindergarten programs for all 4-year-old children at no cost to the children's parents; providing for funding; providing an effective date.

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

Referred to the Subcommittee on Pre-K through 12; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Bilirakis and Littlefield—

HB 195—A bill to be entitled An act relating to emergency medical dispatch; creating s. 768.1335, F.S.; creating the Emergency Medical Dispatch Act; providing definitions; providing immunity from liability for certain persons who use emergency medical dispatch protocols; providing exceptions; amending s. 401.111, F.S.; providing for grants to local agencies to support emergency medical dispatch; providing an effective date.

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

Referred to the Subcommittee on Claims; the Committee on Judiciary; the Committee on State Administration; the Committee on Health Care; the Subcommittee on Judicial Appropriations; and the Committee on Appropriations.

By Representative Barreiro—

HB 197—A bill to be entitled An act relating to plea agreements; creating s. 921.1435, F.S.; creating the "Officer Cheryl Seiden Act"; providing notification with respect to plea agreements; providing a definition; providing for application; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Committee on Judiciary; and the

Committee on Appropriations.

By Representatives Carassas, Fiorentino, McInvale, and Sansom—

HB 199—A bill to be entitled An act relating to the Florida Prepaid College Program; amending s. 1009.98, F.S.; revising provisions relating to eligibility for benefits if the program is terminated; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Committee on Judiciary; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

HB 201—Withdrawn

By Representative Sorensen—

HB 203—A bill to be entitled An act relating to the Lower Florida Keys Hospital District, Monroe County; providing legislative intent; codifying, amending, repealing, and reenacting all special acts relating to the district; repealing chapters 67-1724, 69-1322, 72-617, 73-555, 73-558, 75-450, 77-600, 77-601, 77-602, 77-603, 78-565, 79-511, 82-414, 87-459, 89-551, and 94-415, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; and the Committee on Finance & Tax.

HB 205—Withdrawn

By Representatives Mealor and Quinones—

HB 207—A bill to be entitled An act relating to pharmacy; amending s. 465.017, F.S.; requiring the Board of Pharmacy to adopt rules establishing guidelines for pharmacies to dispose of patient records; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; and the Committee on State Administration.

By Representatives Fiorentino and Sansom—

HM 209—A memorial to the Congress of the United States urging Congress to provide the Florida Department of Veterans' Affairs with information available to the United States Government regarding any Florida resident who is classified as a United States POW/MIA.

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

Referred to the Subcommittee on Veterans' & Military Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Ryan—

HJR 211—A joint resolution proposing the creation of Section 20 of Article III of the State Constitution to create a joint legislative committee to conduct periodic reviews of all exemptions from the tax on sales, use, and other transactions imposed by law and all exclusions of sales of services from such taxation.

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

Referred to the Committee on Judiciary; the Committee on Finance & Tax;

the Committee on Procedures; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Needelman—

HB 213—A bill to be entitled An act relating to the Reduce Class Size Scholarship Opportunity Program; creating s. 1002.395, F.S.; establishing the program to enable students to receive a scholarship to attend a private school and to provide future dollars to school districts to achieve reduced class sizes; providing for the award of a scholarship if the assigned public school and classroom is overcrowded; providing requirements for scholarship eligibility and for private school eligibility; specifying obligations of school districts and program participants; providing school district choice with respect to transportation of students; providing for calculation and payment of scholarships; providing requirements for funds received by school districts; providing that regulation of private schools is not expanded; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Kottkamp—

HB 215—A bill to be entitled An act relating to the Florida Civil Rights Act of 1992; creating s. 760.021, F.S.; authorizing the Attorney General to commence a civil action to obtain damages or other relief for a civil rights violation under certain circumstances; providing for attorney's fees and costs; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on State Administration; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Meadows—

HB 217—A bill to be entitled An act relating to infant cribs; creating s. 501.144, F.S., providing a popular name; providing definitions; prohibiting commercial users from manufacturing, remanufacturing, retrofitting, selling, contracting to sell or resell, leasing, or subletting specified cribs determined to be unsafe for use by infants; prohibiting transient public lodging establishments from offering or providing for use specified cribs determined to be unsafe for use by infants; providing criteria for determining safety of infant cribs; providing exemptions; providing specified immunity from civil liability; providing penalties; providing that violation of the act constitutes an unfair and deceptive trade practice; authorizing the Department of Agriculture and Consumer Services, the Department of Business and Professional Regulation, and the Department of Children and Family Services to collaborate with public agencies and private-sector entities to prepare specified public education materials and programs; authorizing the Department of Agriculture and Consumer Services to adopt rules and prescribe forms; amending s. 509.221, F.S.; prohibiting the use of certain cribs in public lodging establishments; reenacting s. 509.032, F.S.; providing for regulation and rulemaking by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation; creating s. 402.3031, F.S.; prohibiting unsafe cribs in certain facilities; providing for enforcement and rulemaking powers of the Department of Children and Family Services; creating an infant crib safety enforcement demonstration program; providing that crib inspections are not required in certain counties for a specified time; requiring crib inspections in certain counties for a specified time; providing requirements for crib inspections by the Department of Business and Professional Regulation; requiring transient public lodging establishments to provide for inspection of cribs; requiring a report; providing for rulemaking by the Department of Business and Professional Regulation; providing for expiration of the demonstration program; providing effective dates.

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

Referred to the Committee on Agriculture; the Committee on Business Regulation; the Committee on Judiciary; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representatives Bean, Kilmer, Murman, and Murzin—

HB 219—A bill to be entitled An act relating to health care; creating the “Women’s Health and Safety Act”; amending s. 390.012, F.S.; revising requirements for rules of the Agency for Health Care Administration relating to abortions performed in abortion clinics; providing for rules regarding abortions performed after the first trimester of pregnancy; requiring abortion clinics to develop policies to protect the health, care, and treatment of patients; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; and the Committee on Judiciary.

By Representative Dean—

HB 221—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.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Littlefield—

HB 223—A bill to be entitled An act relating to persons with disabilities; amending ss. 413.402, 413.4021, F.S., and s. 3 of chapter 2002-286, Laws of Florida; making the pilot program for personal care attendants for spinal cord injury victims permanent; providing criteria for participation in the program; increasing the percentage of revenues collected from the tax collection enforcement diversion program for deposit into the operating account of the Florida Endowment Foundation for Vocational Rehabilitation; providing an appropriation; providing an effective date.

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

Referred to the Subcommittee on Elder Affairs & Long-Term Care; the Committee on Future of Florida’s Families; the Committee on Finance & Tax; the Subcommittee on Judicial Appropriations; and the Committee on Appropriations.

By Representative Haridopolos—

HB 225—A bill to be entitled An act relating to actions against law enforcement officers; amending s. 111.065, F.S.; providing a popular name; redefining the term “law enforcement officer” for purposes of the payment of attorney’s fees and costs in certain actions commenced against a law enforcement officer; revising language to provide for consistency; requiring that an officer’s employing agency provide for legal representation and costs under certain circumstances involving an emergency, imminent death or bodily harm, or the pursuit or apprehension of an offender; providing methods by which an employing agency can provide for reasonable legal representation and costs; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Committee on Local Government & Veterans’ Affairs; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representatives Garcia, Meadows, and Stargel—

HB 227—A bill to be entitled An act relating to elections; providing for county commissions to provide additional polling locations that permit early voting; providing an effective date.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; the Committee on Local Government & Veterans’ Affairs; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representatives Kravitz, D. Davis, and Jordan—

HB 229—A bill to be entitled An act relating to developmental disabilities; amending s. 393.063, F.S.; adding the genetic disease familial dysautonomia to the list of disabilities defined and covered under ch. 393, F.S.; amending ss. 92.53, 400.464, 419.001, 914.16, 914.17, and 918.16, F.S., relating to testimony of victims and witnesses, home health agencies, community residential homes, and victims and witnesses who are minors or persons with mental retardation; conforming cross-references to changes made by the act; providing an effective date.

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

Referred to the Subcommittee on Elder Affairs & Long-Term Care; the Committee on Future of Florida’s Families; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representatives Russell, Baxley, Fiorentino, Harrington, Murman, and Stargel—

HB 231—A bill to be entitled An act relating to instructional materials for K-12 public education; authorizing a pilot program to enable selected school districts to realize cost savings in the purchase of instructional materials; requiring a report to the Legislature; providing an effective date.

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

Referred to the Subcommittee on General Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Richardson and Wiles—

HB 233—A bill to be entitled An act relating to use of consumer credit information in personal insurance underwriting; providing a popular reference name; providing a purpose; providing application; providing definitions; specifying prohibited activities for insurers using credit information for certain purposes; requiring insurers to reunderwrite or re-rate consumers under certain circumstances; requiring a refund under certain circumstances; requiring insurers to disclose certain credit information acquisition activities under certain circumstances and to secure authorization for such activities; requiring insurers to provide certain notice of adverse actions; providing criteria; requiring insurers to file certain scoring models or processes with the Office of Insurance Regulation of the Financial Services Commission; requiring insurers to indemnify, defend, and hold harmless certain agents from liability, fees, and costs under certain circumstances; prohibiting consumer reporting agencies from providing or selling certain lists or data relating to certain consumer credit information; providing an exception; providing severability; requiring the Office of Insurance Regulation of the Financial Services Commission to conduct a study of the use of credit information for underwriting and rating purposes; providing study criteria; providing an

effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Clarke—

HB 235—A bill to be entitled An act relating to mutual insurance holding companies; amending s. 628.703, F.S.; providing a definition; amending s. 628.709, F.S.; revising membership criteria of mutual insurance holding companies; amending ss. 628.729, 628.730, and 628.733, F.S.; specifying basis of distributive shares and corporate equity of members under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation and the Committee on Insurance.

By Representative Prieguez—

HB 237—A bill to be entitled An act relating to municipal parking facility space surcharges; creating s. 212.035, F.S.; authorizing certain municipalities to impose and collect a surcharge on certain parking facility space sale, lease, or rental charges; requiring referendum approval; providing for a maximum surcharge rate; specifying uses and limits of surcharge proceeds; providing an effective date.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Committee on Transportation; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representatives D. Davis and Hogan—

HB 239—A bill to be entitled An act relating to community contribution tax credits; amending ss. 220.183, 624.5105, F.S.; increasing the annual limitation on the amount of such credits which may be granted against the corporate income tax and insurance premium taxes; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Committee on Local Government & Veterans' Affairs; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Wishner—

HB 241—A bill to be entitled An act relating to the state lottery; amending ss. 24.115, 24.121, and 1010.70, F.S.; providing that all unclaimed prize money shall be deposited in the Educational Enhancement Trust Fund; providing an effective date.

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

Referred to the Subcommittee on Gaming & Pari-mutuels; the Committee on Business Regulation; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Holloway—

HB 243—A bill to be entitled An act relating to education; authorizing individual district school boards by resolution to allow invocation or benediction at specified secondary school-related events; providing legislative intent; providing severability; providing an effective date.

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

Referred to the Committee on Judiciary.

By Representative Rich—

HB 245—A bill to be entitled An act relating to the Florida Kidcare program; creating s. 409.8141, F.S.; providing that an uninsured parent, guardian, or relative caretaker of a child enrolled in the Florida Kidcare program is eligible for coverage under the program, subject to certain limitation; requiring separate premiums or cost-sharing requirements for the parent, guardian, or relative caretaker; providing that nonpayment of premiums or cost-sharing requirements for an adult is not grounds for disenrolling a child in that family from the program; providing for coverage of a parent, guardian, or relative caretaker whose income is above a specified level if the adult pays the full cost of the premium, including administrative costs; providing that the eligibility for coverage provided by the act is not an entitlement; authorizing the Agency for Health Care Administration and the board of directors of the Florida Healthy Kids Corporation to limit enrollment under the act; exempting the adults enrolled under the act from the enrollment limitations of the Florida Kidcare program; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Committee on Insurance; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representatives Arza and Zapata—

HB 247—A bill to be entitled An act relating to public school personnel; amending s. 1012.61, F.S.; deleting restriction that permits annual payment for accumulated sick leave only to instructional staff and educational support employees; deleting restrictions regarding terminal pay for accumulated sick leave to employees other than instructional staff or educational support employees; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Mealor—

HB 249—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Child Abuse Prevention and Intervention license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Patterson—

HB 251—A bill to be entitled An act relating to library records; amending s. 257.261, F.S.; revising provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under age 16, for the purpose of collecting fines or recovering overdue books or other materials; providing an effective date.

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

Referred to the Subcommittee on Tourism; the Committee on Commerce; the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Ausley—

HB 253—A bill to be entitled An act relating to the statewide assessment program for public schools; amending s. 1008.22, F.S.; revising provisions relating to the design and implementation of the FCAT; requiring universal design principles that will prevent unintended obstacles for students with disabilities; providing field testing and analysis requirements; requiring the Commissioner of Education to expand the statewide assessment program to include multiple assessment options leading to a standard high school diploma for students with disabilities; requiring development of assessment options; providing for student accommodations when taking the FCAT or alternate assessments; providing for an appeals process; specifying features and methods for implementation of alternate assessment options for students with disabilities; requiring the commissioner to establish a State Accommodations Panel to review, consider, approve, or disapprove new testing accommodations; providing duties of the panel; providing that the commissioner shall require school districts to be accountable for all students and to provide certain remediation; providing requirements relating to assessment scores; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Judiciary; the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Goodlette—

HB 255—A bill to be entitled An act relating to Collier County; amending chapter 69-1326, Laws of Florida, as amended; increasing the borrowing power of the City of Naples Airport Authority; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs and the Committee on Local Government & Veterans' Affairs.

By Representatives M. Davis, Goodlette, Green, and Rivera—

HB 257—A bill to be entitled An act relating to Southwest Florida transportation; redesignating ch. 349, F.S., as pt. I of that chapter; creating pt. II of ch. 349, F.S., consisting of ss. 349.31, 349.32, 349.33, 349.34, 349.35, 349.36, 349.37, 349.38, 349.39, 349.40, 349.41, 349.42, 349.43, 349.44, 349.45, 349.46, and 349.47, titled "Southwest Florida Transportation Authority"; providing a popular name; providing definitions; creating the Southwest Florida Transportation Authority; providing for a governing body of the authority; providing for membership; providing purposes and powers; providing for the Southwest Florida Transportation System; providing for procurement; providing bond financing authority for improvements; providing for bonds of the authority; providing for fiscal agents; providing the State Board of Administration may act as fiscal agent; providing for certain financial agreements; providing for rights and remedies of bondholders; providing for lease-purchase agreement with the Department of Transportation; providing the department may be appointed agent of authority for construction; providing for acquisition of lands and property; providing for cooperation with other units, boards, agencies, and individuals; providing covenant of the state; providing for exemption from taxation; providing for eligibility for investments and security; providing pledges enforceable by bondholders; providing for construction and application; amending ss. 349.02, 349.04, 349.05, 349.06, 349.07, 349.08, 349.10, 349.11, 349.12, 349.13,

349.14, 349.15, 349.17, and 349.21, F.S.; correcting references; providing for an appropriation; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Committee on Local Government & Veterans' Affairs; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Joyner—

HB 259—A bill to be entitled An act relating to contractor bonds for public building construction; amending s. 255.05, F.S.; revising contract amount thresholds for payment and performance bonds; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Ryan—

HB 261—A bill to be entitled An act relating to dependent children; amending s. 39.01, F.S.; defining the term "medical passport"; amending ss. 39.0015, 39.302, F.S.; conforming cross-references; amending s. 39.407, F.S.; specifying conditions under which a court order is not required for dispensing psychotropic medication to a child in the legal custody of the Department of Children and Family Services; providing requirements for a petition to the court for authority to dispense psychotropic medication to such a child; providing for prior review of the child's medical history and evidence demonstrating that the treatment is appropriate for the child's condition; providing for the burden of proof; providing for further medical consultation, including second opinions, under certain circumstances; providing conditions for discontinuation of prescribed psychotropic medication or for the provision of other services; providing for periodic court review of the child's progress; providing an effective date.

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

Referred to the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Committee on Judiciary; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Ross—

HB 263—A bill to be entitled An act relating to psychotherapist-patient privilege; amending s. 90.503, F.S.; redefining the term "psychotherapist" to include certain advanced registered nurse practitioners; providing an effective date.

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

Referred to the Committee on Judiciary.

By Representative Mayfield—

HB 265—A bill to be entitled An act relating to public school employment; amending s. 121.021, F.S.; defining the term "average final compensation" for public school members for purposes of the Florida Retirement System; revising retirement requirements for public school members; defining the term "public school member"; amending s. 121.091, F.S.; revising the normal retirement benefit for public school members; revising the early retirement benefit for public school members; expanding authority for reemploying certain retired public school personnel; revising Deferred Retirement Option Program participation requirements for certain public school personnel; providing legislative intent relating to costs

attributable to benefit increases for public school members; requiring the Division of Retirement to conduct an actuarial analysis of reciprocal retirement benefits and report to the Legislature; amending s. 1001.43, F.S.; authorizing district school boards to adopt comprehensive benefit packages for school district personnel; amending s. 1012.27, F.S.; authorizing recommendation for reappointment of certain instructional personnel; amending s. 1012.56, F.S.; revising the time period during which teachers holding a temporary certificate must demonstrate mastery of general knowledge; creating s. 1012.597, F.S.; creating executive leadership certification for school principals; amending s. 1012.61, F.S.; revising provisions relating to payment for sick leave for school district personnel; creating s. 1012.987, F.S.; requiring a statewide professional development program for school administrators; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Pre-K through 12; the Committee on Education K-20; and the Committee on Appropriations.

By Representatives Zapata and Robaina—

HB 267—A bill to be entitled An act relating to sales of tax certificates for unpaid taxes; amending s. 197.432, F.S.; authorizing counties to conduct sales of tax certificates for unpaid taxes by electronic means; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Finance & Tax.

By Representative Arza—

HB 269—A bill to be entitled An act relating to civil and criminal jurisdiction over Indian reservations; amending s. 285.16, F.S.; exempting the reservations of the Miccosukee Indian Tribe of Florida from a provision of law authorizing the State of Florida to take jurisdiction of civil and criminal matters on Indian reservations in the state; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and the Committee on Judiciary.

By Representative Reagan—

HB 271—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; providing for codification of special laws regarding special districts pursuant to s. 189.429, Florida Statutes, relating to the Sarasota-Manatee Airport Authority, a special district in Manatee and Sarasota Counties; providing legislative intent; codifying, amending, and reenacting chapters 91-358, 92-242, 95-493, 97-322, and 2000-480, Laws of Florida; omitting provisions that have had their effect and other obsolete provisions; omitting redundant provisions; revising cross references; providing a saving clause in the event any provision of the act is deemed invalid; repealing chapters 91-358, 92-242, 95-493, 97-322, and 2000-480, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs and the Committee on Finance & Tax.

By Representative Kosmas—

HB 273—A bill to be entitled An act relating to the Southeast Volusia Hospital District, Volusia County; providing for codification of the district's

charter; codifying, amending, and reenacting chapters 24961 (1947), 29586 (1953), 57-1931, 65-2362, 67-2148, 81-499, and 89-552, Laws of Florida; providing a declaration of legislative intent; repealing special acts relating to the district; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs and the Committee on Finance & Tax.

By Representative Spratt—

HB 275—A bill to be entitled An act relating to Glades County; providing for career service; specifying rights of certain employees of the Glades County Sheriff; providing definitions; providing proceedings and provisions with respect to dismissal; providing for transition between administrations; providing for appeals procedures; providing for career appeals boards; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Green—

HB 277—A bill to be entitled An act relating to the South Trail Fire Protection and Rescue District, Lee County; amending ch. 2000-484, Laws of Florida; conforming the district charter to Florida Statutes relating to annexations within the district; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Cretul—

HB 279—A bill to be entitled An act relating to water resources; amending s. 373.219, F.S.; requiring local governments to be notified of proposed consumptive use permits; amending s. 373.223, F.S.; providing an additional condition for obtaining a permit; providing an effective date.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; and the Committee on Local Government & Veterans' Affairs.

By Representative Seiler—

HB 281—A bill to be entitled An act relating to the sentencing of minors; amending ss. 985.225, 985.233, F.S.; limiting the age at which a minor convicted of an offense punishable by death or life imprisonment may be sentenced as an adult; amending ss. 985.226, 985.227, F.S.; revising requirements for the state attorney with respect to prosecuting a minor as an adult for certain violent felonies and for an offense punishable by death or life imprisonment; creating s. 985.2335, F.S.; requiring that the court commit a child of a specified age or younger to the Department of Juvenile Justice or to a maximum-risk juvenile facility following the child's conviction of an offense that, if committed by an adult, would be punishable by death or life imprisonment; requiring the court to conduct a hearing after the child has reached a specified age to determine whether the child is rehabilitated; providing for the child to be placed on conditional release or sentenced to life

imprisonment with eligibility for parole as an adult offender; providing an effective date.

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

Referred to the Subcommittee on Juvenile Justice; the Committee on Public Safety & Crime Prevention; the Committee on Judiciary; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Seiler—

HB 283—A bill to be entitled An act relating to the Uniform Commercial Code; amending s. 679.509, F.S.; providing additional requirements for filing certain amendments to financing statements; providing an effective date.

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

Referred to the Subcommittee on Banking & Securities; the Committee on Commerce; and the Committee on Judiciary.

By Representatives Kallinger, Baxley, and Hogan—

HB 285—A bill to be entitled An act relating to human cloning; creating s. 877.27, F.S., the "Human Cloning Prohibition and Responsibility Act of 2003"; providing definitions; providing that it is unlawful to perform or attempt to perform human cloning, to participate or assist in an attempt to perform human cloning, or to ship or receive in commerce for any purpose an embryo produced by human cloning or any product derived from such embryo; providing a penalty; providing civil penalties; providing construction with respect to scientific research; providing for enforcement of the act; providing civil remedies; providing limitations on commencement of actions; amending ss. 95.11 and 775.15, F.S.; providing periods of limitations on actions and prosecutions for violations of the act; providing an effective date.

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

Referred to the Committee on Health Care.

By Representative Cretul—

HB 287—A bill to be entitled An act relating to specialty license plates; creating s. 320.08068, F.S.; creating a specialty license plate for motorcycles; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

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

Referred to the Committee on Transportation.

By Representatives Cretul and Harrell—

HB 289—A bill to be entitled An act relating to anatomical gifts; creating the "Nick Oelrich Gift of Life Act"; amending s. 765.512, F.S., relating to anatomical gifts; prohibiting modification of a donor's intent; providing that a donor document is legally binding; authorizing specified persons to furnish a donor's medical records upon request; amending s. 765.516, F.S.; revising procedures by which the terms of an anatomical gift may be amended or the gift may be revoked; providing an effective date.

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

Referred to the Committee on Health Care and the Committee on Judiciary.

By Representative Richardson—

HB 291—A bill to be entitled An act relating to campaign financing; creating ss. 106.401-106.425, F.S., to establish the "Florida Clean Elections Act"; providing a popular name; providing findings and declarations; defining

terms; providing eligibility requirements for clean money campaign funding for candidates for statewide or legislative office; providing transitional requirements for the current election cycle; providing a continuing obligation to comply; providing limitations on contributions and expenditures; providing limitations on the use of personal funds; providing for seed money contributions; providing for participation in debates; providing for certification of eligibility; specifying benefits for participating candidates; providing for the amounts and payment schedule of clean money funding; providing limitations on the expenditure of clean money funds; providing for disclosure of excess spending by nonparticipating candidates; providing for disclosure of and additional clean money to respond to independent expenditures; providing for disclosure of and additional clean money to respond to issue advertisements; directing the Secretary of State to create a nonpartisan Voter Information Commission and providing its duties; requiring publicly funded television and radio stations to provide free coverage of debates for specified elections; providing limitations on mailing privileges of certain public officials; providing revenue sources for the Clean Money Trust Fund; providing for the administration and dispersal of clean money funds; providing limits on political party contributions and expenditures; amending s. 106.011, F.S.; redefining the term "political advertisement"; amending s. 106.021, F.S.; eliminating authorization for unrestricted expenditures by political committees and political parties to jointly endorse three or more candidates; amending s. 106.08, F.S.; providing limits on contributions to political parties; revising limits on contributions to candidates by political parties; providing penalties; amending s. 106.087, F.S.; eliminating a restriction on independent expenditures by certain political committees and committees of continuous existence; conforming a cross reference; reenacting s. 106.19, F.S., relating to penalties, to incorporate the amendments to ss. 106.08 and 106.265, F.S., in references thereto; amending s. 106.29, F.S.; revising reporting requirements of political parties; conforming cross references; repealing ss. 106.30-106.36, F.S., the "Florida Election Campaign Financing Act," to conform; amending ss. 106.07, 106.141, 106.22, 106.265, 199.052, 320.02, 322.08, 328.72, and 607.1622, F.S.; revising references and providing for deposit of various fines, surplus funds, and voluntary contributions in the Clean Money Trust Fund, to conform; providing for a surcharge on civil penalties to be deposited into the trust fund and for deposit of the surcharge funds into the trust fund; reenacting ss. 106.143(8) and 106.144(2), F.S., relating to the circulation of political advertisements and endorsements or opposition by certain groups and organizations, to incorporate the amendment to s. 106.265, F.S., in references thereto; providing severability; providing a contingent effective date.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; the Committee on Judiciary; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Smith—

HB 293—A bill to be entitled An act relating to the Florida Litter Law; amending s. 403.413, F.S.; requiring that the community service imposed for certain violations be performed in specified areas; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and the Committee on Judiciary.

By Representative Ritter—

HB 295—A bill to be entitled An act relating to special districts; amending s. 189.4051, F.S.; requiring certain independent water control districts within certain large-population counties to have five-member governing boards who are elected in conjunction with the general election on a nonpartisan basis by the registered voters who are residents of the district; providing for staggered terms; providing applicability to current board members; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Ethics & Elections; and the Committee on Procedures.

By Representative Gannon—

HB 297—A bill to be entitled An act relating to the Greater Boca Raton Beach and Park District, Palm Beach County, an independent special district of the state; codifying, amending, and reenacting special laws relating to the district; providing legislative intent; repealing chapters 74-423, 75-330, 76-323, 82-350, 85-481, and 97-330, Laws of Florida, relating to the district; providing for liberal construction; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs and the Committee on Finance & Tax.

By Representative Gannon—

HB 299—A bill to be entitled An act relating to the City of Delray Beach, Palm Beach County; providing for codification of existing special laws relating to the creation, powers, and duties of the Delray Beach Downtown Development Authority; codifying, amending, reenacting, and repealing chapters 71-604, 72-524, 80-495, 87-520, 89-477, 91-385, 92-263, 94-476, and 98-503, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; and the Committee on Finance & Tax.

By Representative Green—

HB 301—A bill to be entitled An act relating to the East County Water Control District, Hendry and Lee Counties; amending ch. 2000-423, Laws of Florida; providing for the apportionment of maintenance taxes equitably to all equally benefited properties; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Prieguez—

HB 303—A bill to be entitled An act relating to Miami-Dade County; providing for the relief of Jonathan Snell, a minor, and Erika Snell, a minor, by and through their mother and natural guardian, Latisha Snell; providing for an appropriation to compensate them for injuries and damages sustained as a result of the negligence of Miami-Dade County; providing for the use of such funds; providing for payment of costs, attorneys' fees, and outstanding medical bills; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Mayfield—

HB 305—A bill to be entitled An act relating to the Indian River County School Board; providing for the relief of Tylor Griffeth, a minor, by and through Mark Griffeth and Teresa Griffeth, his parents and natural guardians; directing the school board to compensate Tylor Griffeth for personal injuries caused by the negligence of the school board; specifying uses of the funds; providing for attorney's fees and costs; providing an effective date

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Sorensen—

HB 307—A bill to be entitled An act relating to the City of North Key Largo Beach, Monroe County; abolishing the city; repealing ch. 31037 (1955), Laws of Florida; providing for transfer of assets and liabilities to the Board of County Commissioners of Monroe County; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs.

By Representatives Allen, Baxley, Bucher, D. Davis, Kilmer, Macheck, Quinones, and Zapata—

HJR 309—A joint resolution proposing the repeal of Section 19 of Article X of the State Constitution, which section requires the development and operation of a high speed ground transportation system.

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

Referred to the Committee on Transportation and the Committee on Appropriations.

HB 311—Withdrawn

By Representative Slosberg—

HB 313—A bill to be entitled An act relating to state purchasing agreements and construction contracts; providing an act name; requiring parties to certain state contracts or agreements to remit a specified portion of the contract or agreement price to the state for specified purposes; providing an effective date.

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

Referred to the Committee on State Administration and the Committee on Appropriations.

By Representative Benson—

HB 315—A bill to be entitled An act relating to the Florida Institute of Human and Machine Cognition; creating s. 1004.447, F.S.; establishing the Florida Institute of Human and Machine Cognition at the University of West 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; providing for an annual postaudit and report; authorizing the board of directors to secure liability protection; providing for assumption of responsibilities of the corporation by the State Board of Education under certain circumstances; providing for administration of the institute by a chief executive officer and

providing duties; requiring appointment of a council of scientific advisers and providing duties; providing that the corporation and its subsidiaries are not agencies within the meaning of s. 20.03(11), F.S.; authorizing contracts without competitive bidding; providing that the institute shall be a corporation acting as an instrumentality of the state for purposes of sovereign immunity; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Benson—

HB 317—A bill to be entitled An act relating to the Florida Building Code; specifying legislative approval of certain recommendations of the Florida Building Commission relating to certain provisions of the Florida Building Code; requiring the commission to adopt certain provisions as part of the Florida Building Code; providing legislative findings; exempting the adoption of such provisions from certain requirements of law or commission rules; providing an effective date.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Committee on Commerce; and the Committee on State Administration.

By Representative Mealor—

HB 319—A bill to be entitled An act relating to governance of state universities; creating s. 1001.70, F.S.; establishing the Board of Governors; providing membership and terms of office; amending s. 1001.71, F.S.; revising membership of university boards of trustees and terms of office; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Attkisson—

HB 321—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.

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

Referred to the Committee on State Administration.

By Representatives Harrell and Kravitz—

HB 323—A bill to be entitled An act relating to fraud prevention; creating the Fraud Prevention Unit within the Office of the Attorney General to improve and coordinate the state's response to fraud and related crimes; requiring the Fraud Prevention Unit to establish a Statewide Complaint Receipt and Referral Center to collect, refer, and analyze information concerning fraud; specifying goals of the center; specifying responsibilities of the Fraud Prevention Unit; providing requirements for projects supported by the Fraud Prevention Unit; requiring the unit to develop public information programs and establish recommended training curricula; authorizing the Attorney General to use volunteers; providing that volunteers are exempt from liability under the Florida Volunteer Protection Act; requiring the Fraud Prevention Unit to coordinate its investigations with other law enforcement agencies and victim assistance programs; requiring the unit to use services of the Federal Trade Commission; requiring that the unit avoid duplicating services but communicate the availability of those services; requiring that the

Fraud Prevention Unit be developed and operated using existing resources; providing for the use of donated funds and resources; authorizing state agencies and local businesses to assign employees to assist the unit; authorizing the unit to assist victims in correcting credit reports or other identifying information; prohibiting the unit from providing legal representation to victims of fraud; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Agriculture; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Bean—

HB 325—A bill to be entitled An act relating to public libraries; amending s. 257.191, F.S.; revising provisions relating to public library construction grants; providing for waiver of local matching requirement under certain circumstances; authorizing the Division of Library and Information Services to administer certain funds; providing for eligibility for grant funding; providing for the adoption of rules; providing for effect contingent upon certain appropriations; amending s. 257.261, F.S.; revising provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under age 16, for the purpose of collecting fines or recovering overdue books or other materials; prohibiting access to library records by law enforcement personnel who presently have access; providing for severability; providing an effective date.

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

Referred to the Committee on Commerce and the Committee on Appropriations.

By Representative Arza—

HB 327—A bill to be entitled An act relating to district school board employees; requiring an employee of a district school board who is a member of the Legislature to take unpaid leave for time away from employment while on legislative business; providing an effective date.

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

Referred to the Committee on State Administration.

By Representatives Littlefield, Brummer, and Troutman—

HB 329—A bill to be entitled An act relating to the tax on gross receipts for utility and communications services; amending s. 203.01, F.S.; excluding gross receipts from sales of manufactured gas to certain utilities from the term "gross receipts" for certain purposes; providing an effective date.

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

Referred to the Subcommittee on Energy; the Committee on Business Regulation; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

HB 331—Withdrawn

By Representative Harrell—

HB 333—A bill to be entitled An act relating to taxation; reviving and reenacting s. 125.0104(7), F.S., as amended, and s. 192.0105, F.S.; abrogating a repeal of laws relating to the tourist development tax and the Florida Taxpayer's Bill of Rights notwithstanding a repeal scheduled under s. 11, ch. 2000-312, Laws of Florida; providing an effective date.

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

Referred to the Subcommittee on Tourism; the Committee on Commerce; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Dean—

HB 335—A bill to be entitled An act relating to employment and appointment of law enforcement officers, correctional officers, and correctional probation officers; amending s. 943.12, F.S.; providing authority of the Criminal Justice Standards and Training Commission to certify, and revoke the certification of, agency inservice training instructors; amending s. 943.13, F.S.; revising a condition for exemption from the requirement of basic recruit training for applicants for employment or appointment as a full-time, part-time, or auxiliary law enforcement officer, correctional officer, or correctional probation officer; amending s. 943.131, F.S.; revising and providing additional requirements and conditions of eligibility with respect to temporary employment or appointment as a law enforcement officer, correctional officer, or correctional probation officer; increasing the maximum period of temporary employment or appointment as an officer; providing ineligibility of temporarily employed or appointed officers for transfer to another employer; amending s. 943.1395, F.S.; providing qualifications for certified officers who have separated from employment or appointment and who have not been reemployed or reappointed by an employing agency within a specified time period; providing that temporarily employed or appointed officers are subject to disciplinary action by the Criminal Justice Standards and Training Commission; providing that persons who have been the subject of such disciplinary action are ineligible for temporary employment or appointment; providing requirements and authority of the commission with respect to such disciplinary action; providing that an officer whose certification has been revoked is ineligible for temporary employment or appointment as an officer; amending s. 943.17, F.S.; exempting entrants into academies certified to instruct basic skills training from specified vocational-preparatory instruction; reenacting s. 943.173(3), F.S., relating to exemption from public records requirements for specified examinations, assessments, and instruments associated with basic recruit training programs, officer certification, and advanced and career development programs, to incorporate the amendments to s. 943.13, F.S., in references thereto; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

HB 337—Withdrawn

By Representative Bowen—

HB 339—A bill to be entitled An act relating to food safety; creating s. 500.033, F.S.; creating the Florida Food Safety Advisory Council as a forum for evaluation of food safety issues; providing membership; requiring reporting of findings and recommendations; providing appropriations; providing an effective date.

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

Referred to the Committee on Agriculture; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Green—

HB 341—A bill to be entitled An act relating to advanced registered nurse practitioners; creating s. 464.0125, F.S.; requiring advanced registered nurse practitioners to register with the Board of Nursing to prescribe medicinal drugs; providing requirements for registration and renewal of registration, including continuing education; providing fees; prohibiting prescription of controlled substances for personal use or the use of immediate family members; providing for disciplinary actions; providing rulemaking authority

to the board; amending s. 893.02, F.S.; revising the definition of "practitioner" under the "Florida Comprehensive Drug Abuse Prevention and Control Act" to conform; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; and the Committee on Finance & Tax.

HB 343—Withdrawn

By Representative Green—

HJR 345—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to increase the vote required to pass an amendment to or revision of the State Constitution proposed by initiative.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; and the Committee on Judiciary.

HB 347—Withdrawn

By Representative McInvale—

HB 349—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to specified units of local government owning eligible convention centers; creating s. 288.1171, F.S.; providing for certification of units of local government owning eligible convention centers by the Office of Tourism, Trade, and Economic Development; requiring the office to adopt specified rules; providing a definition; providing requirements for certification; requiring the office to adopt specified rules; providing for use of proceeds distributed to units of local government under the act; providing for audits by the Department of Revenue; providing for revocation of certification; providing an effective date.

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

Referred to the Subcommittee on Tourism; the Committee on Commerce; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Ritter—

HB 351—A bill to be entitled An act relating to price regulation of local exchange telecommunications companies; amending s. 364.051, F.S.; changing the timeframe for notice of rate changes; providing an effective date.

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

Referred to the Subcommittee on Telecommunications; the Committee on Business Regulation; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

HB 353—Reserved for Local Bill

HB 355—Reserved for Local Bill

By Representative Kilmer—

HB 357—A bill to be entitled An act relating to construction contract administration; amending s. 768.28, F.S.; providing that professional firms that have contractually agreed with the Department of Transportation for construction contract administration are agents of the state with respect to sovereign immunity; providing for indemnification; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on State Administration; and the Committee on Appropriations.

By Representative Meadows—

HB 359—A bill to be entitled An act relating to school personnel; requiring the Department of Education to limit the number of noninstructional personnel that may be employed by school districts; defining the term "noninstructional personnel"; requiring that the department classify school districts based on the number of full-time-equivalent students enrolled in the district; requiring that the department establish ratios within each district classification for the maximum percentage of noninstructional personnel to full-time-equivalent students; limiting the maximum ratios that the department may establish; requiring a reduction in state funds for any school district that exceeds the maximum percentage of noninstructional personnel; providing an effective date.

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

Referred to the Subcommittee on General Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Vana—

HB 361—A bill to be entitled An act relating to the Florida Medicaid program; amending s. 409.9066, F.S.; requiring certain drug manufacturers to disclose average wholesale prices of drugs provided through the program; requiring the Agency for Health Care Administration to publish such information on a website; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representatives Vana and Gannon—

HB 363—A bill to be entitled An act relating to drug prescriptions; creating s. 456.42, F.S.; requiring written drug prescriptions to be legibly typed or printed, to contain certain information, and to be signed and dated by the prescribing practitioner on the day issued; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Ross—

HB 365—A bill to be entitled An act relating to citizen support organizations; amending s. 215.981, F.S.; limiting financial audits of certain citizen support organizations; deleting a limited financial audit requirement for a specific citizen support organization; providing an effective date.

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

Referred to the Committee on State Administration.

By Representatives Culp and Sansom—

HB 367—A bill to be entitled An act relating to the service of alcoholic beverages to minors; providing a popular name; creating s. 562.1305, F.S.; prohibiting the service of alcoholic beverages to any minor employed by a licensed vendor; providing a penalty; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and the Committee on Business Regulation.

By Representative Culp—

HB 369—A bill to be entitled An act relating to stolen property; amending s. 812.022, F.S.; providing that proof of possession of certain misappropriated property gives rise to an inference that the person buying or selling the property knew or should have known that it had been stolen; providing a defense to such an inference; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and the Committee on Judiciary.

By Representative D. Davis—

HB 371—A bill to be entitled An act relating to the City of Jacksonville; amending chapter 92-341, Laws of Florida, as amended; clarifying exemptions provided in the Charter of the City of Jacksonville to the civil service status of designated positions; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Negrón—

HB 373—A bill to be entitled An act relating to the Martin County Environmental Control Act; amending chapter 78-560, Laws of Florida; revising meeting requirements of the Martin County Environmental Control Board; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs.

By Representative Mayfield—

HB 375—A bill to be entitled An act relating to Indian River County; providing for the relief of Debra Smith, Pamela Hughes, Michael Truitt, and Charles Hughes; authorizing and directing the Indian River County School Board to compensate them for the death of their father, Sammie Lee Hughes, due to the negligence of the school board; providing for payment of attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Mayfield—

HB 377—A bill to be entitled An act relating to the Indian River County School Board; providing for the relief of Taylor Rosemond, a minor, by and through her parents and natural guardians, Alvin and Shirley Rosemond; providing for an appropriation to compensate her for injuries sustained due to the negligence of the Indian River County School Board; providing for the use of such funds; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Mayfield—

HB 379—A bill to be entitled An act relating to the Indian River County School Board; providing for the relief of Amanda Johnson, a minor, by and through Virginia Johnson and Charles Johnson, her parents and natural guardians; providing for an appropriation to compensate her for injuries sustained due to the negligence of the Indian River County School Board; providing for the use of such funds; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Brandenburg—

HB 381—A bill to be entitled An act relating to public funds; amending s. 215.85, F.S.; authorizing local governments to pay certain expenses by means of electronic funds transfer; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on State Administration; and the Committee on Appropriations.

HB 383—Withdrawn

By Representative Richardson—

HB 385—A bill to be entitled An act relating to trust funds; creating s. 106.426, F.S.; creating the Clean Money Trust Fund, to be administered by the Department of State; providing for source of funds and purposes; providing for review and termination or re-creation of the trust fund; providing a contingent effective date.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; the Committee on Judiciary; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Ambler—

HB 387—A bill to be entitled An act relating to a public records exemption for proprietary confidential business information owned or controlled by the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.43, F.S.; revising the exemption for proprietary confidential business information owned or controlled by the not-for-profit corporation which governs and operates the H. Lee Moffitt Cancer Center and Research Institute or subsidiaries of the corporation to include specified materials, potential trade secrets, potentially patentable material, actual trade secrets, business transactions, or proprietary information received, generated, ascertained, or discovered during the course of research conducted within state universities that are exempt from public records requirements under s. 1004.22(2), F.S.; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

Referred to the Committee on State Administration.

By Representative Holloway—

HB 389—A bill to be entitled An act relating to student athletes; creating s. 877.135, F.S.; prohibiting the giving or offering of inducements to certain student athletes for the purpose of encouraging such athlete to attend or not attend certain academic institutions, to become a professional athlete, or to endorse products or commercial establishments; providing exceptions; providing penalties; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and the Committee on Commerce.

By Representatives McInvale and Gottlieb—

HB 391—A bill to be entitled An act relating to supportive housing services for mentally ill persons; providing legislative intent; requiring the provision of supportive housing programs or equivalent services to persons with mental illness under certain circumstances; requiring the Department of Children and Family Services to adopt rules; providing rule criteria and requirements; providing an effective date.

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

Referred to the Committee on Future of Florida's Families; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Wishner—

HB 393—A bill to be entitled An act relating to bingo; providing a popular name; 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.

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

Referred to the Subcommittee on Gaming & Pari-mutuels; the Committee on Business Regulation; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Wishner—

HB 395—A bill to be entitled An act relating to voting absentee ballots in person; amending s. 101.657, F.S.; authorizing the use of certain buildings as branch offices for purposes of voting absentee ballots in person; providing for early voting by absentee ballot in person in the main office or branch offices of the supervisor of elections; providing rulemaking authority; providing an effective date.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; and the Committee on Judiciary.

By Representative Kallinger—

HB 397—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; providing for the updating of the Florida Building Code; amending s. 553.842, F.S.; revising provisions relating to product evaluation reports; providing requirements relating to regional emergency elevator access; requiring elevators in certain newly constructed or substantially renovated buildings to be keyed alike within each of the state emergency response regions; providing for these requirements to be phased in for certain existing buildings; restricting the duplication and issuance of master elevator keys; requiring the labeling of master elevator keys; allowing local fire marshals to allow substitute emergency measures for elevator access in certain circumstances; providing for appeal of the local fire marshal's decision; providing for the State Fire Marshal to enforce these provisions;

encouraging builders to use applicable new technology to provide regional emergency elevator access; providing an effective date.

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

Referred to the Committee on Business Regulation and the Committee on Local Government & Veterans' Affairs.

By Representative Ryan—

HB 399—A bill to be entitled An act relating to the protection of marine turtles; amending s. 370.021, F.S.; providing a penalty for taking, harvesting, or possessing an egg of certain marine turtle species; providing an additional penalty for each egg involved in such a violation; amending s. 370.12, F.S.; providing penalties for violating the Marine Turtle Protection Act; providing that it is a third degree felony to take, kill, possess, disturb, mutilate, destroy, cause to be destroyed, sell, offer for sale, transfer, molest, or harass a marine turtle or its nest, hatchlings, eggs, or parts thereof; providing that it is a third degree felony to commit any such act that involves a specified number or more of marine turtle eggs; providing that it is a third degree felony to solicit or conspire to violate the Marine Turtle Protection Act; amending s. 777.04, F.S., relating to the offense of criminal attempt, criminal solicitation, or criminal conspiracy; providing that a violation of the Marine Turtle Protection Act is exempt from certain sentencing requirements for an offense of solicitation or conspiracy; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; providing an effective date.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; the Committee on Public Safety & Crime Prevention; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Brummer—

HB 401—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 112.532, F.S.; revising provisions relating to rights of officers under investigation, civil suits brought by officers, and notice of disciplinary actions; providing an effective date.

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

Referred to the Committee on Public Safety & Crime Prevention.

By Representative Anderson—

HB 403—A bill to be entitled An act relating to libraries; creating s. 257.193, F.S.; establishing Community Libraries In Caring grants to assist libraries in specified rural communities; providing criteria for eligibility; providing for administration by the Division of Library and Information Services; providing an appropriation; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representatives Spratt, Antone, Evers, Macheck, and Stansel—

HB 405—A bill to be entitled An act relating to the practice of pest control; amending s. 482.091, F.S.; providing certain restrictions on the issuance of employee identification cards; amending s. 482.155, F.S.; providing that a limited certification does not authorize fumigation of a structure; amending s. 482.156, F.S.; providing a fee for the late renewal of certification for commercial landscape maintenance personnel; providing for automatic expiration of such certification following failure to obtain

recertification; amending s. 482.161, F.S.; authorizing the Department of Agriculture and Consumer Services to take disciplinary action against a licensee or other person who impersonates a department employee; amending s. 482.165, F.S.; authorizing the department to impose an additional fine for the unlicensed practice of pest control; providing an exception; providing an effective date.

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

Referred to the Committee on Agriculture; the Committee on Finance & Tax; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative McInvale—

HB 407—A bill to be entitled An act relating to water management district regulation of interdistrict projects; amending s. 373.046, F.S.; revising provisions relating to permits for consumptive use of water under certain circumstances; providing a definition; amending s. 373.2295, F.S.; providing a limitation on interdistrict transfer and use of groundwater; revising provisions relating to administration of pt. II of ch. 373, F.S.; providing for applicability; providing an effective date.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; and the Committee on Local Government & Veterans' Affairs.

By Representative Brown—

HB 409—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for tangible personal property sold to a contractor employed directly by or as an agent of the United States Government or state or local government when such property will become part of a public K-12 school owned by the governmental entity, if specified conditions are met; providing duties of such governmental entities, contractors, and sellers with respect to documentation and recordkeeping; providing for application of penalties; providing an effective date.

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

Referred to the Committee on Finance & Tax.

By Representative Bean—

HB 411—A bill to be entitled An act relating to mental health; amending s. 1 of ch. 2001-152, Laws of Florida; directing the Department of Children and Family Services to expand the district 4 mental health pilot project; providing for a client-directed and recovery-based mental health program; expanding services to children; providing for administration by the Institute for Health and Human Services at Florida State University; providing an appropriation; providing an effective date.

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

Referred to the Subcommittee on Elder Affairs & Long-Term Care; the Committee on Future of Florida's Families; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Brown—

HB 413—A bill to be entitled An act relating to Medicaid audits of pharmacies; providing requirements for an audit conducted of the Medicaid-related records of a pharmacy licensed under ch. 465, F.S.; requiring that a pharmacist be provided prior notice of the audit; providing that a pharmacist is not subject to criminal penalties without proof of intent to commit fraud; providing that an underpayment or overpayment may not be based on certain projections; requiring that all pharmacies be audited under the same standards;

limiting the period that may be covered by an audit; requiring that the Agency for Health Care Administration establish a procedure for conducting a preliminary review; authorizing the agency to establish peer-review panels; requiring that the agency dismiss an unfavorable audit report if it or a review panel finds that the pharmacist did not commit intentional fraud; exempting certain audits conducted by the Medicaid Fraud Control Unit of the Department of Legal Affairs; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Baxley—

HB 415—A bill to be entitled 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.

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

Referred to the Committee on Judiciary.

By Representative Garcia—

HB 417—A bill to be entitled An act relating to human immunodeficiency virus; amending s. 381.0046, F.S.; increasing the number of HIV and AIDS minority coordinators within the Department of Health; requiring the department to expand its HIV/AIDS prevention efforts in Florida's minority communities and establish linkage programs for HIV-positive inmates prior to their release from jail; deleting obsolete provisions; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Wiles—

HB 419—A bill to be entitled An act relating to military service family relief; providing an act name; authorizing corporations to claim a credit against certain taxes for salaries paid to military reservists on active duty; providing a limitation; providing requirements; amending s. 115.14, F.S.; requiring certain employing authorities to supplement the military pay of certain personnel under certain circumstances; providing for retroactive operation; providing an effective date.

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

Referred to the Subcommittee on Veterans' & Military Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

HB 421—Reserved for Local Bill

By Representative Benson—

HB 423—A bill to be entitled An act relating to the City of Pensacola; amending ch. 72-655, Laws of Florida; revising provisions relating to referendum elections for levy of ad valorem property tax for the Pensacola downtown area, change of downtown area boundaries, and repeal of the act; providing for eligibility of electors; deleting provisions relating to registration of electors; providing for election procedures and results; removing provisions

relating to notification, additional registration, voting, and passage of and failure to approve the act; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Subcommittee on Ethics & Elections; the Committee on Procedures; and the Committee on Finance & Tax.

By Representative Benson—

HB 425—bill to be entitled An act relating to Escambia County; amending chapter 2002-380, Laws of Florida; providing that referendum for approval of creation of the West Florida Regional Library District, an independent special district, and exercise of its powers to levy ad valorem taxes and to issue debt obligations payable from ad valorem taxes shall be permissive rather than mandatory; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Appropriations.

By Representative Gannon—

HB 427—A bill to be entitled An act relating to the Health Care District of Palm Beach County; codifying, amending, and reenacting special acts relating to the District; providing a popular name; providing boundaries; providing for a governing board, rules of the board, and membership; providing powers and duties of the board; providing for an ad valorem tax; providing for issuance of bonds; providing for an annual report; repealing chapters 87-450, 92-340, 93-382, 96-509, and 2000-489, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Finance & Tax.

By Representatives Jordan, D. Davis, Kravitz, and Mahon—

HM 429—A memorial to the Congress of the United States, urging Congress to take all actions necessary to resolve the fate of Captain M. Scott Speicher.

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

Referred to the Subcommittee on Veterans' & Military Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Sorensen—

HB 431—A bill to be entitled An act relating to Monroe County; amending chapter 76-441, Laws of Florida, as amended by chapter 87-454, Laws of Florida; extending the period within which any person who is 60 years of age or older or a totally and permanently disabled American veteran meeting low income standards may apply for a special lower rate, fee, rental, or other charge; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs.

By Representative Murman—

HB 433—A bill to be entitled An act relating to behavioral health; providing legislative intent with respect to the provision of mental health and substance abuse services through the creation of an Agency for Mental Health and Substance Abuse Services within the Department of Children and Family Services; defining "mental health and substance abuse services" for purposes of the act; creating part VI of ch. 394, F.S., entitled "Agency for Mental Health and Substance Abuse Services"; creating s. 394.95, F.S.; creating the Agency for Mental Health and Substance Abuse Services; providing the mission of the agency; requiring the agency to develop a strategic plan and collaborative agreements with state agencies; providing for responsibilities of the agency; providing that the head of the agency shall be the director of the Agency for Mental Health and Substance Abuse Services; providing duties and responsibilities of the director; providing for a Division Director for Mental Health and a Division Director for Substance Abuse; providing duties and responsibilities of the division directors; providing service structure of the agency; providing for the appointment of a statewide policy board by the Governor for the purpose of making recommendations to the director regarding policy, budget, and other matters relating to the management of the mental health and substance abuse systems developed by the agency; providing for a transition team to plan the transition of responsibility for the provision of mental health and substance abuse services from the existing mental health and substance abuse programs of the Department of Children and Family Services to the Agency for Mental Health and Substance Abuse Services; providing membership of the transition team; requiring the development of a transition plan; prescribing plan components; providing for a type two transfer of all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the mental health and substance abuse programs of the Department of Children and Family Services to the Agency for Mental Health and Substance Abuse Services by a specified date; providing for continuation of administrative rules; providing for continuation of judicial or administrative proceedings; amending s. 394.741, F.S.; revising and providing additional accreditation requirements for providers of behavioral health care services; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration to seek federal approval to contract with a single entity to provide comprehensive behavioral health care services to Medicaid recipients; requiring the agency to contract with a single managed entity to provide comprehensive inpatient and outpatient mental health and substance abuse services through capitated prepaid arrangements to Medicaid recipients by a specified date; requiring the agency to submit a plan for full implementation of capitated prepaid behavioral health care by a specified date; providing implementation plan requirements and procedures; reenacting s. 394.9082(4)(a), (b), and (d), F.S., relating to the authority of the Department of Children and Family Services and the Agency for Health Care Administration to contract for the provision or management of behavioral health services with a managing entity in specified geographic areas, to incorporate the amendments to s. 409.912, F.S., in references thereto; reenacting s. 641.225(3)(b), F.S., relating to minimum surplus requirements of specified health maintenance organizations providing prepaid capitated services, to incorporate the amendments to s. 409.912, F.S., in references thereto; reenacting s. 636.0145, F.S., relating to license requirements for specified prepaid limited health service organizations providing comprehensive inpatient and outpatient mental health care services to certain Medicaid recipients through a capitated prepaid arrangement pursuant to federal waiver, to incorporate the amendments to s. 409.912, F.S., in references thereto; providing effective dates.

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

Referred to the Subcommittee on Elder Affairs & Long-Term Care; the Committee on Future of Florida's Families; the Committee on State Administration; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Carassas—

HB 435—A bill to be entitled An act relating to coastal redevelopment hazard mitigation; providing a popular name; amending s. 163.3164, F.S.; defining the term "local hazard mitigation strategy"; amending s. 163.3177, F.S.; providing an additional requirement in the comprehensive plan

concerning hazard mitigation; amending s. 163.3178, F.S.; revising language with respect to coastal management; authorizing a demonstration project in certain counties to allow for the redevelopment of coastal areas within the designated coastal high hazard area; providing conditions; providing for application by a local government; providing for a written agreement between the state land planning agency and the local government; providing for a progress report; amending ss. 186.515, 288.975, and 369.303, F.S.; correcting cross references to conform; providing an effective date.

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

Referred to the Committee on Natural Resources and the Committee on Appropriations.

By Representative Johnson—

HJR 437—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution to make optional the implementation by the Legislature of constitutional amendments proposed by initiative, including those which were previously adopted, which require an increase in taxes or which the Legislature determines would adversely affect other state priorities.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; the Committee on Finance & Tax; and the Committee on Appropriations.

By Representative Rich—

HB 439—A bill to be entitled An act relating to guardians ad litem; providing legislative intent creating the Statewide Guardian Ad Litem Office within the Justice Administrative Commission; providing for the appointment of an executive director; providing for duties; providing oversight responsibility for local guardian ad litem programs; providing for the transfer of the attorney ad litem pilot program and the funds and positions associated with the Guardian Ad Litem Program to the Statewide Guardian Ad Litem Office; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Future of Florida's Families; the Committee on State Administration; the Subcommittee on Judicial Appropriations; and the Committee on Appropriations.

By Representatives Brown, Bean, Farkas, Green, Greenstein, Henriquez, Murman, Murzin, and Stansel—

HB 441—A bill to be entitled An act relating to rural hospitals; amending ss. 395.602 and 408.07, F.S.; revising the definition of the term "rural hospital"; providing that certain hospitals shall be considered rural hospitals through a specified date and that certain other hospitals may be designated rural hospitals upon application to the Agency for Health Care Administration; amending s. 395.6061, F.S.; providing that rural hospitals are not required to obtain a certificate of need for the construction of replacement facilities under certain conditions; creating s. 395.6063, F.S.; authorizing rural hospitals to contract with the Department of Management Services to purchase coverage in the state group health insurance plan for hospital employees and qualified family members; providing for employee and employer contributions; providing for an annual administrative fee; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Committee on State Administration; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Needelman—

HB 443—A bill to be entitled An act relating to public employees; providing a popular name; renumbering parts I, II, and IV of ch. 110, F.S., as parts I, II, and III of ch. 109, F.S.; repealing s. 110.1082, F.S., relating to use of telephone voice mail and menu options systems; amending and renumbering s. 110.1091, F.S.; requiring state agencies to provide a program to assist employees with specified problems; amending and renumbering s. 110.1099, F.S.; specifying duties of agency heads with respect to education and training opportunities for state employees; including courses at community colleges in such opportunities; revising responsibilities of employees granted educational leave; reenacting and renumbering s. 110.112, F.S.; amending and renumbering s. 110.113, F.S.; requiring all state employees to participate in the direct deposit program; revising conditions for requesting an exemption; amending and renumbering s. 110.123, F.S., relating to the state group insurance program; removing a prohibition against the contribution of state funds toward supplemental benefit plan premiums; directing the Department of Management Services to establish criteria to allow lower cost to employees if agencies require physical/health standards; amending and renumbering s. 110.12312, F.S.; providing for inclusion of supplemental benefit insurance in options offered to retired state employees; amending and renumbering s. 110.124, F.S.; increasing the age limit for provisions that provide relief for employees terminated solely because of age; providing that an employee who is terminated solely because of attaining such age may apply to the circuit court for relief if binding arbitration is not conducted; amending and renumbering s. 110.1245, F.S.; providing for a gain sharing program, with awards set by the Legislative Budgeting Commission; deleting certain limitations; amending and renumbering s. 110.131, F.S.; revising the time limitation on employment of other-personal-services temporary employees; requiring approval of the Governor's Office of Policy and Budget for extension of such limitation; revising exemptions from such limitation; amending and renumbering s. 110.1522, F.S.; including leave for employees with an elderly parent in family support personnel policies; creating s. 109.202, F.S.; deleting a requirement that a layoff be conducted within an identified competitive area; providing for appeals with respect to reductions in pay, transfers, layoffs, demotions, suspensions, or dismissals; providing the agency's burden of proof; providing requirements for the grievance process; providing for rules; amending and renumbering s. 110.233, F.S.; revising provisions relating to employees holding local public office; creating s. 109.240, F.S.; providing that any permanent career service employee may request binding arbitration administered by the Division of Human Resource Management upon notice of an adverse agency action; providing definitions; providing requirements for such requests; providing for notice to the agency; specifying the employer's burden of proof; providing for arbitrators and their qualifications and authority; providing duties of the division; providing for records; providing procedural requirements for arbitration proceedings; providing for rules; providing for application to the circuit court for an order enforcing, vacating, or modifying the arbitration decision; providing for immunity; creating s. 109.241, F.S.; providing for the appointment of peer review committees to hear employee appeals of adverse personnel actions; providing for selection of members; providing procedures for such appeals; providing a declaration of policy; amending and renumbering s. 110.203, F.S.; conforming a definition; revising the definitions of "promotion," "demotion," "dismissal," "suspension"; creating s. 109.2035, F.S.; directing the Department of Management Services, in consultation with specified entities, to develop a model civil service classification and compensation program and providing requirements with respect thereto; repealing s. 110.205(2)(n), F.S., which allows department heads to designate certain positions as Selected Exempt Service or Senior Management Service; correcting cross references, to conform; amending and renumbering s. 110.211, F.S.; directing the department to develop uniform recruitment and selection rules to be used by employing agencies; revising requirements relating to recruitment literature; amending and renumbering s. 110.224, F.S.; revising requirements relating to a review and performance planning system and designating such system a review and performance evaluation system; revising requirements relating to certain information furnished to employees and employee evaluation; providing for biannual management performance reports; amending and renumbering s. 110.227, F.S.; providing that a career service employee may be suspended or dismissed for reasonable cause and specifying actions included thereunder; providing that rules regarding layoff shall include "bumping"; providing such employee's rights; providing

authority of such committees; providing the department's burden of proof; authorizing remedial action if the action is not sustained; repealing ss. 110.401, 110.402, 110.403, 110.405, 110.406, 110.601, 110.602, 110.603, 110.604, 110.605, and 110.606, F.S., which create the Senior Management Service and Selected Exempt Service systems; amending and renumbering ss. 110.116, 110.117, 110.1227, 110.1228, 110.1232, 110.2037, 110.152, 110.15201, 110.1521, 110.1523, 110.161, 110.171, 110.191, 110.2037, 110.205, 110.219, and 110.502, F.S.; clarifying and conforming language and correcting cross references; amending ss. 20.18, 20.21, 20.23, 20.255, 20.315, 24.105, 24.122, 63.097, 68.087, 104.31, 106.082, 106.24, 112.044, 112.0805, 112.313, 112.3189, 112.363, 121.021, 121.0515, 121.055, 121.35, 215.94, 216.011, 216.181, 216.251, 260.0125, 287.175, 295.07, 296.04, 296.34, 311.07, 338.2216, 339.175, 343.74, 373.6065, 381.00315, 381.85, 393.0657, 400.19, 400.953, 402.3057, 402.55, 402.731, 409.1757, 409.9205, 440.102, 443.171, 447.207, 456.048, 471.038, 509.036, 570.073, 570.074, 624.307, 627.0623, 627.6488, 627.649, 627.6498, 627.6617, 655.019, 943.0585, 943.059, 943.22, 943.61, 944.35, 945.043, 946.525, 957.03, 985.05, 985.4045, 1001.28, 1001.74, 1002.36, 1012.62, and 1012.96, F.S.; conforming language and correcting cross references; amending s. 20.22, F.S.; creating the Division of Human Resource Management in the Department of Management Services; providing powers and duties of the Public Employees Relations Commission; directing the Department of Management Services to coordinate a transition plan; providing an appropriation; providing for a budget amendment; authorizing the Department of Management Services to adopt rules; providing effective dates.

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

Referred to the Committee on State Administration; the Committee on Judiciary; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Green—

HB 445—A bill to be entitled An act relating to the Fort Myers Beach Public Library District; codifying, amending, and reenacting special acts relating to the district; providing membership, powers, and duties of the governing board of the district; providing for the levying of non ad-valorem assessments and the issuance of bonds; providing for the collection of taxes and assessments; providing construction; providing severability; repealing chapters 65-1823, 75-418, 79-489, 79-491, 81-414, 85-441, and 91-404, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs and the Committee on Finance & Tax.

By Representative Vana—

HB 447—A bill to be entitled An act relating to corporate income tax credit; creating s. 220.192, F.S.; providing a credit against the corporate income tax for certain small businesses for providing employee health care insurance; providing an effective date.

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

Referred to the Subcommittee on Health Access & Financing; the Committee on Insurance; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Stansel—

HB 449—A bill to be entitled An act relating to ad valorem taxation of mobile homes; amending s. 193.075, F.S.; providing for taxing mobile homes as real property under all circumstances; amending ss. 320.01, 320.03, 320.031, 320.04, 320.055, 320.0607, 320.08, 320.081, 320.0815, and 320.26,

F.S.; deleting provisions relating to imposing license taxes upon mobile homes; amending ss. 212.0601, 320.06, 320.0802, 320.0804, 320.08046, 320.13, and 320.133, F.S., to conform; repealing s. 320.015, F.S., relating to taxation of mobile homes; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Hogan—

HB 451—A bill to be entitled An act relating to public records exemptions; amending s. 119.07, F.S.; providing an exemption from public records requirements for specified personal identifying information relating to a utility customer held by a utility owned or operated by an agency; providing for retroactive application of the exemption; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Energy; and the Committee on Business Regulation.

By Representative Adams—

HB 453—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing an exemption from public records requirements for a photograph, videotape, digital image, electronic image, recorded image, or other visual image of any part of the body of a victim of a sexual offense; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

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

Referred to the Committee on State Administration and the Committee on Public Safety & Crime Prevention.

By Representative Henriquez—

HB 455—A bill to be entitled An act relating to the provision of health care services; specifying conditions under which a health care provider must be permitted to participate as a service provider under a health plan offered by a managed care organization; defining the term "managed care organization"; providing for civil penalties; amending s. 627.419, F.S.; providing for construction of policies; providing for application; providing an effective date.

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

Referred to the Subcommittee on Health Services; the Committee on Health Care; the Committee on Insurance; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Culp—

HB 457—A bill to be entitled An act relating to the indigent care and trauma center discretionary sales surtax; amending s. 212.055, F.S.; reviving, reenacting, and amending the indigent care and trauma center discretionary sales surtax; deleting a future expiration provision; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Health Care; and the Committee on Finance & Tax.

By Representative Henriquez—

HB 459—A bill to be entitled An act relating to family day care homes; creating s. 402.31302, F.S.; providing that no deed restrictions, covenants, or similar binding agreements running with the land shall prohibit the use of a residential dwelling as a family day care home; providing exceptions; providing for a burden of proof; providing legislative intent; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Future of Florida's Families; and the Committee on Local Government & Veterans' Affairs.

By Representative Clarke—

HB 461—A bill to be entitled An act relating to the Uniform Commercial Code; amending s. 672.316, F.S.; providing that the procurement, processing, storage, distribution, or use of blood shall be considered a medical service; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Committee on Commerce; and the Committee on Judiciary.

By Representative Arza—

HB 463—A bill to be entitled An act relating to the Florida High School Activities Association; repealing s. 1006.20, F.S., relating to the Florida High School Activities Association; amending ss. 1002.20 and 1002.42, F.S.; correcting cross references to conform; amending s. 1006.18, F.S.; deleting a specified duty of the association, to conform; requiring the Department of Education to adopt safety standards for cheerleaders; providing an effective date.

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

Referred to the Subcommittee on General Education and the Committee on Education K-20.

By Representative Dean—

HB 465—A bill to be entitled An act relating to unclaimed court-ordered payments; amending s. 945.31, F.S.; authorizing the Department of Corrections to deposit or transfer into the Operating Trust Fund certain overpayments and other payments; repealing s. 960.0025, F.S., relating to the allocation of certain funds from restitution or other court-ordered payments; providing an effective date.

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

Referred to the Subcommittee on Corrections; the Committee on Public Safety & Crime Prevention; the Committee on Finance & Tax; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Quinones—

HB 467—A bill to be entitled An act relating to public school student assessment; amending s. 1008.22, F.S.; authorizing certain students to take the grade 10 FCAT in their native language under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Henriquez—

HB 469—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; requiring specified certification of teachers who provide instruction to scholarship recipients in private schools; providing an effective date.

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

By Representative Detert—

HB 471—A bill to be entitled An act relating to health insurance; amending s. 112.08, F.S.; redefining the term “local governmental unit” with respect to certain group insurance for public officers, employees, and certain volunteers; amending s. 112.363, F.S.; revising the minimum and maximum health insurance subsidies; revising the contribution paid by employers of state-administered retirement plans; authorizing the Department of Management Services to contract for an actuarial study on providing for a statewide retiree health insurance program; providing a statement of significant state interest; providing effective dates.

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

By Representative Henriquez—

HB 473—A bill to be entitled An act relating to the School District Capital Outlay Trust Fund; amending s. 1013.03, F.S.; providing for administration of the trust fund by the Department of Education; creating the trust fund within the department and specifying the moneys that comprise the fund; exempting the trust fund from service charges imposed by s. 215.20, F.S.; providing that balances remaining at the end of a fiscal year shall remain in the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Representative Murman—

HB 475—A bill to be entitled An act relating to community-based care; creating s. 409.033, F.S.; providing legislative intent that local government matching funds shall be used to the extent possible to match federal funding where state funding is inadequate to use such federal funding; requiring agencies to create plans to utilize local matching funds; making participation by local governments voluntary; requiring reports; amending s. 409.1671, F.S.; decreasing the amount of automobile liability insurance required of certain community-based care providers; deleting certain termination of services notice requirements; requiring the payment of certain administrative costs incurred by lead community-based providers; requiring review of certain programs by independent audits, rather than by the Department of Children and Family Services; amending s. 409.16745, F.S.; changing eligibility requirements for participation in the community partnership matching grant program; amending s. 409.175, F.S.; providing for an assessment by a certified family counselor, rather than a comprehensive behavioral health assessment, of children in certain family foster homes; providing an effective date.

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

Referred to the Committee on Future of Florida's Families; the Committee on Finance & Tax; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Patterson—

HB 477—A bill to be entitled An act relating to termination of rental agreements by members of the United States Armed Forces; amending s. 83.682, F.S.; removing provisions requiring the payment of liquidated damages to the landlord under certain circumstances upon termination of a rental agreement; providing an effective date.

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

Referred to the Committee on Judiciary; the Subcommittee on Veterans' & Military Affairs; and the Committee on Local Government & Veterans' Affairs.

By Representative Stargel—

HB 479—A bill to be entitled An act relating to the offense of stalking; amending s. 784.048, F.S.; defining the term "cyberstalk" to mean communication by means of electronic mail or electronic communication which causes substantial emotional distress and does not serve a legitimate purpose; including within the offenses of stalking and aggravated stalking the willful, malicious, and repeated cyberstalking of another person; providing penalties; revising the elements of the offense of aggravated stalking to include placing a person in fear of death or bodily injury of the person or the person's child, sibling, spouse, parent, or dependent; reenacting ss. 775.084(1)(d), 790.065(2)(c), 921.0022(3)(f) and (g), and 960.001(1)(b), F.S., to incorporate the amendment to s. 784.048, F.S., in references thereto; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; and the Committee on Judiciary.

By Representative Waters—

HB 481—A bill to be entitled An act relating to charitable youth organizations; authorizing municipalities, political subdivisions, and agencies to contract with charitable youth organizations for certain public service work; providing for contracts and award limit; providing an effective date.

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

Referred to the Committee on State Administration.

By Representatives Antone and McInvale—

HB 483—A bill to be entitled An act relating to home-invasion robbery; amending s. 812.135, F.S.; providing additional offense classifications and revising the penalties for home-invasion robbery; providing that it is a life felony to commit a home-invasion robbery in the course of which a firearm or other deadly weapon is carried; providing that it is a first degree felony punishable by a term of imprisonment not exceeding life imprisonment to commit a home-invasion robbery in the course of which a weapon is carried; providing penalties; reenacting s. 943.325(1), F.S., relating to blood specimen testing for DNA analysis, to incorporate the amendment made by this act in a reference; amending s. 921.0022, F.S., relating to the Criminal Punishment Code offense severity ranking chart, to conform; providing an effective date.

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

By Representatives Murzin and Ambler—

HB 485—A bill to be entitled An act relating to public construction bonds; amending s. 255.05, F.S.; providing for a mandatory form for public construction bonds; providing an effective date.

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

By Representative Hasner—

HB 487—A bill to be entitled An act relating to viatical settlements; conforming various provisions to certain governmental reorganization; amending s. 517.021, F.S.; revising definitions; creating s. 517.072, F.S.; providing for nonapplication of an exemption to viatical settlement investments; amending s. 626.9911, F.S.; revising definitions; amending s. 626.9912, F.S.; providing additional requirements relating to licensure; amending s. 626.9913, F.S.; revising provisions relating to viatical settlement

provider license continuation; requiring annual statements to include audited financial statements and other information; prohibiting viatical settlement providers from certain investing or lending activities; requiring certain information relating to an annual statement to be made available to the Office of Insurance Regulation; deleting an alternative deposit requirement; prohibiting certain levies by judgment creditors or other claimants; amending s. 626.9914, F.S.; revising a criterion for adverse licensure actions; revising terminology, to conform to governmental reorganization; amending s. 626.9915, F.S., to conform to governmental reorganization; amending s. 626.9916, F.S.; requiring a life agent license to function as a viatical settlement broker; providing for application of certain life insurance policy provisions to viatical settlement contracts; authorizing transfer of viatical settlement broker appointments to a life agent license; terminating viatical settlement broker licenses and prohibiting renewal; deleting provisions relating to viatical settlement broker licensure; amending ss. 626.9917 and 626.9918, F.S., to conform to governmental reorganization; clarifying application of adverse licensure activities to life agents acting as viatical settlement brokers; amending s. 626.9919, F.S., to conform; amending s. 626.992, F.S.; deleting provisions relating to viatical settlement sales agents, to conform; amending s. 626.9921, F.S., to conform to governmental reorganization; deleting provisions relating to viatical settlement purchase agreement forms; amending s. 626.9922, F.S., to conform to governmental reorganization; revising office examination requirements; amending s. 626.9924, F.S.; deleting certain insured status and information tracking requirements; amending s. 626.99245, F.S.; deleting conflict of regulation provisions relating to out-of-state residents and application; amending s. 626.9925, F.S.; revising commission rulemaking requirements; amending ss. 626.9926, 626.9927, and 626.99272, F.S., to conform; amending s. 626.99275, F.S.; revising prohibited practices provisions, to conform; revising penalty criteria; specifying nonapplication to certain policy ownership transfers under court order; amending s. 626.99277, F.S.; revising prohibited false representation provisions, to conform; amending ss. 626.99278, 626.9928, and 626.99285, F.S., to conform; amending s. 626.989, F.S.; clarifying a definition; repealing s. 626.99235, F.S., relating to disclosures to viatical settlement purchasers and misrepresentations; repealing s. 626.99236, F.S., relating to further disclosures to viatical settlement purchasers; repealing s. 626.99295, F.S., relating to a licensure grace period for unlicensed viatical settlement providers or viatical settlement brokers; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; and the Committee on Appropriations.

By Representative Quinones—

HB 489—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.7283, F.S.; requiring an insurer to refund the entire unearned premium to any member of the armed services who cancels a policy under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Subcommittee on Veterans' & Military Affairs; and the Committee on Local Government & Veterans' Affairs.

By Representative Benson—

HB 491—A bill to be entitled An act relating to an exemption from public records and public meetings requirements for certain information held by the Florida Institute of Human and Machine Cognition; creating an exemption from public records requirements for specified materials, actual and potential trade secrets, potentially patentable material, proprietary information, information identifying donors to the institute, audit information, attorney-client communications, bids and contractual data, credit agreements, information relating to private contractual data, and information relating to corporate officers and employee personnel held by the institute; providing for specified access to certain information by governmental entities; creating an

exemption from public meetings requirements for specified meetings of the governing board of the not-for-profit corporation organized to govern and operate the institute and subsidiaries of the not-for-profit corporation; 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 Subcommittee on Higher Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Jordan—

HB 493—A bill to be entitled An act relating to student conduct; amending s. 984.151, F.S.; authorizing a school superintendent to file a truancy petition for any student placed on suspension for more than a specified period during the school year; amending s. 1003.26, F.S.; providing legislative findings with respect to enforcing codes of student conduct; requiring that a superintendent recommend procedures to the school board for certain suspended students; requiring that a student's parent or guardian cooperate in controlling the student's behavior; requiring a teacher to report certain suspended students to the school principal; providing for a student to be referred to the child-study team if there is a pattern of truancy due to misconduct; authorizing a school superintendent to seek criminal prosecution against a parent for noncompliance with directives relating to the student's misconduct; requiring written notice to the parent; providing an effective date.

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

Referred to the Subcommittee on Pre-K through 12; the Committee on Education K-20; the Committee on Public Safety & Crime Prevention; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Brown, Baxley, and McInvale—

HB 495—A bill to be entitled An act relating to funeral and cemetery services; providing a popular name; providing for transfer of all records, personnel, property, and unexpended balances of appropriations, allocations, or other funds for the administration of ch. 497, F.S., relating to funeral and cemetery services, from the Department of Banking and Finance to the Department of Business and Professional Regulation; preserving the validity of judicial and administrative proceedings pending at the time of such transfer and the validity of licenses and registrations in effect at the time of such transfer; terminating the Board of Funeral Directors and Embalmers and the Board of Funeral and Cemetery Services; creating the Board of Funeral Directors and Cemeteries and providing for appointment, qualifications, and staggering of terms of members; amending ss. 20.165, 455.2226, 470.002, 497.005, 497.105, 497.115, 497.117, and 497.131, F.S.; revising terminology and references, to conform; amending s. 215.321, F.S., relating to the Regulatory Trust Fund, to remove deposit therein of funds received pursuant to ch. 497, F.S.; amending s. 470.003, F.S.; revising board membership and qualifications; providing for board headquarters; revising terminology, to conform; amending s. 470.005, F.S.; authorizing the board to adopt rules relating to supervision of direct disposers by funeral directors; amending s. 470.017, F.S.; increasing college credit course requirements for registration as a direct disposer; amending s. 470.018, F.S.; increasing continuing education requirements for renewal of registration as a direct disposer; amending s. 470.0295, F.S.; eliminating an exception to the requirement that a licensed funeral director be present during the disinterment and reinterment of human remains; requiring a permit prior to the disinterment of human remains; providing rulemaking authority; providing a penalty; removing an exception to being considered a disinterment or reinterment; amending s. 470.0355, F.S.; revising requirements for the identification of human remains; providing rulemaking authority; providing for civil and criminal penalties; providing for recovery of actual and punitive damages; amending s. 497.002, F.S.; providing legislative intent with respect to department and board oversight and enforcement; amending s. 497.103, F.S.; requiring the board to adopt by rule minimum requirements for various aspects of the funeral and cemetery

industry; requiring the board to establish by rule reasonable times for access to cemeteries; amending ss. 497.201 and 497.253, F.S.; reducing the number of contiguous acres required for a cemetery; exempting certain cemeteries; requiring applicants for cemetery company licensure to file a complete proposed site plan; requiring licensees to file a complete site plan within a specified time; revising terminology, to conform; amending s. 497.301, F.S.; requiring consumer information relating to funeral and cemetery services to be provided through the toll-free telephone hotline; requiring the department or the board to develop materials and consumer information relating to regulation of the death care industry and to disseminate consumer complaint resolution information; amending s. 497.325, F.S.; clarifying applicability of certain illegal tying arrangements to all entities owning and operating a cemetery; amending s. 497.333, F.S.; requiring each customer of burial rights, merchandise, or services to be provided a current copy of the bylaws of the licensee offering such services and a map of the cemetery and physical description of the burial right purchased; requiring each written contract provided to a customer to provide complete descriptions of any burial right to be used for the interment of human remains and any monument, marker, or memorialization to be placed at the grave site; repealing s. 497.361(5), F.S., relating to requirements for delivery and deadlines for installation of monuments; amending s. 497.419, F.S.; providing that failure to install a monument within a specified period after interment constitutes breach of contract; authorizing extension of such period by written agreement; amending ss. 497.233 and 497.429, F.S.; conforming cross references; amending s. 497.439, F.S.; requiring applicants for registration as a preneed sales agent to have a criminal background check, complete a board-approved course in funeral and cemetery law, rules, and ethics, and pass an examination; providing continuing education requirements for renewal of a registration; creating s. 497.442, F.S.; prohibiting the preneed sale of undeveloped cemetery property prior to the filing of a site plan for board approval; requiring site plans for undeveloped cemetery property to be completed by a professional surveyor and mapper; providing penalties; repealing s. 497.101, F.S., relating to the Board of Funeral and Cemetery Services, to conform; repealing s. 497.107, F.S., relating to the headquarters of the board, to conform; repealing s. 497.109, F.S., relating to organization and meetings of the board, to conform; amending s. 382.008, F.S.; requiring a funeral director to file an addendum to the death certificate to include the cemetery address and location within the cemetery where the body is buried; providing effective dates.

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

Referred to the Committee on State Administration.

By Representative Slosberg—

HB 497—A bill to be entitled An act relating to motor vehicles; creating the Interstate 95 Lane Designation Pilot Project in Palm Beach County; providing legislative purpose; requiring heavy trucks to use the two outermost lanes; providing penalties for violation; directing the Department of Transportation to erect signs; requiring posting of signs prior to citation for violation; providing for repeal; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Committee on Public Safety & Crime Prevention; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Poppell—

HB 499—A bill to be entitled An act relating to district school taxation; amending s. 206.41, F.S.; providing that the fuel sales tax returned to school districts may be used to fund transportation-related expenses; deleting a priority for use of funds; amending s. 206.625, F.S.; providing that the county fuel tax returned to school districts may be used to fund transportation-related expenses; amending s. 1011.71, F.S.; authorizing certain expenditures from district school taxes for capital improvement; placing restrictions on the use of tax revenues by school districts that fail to meet constitutional class size

requirements in 2010; amending s. 1011.73, F.S.; correcting a cross reference; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Troutman, McInvale, and Zapata—

HB 501—A bill to be entitled An act relating to the exploitation of elderly persons or disabled adults; requiring the Department of Law Enforcement to establish an Internet website that lists identifying information concerning offenders having two or more convictions for exploiting an elderly person or disabled adult; providing for the department to remove the information following the offender's death or after a specified period; providing an effective date.

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

Referred to the Committee on Future of Florida's Families; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Jennings—

HB 503—A bill to be entitled An act relating to motor vehicles; amending s. 316.545, F.S., relating to vehicle weight and load limits; revising enforcement and penalty provisions; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Committee on Public Safety & Crime Prevention; the Committee on Finance & Tax; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Quinones—

HB 505—A bill to be entitled An act relating to termination of rental agreements by members of the United States Armed Forces; amending s. 83.682, F.S.; removing provisions requiring the payment of liquidated damages to the landlord under certain circumstances upon termination of a rental agreement; providing an effective date.

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

Referred to the Committee on Judiciary; the Subcommittee on Veterans' & Military Affairs; and the Committee on Local Government & Veterans' Affairs.

By Representative Galvano—

HB 507—A bill to be entitled An act relating to health care; amending s. 456.072, F.S.; providing that failure to disclose medical licensure in advertisements for health care services or to patients upon initiation of the professional relationship constitutes a ground for discipline of a health care practitioner; providing that failure to disclose medical licensure and scope of practice when providing a professional opinion constitutes a ground for discipline of a health care practitioner; providing exceptions; providing penalties; reenacting ss. 457.109(2), 458.3135(2), 458.331(2), 459.015(2), 460.413(2), 461.013(2), 462.14(2), 463.016(2), 464.018(2), 465.016(2), 466.028(2), 467.203(2), 468.1295(2), 468.1755(1)(a) and (2), 468.217(2), 468.365(2), 468.518(2), 468.719(2), 468.811(2), 478.52(2), 480.046(2), 483.825(2), 483.901(6)(h), 484.014(2), 484.056(1)(a) and (2)(a), 486.125(2), 490.009(2), and 491.009(2), F.S., relating to grounds for disciplinary action applicable to acupuncture, medical practice, osteopathic medicine, chiropractic medicine, podiatric medicine, naturopathy, optometry, nursing,

pharmacy, dentistry, midwifery, speech-language pathology and audiology, nursing home administration, occupational therapy, respiratory therapy, dietetics and nutrition practice, athletic trainers, orthotics, prosthetics, and pedorthics, electrolysis, massage practice, clinical laboratory personnel, medical physicists, dispensing of optical devices and hearing aids, physical therapy practice, psychological services, and clinical, counseling, and psychotherapy services, to incorporate the amendment to s. 456.072, F.S., in references thereto; amending s. 458.309, F.S.; providing requirements for approval of boards granting medical specialty certification; amending s. 458.331, F.S.; expanding the disciplinary ground of false, deceptive, or misleading advertising applicable to physicians to include failure to disclose information relating to medical specialty and postgraduate education in advertisements and informed consent forms; providing penalties; amending s. 458.3312, F.S.; requiring physicians who hold themselves out as board-certified specialists to have successfully completed a specified residency program; providing an effective date.

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

Referred to the Subcommittee on Health Standards and the Committee on Health Care.

By Representative Bowen—

HB 509—A bill to be entitled An act relating to agricultural fertilizers; amending s. 576.045, F.S.; adding phosphorus contamination to the water quality issues addressed by this section; including surface water in the types of waters in which residues are found; applying the provisions relating to nitrate fertilizers to phosphorus-containing fertilizers; including a fee for fertilizer that contains phosphorus; providing purposes for use of collected funds; providing that adopted rules be consistent with provisions of s. 403.067(7)(d), F.S.; revising dates for expiration of certain provisions; providing an effective date.

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

Referred to the Committee on Agriculture; the Committee on Natural Resources; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Quinones—

HB 511—A bill to be entitled An act relating to nursing; amending s. 464.009, F.S.; authorizing the licensure by endorsement in this state of applicants who hold a valid license to practice professional or practical nursing in the Commonwealth of Puerto Rico; providing an effective date.

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

Referred to the Subcommittee on Health Standards and the Committee on Health Care.

By Representative Benson—

HB 513—A bill to be entitled An act relating to insurance claims and premium payments; amending s. 627.4035, F.S.; providing for the payment of insurance premiums by a debit or credit card, automatic electronic funds transfer, or payroll deduction plan; amending s. 627.7015, F.S.; defining "claim" for purposes of alternative procedures for resolution of disputed property insurance claims; amending s. 627.901, F.S.; authorizing certain agents and insurers to provide periodic payment plans, including stated administrative charges under certain circumstances; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation and the Committee on Insurance.

By Representative Machek—

HB 515—A bill to be entitled An act relating to St. Lucie County; providing for the relief of Richard Ebner and Denise Ebner; providing for an appropriation to compensate them for injuries sustained due to the negligence of St. Lucie County; providing for the use of such funds; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

HB 517—Reserved for Local Bill

By Representative Vana—

HB 519—A bill to be entitled An act relating to the Acme Improvement District, Palm Beach County; codifying the district's charter; providing legislative intent; amending, codifying, and reenacting all special acts relating to Acme Improvement District as a single act; repealing all prior special acts relating to Acme Improvement District; amending the jurisdictional boundaries of Acme Improvement District; providing for the applicability of chapters 298 and 189, Florida Statutes, and other general laws; providing that Acme Improvement District is a dependent district of the Village of Wellington; providing for liberal construction; providing a savings clause in the event any of the act is deemed invalid; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; and the Committee on Finance & Tax.

By Representative Detert—

HB 521—A bill to be entitled An act relating to child care facilities; amending s. 402.3055, F.S.; requiring validation of certain information provided by an applicant for a child care facility license; amending s. 402.301, F.S.; specifying which membership organizations are not considered child care facilities; amending s. 402.310, F.S.; requiring the Department of Children and Family Services to establish and impose uniform penalties relating to child care facility violations; requiring implementation not contingent upon an appropriation; creating s. 402.3105, F.S.; requiring the department to establish a database of information relating to violations, citations, and penalties imposed against child care facilities regulated by the state; providing duties of the State Technology Office; specifying database capabilities and uses of information contained therein; requiring implementation not contingent upon an appropriation; amending s. 409.146, F.S., relating to Department of Children and Family Services client and management information; deleting obsolete language; amending ss. 402.26, 402.281, 402.302, and 402.3051, F.S.; deleting references to certain exempt facilities; repealing s. 402.316, F.S., relating to the exemption from state regulation for child care facilities operated by a church or parochial school; providing an effective date.

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

Referred to the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Patterson—

HB 523—A bill to be entitled An act relating to continuing education for public adjusters; amending s. 626.869, F.S.; requiring continuing education for public adjusters; providing requirements; requiring the Office of Insurance Regulation to adopt rules; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Gardiner—

HB 525—A bill to be entitled An act relating to use of the term "chamber of commerce"; creating s. 501.972, F.S.; providing definitions; prohibiting certain business entities from using the term "chamber of commerce" under certain circumstances; providing exceptions; providing a penalty; specifying nonimposition of certain requirements; authorizing chambers of commerce to sue certain business entities to enjoin use of certain terms; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development and the Committee on Commerce.

By Representative Arza—

HB 527—A bill to be entitled An act relating to educational facilities; amending s. 1002.33, F.S.; authorizing application by an educational facilities benefit district or a community development district for conversion of a group of schools to charter schools; amending s. 1013.355, F.S.; expanding the purpose and powers of educational facilities benefit districts; providing that creation of an educational facilities benefit district may be conditioned on the consent of involved parties; amending s. 1013.356, F.S.; expanding the purpose and funding for educational facilities benefit districts and community development districts; authorizing leases for use of land or facilities; providing an effective date.

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

Referred to the Subcommittee on Education Innovation; the Committee on Education K-20; and the Committee on Appropriations.

By Representative Sorensen—

HB 529—A bill to be entitled An act relating to the disposition of proceeds from the sale of forfeited property; amending s. 932.7055, F.S.; authorizing a board of county commissioners or governing body of a municipality to use the proceeds from the sale of forfeited property for drug court programs; providing requirements for expending such funds; increasing the funding requirements for certain crime prevention programs if a local law enforcement agency receives more than a specified amount under the Florida Contraband Forfeiture Act; requiring that drug court programs be included in those programs that receive funds acquired under the Florida Contraband Forfeiture Act; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Public Safety & Crime Prevention; and the Committee on Appropriations.

By Representative Allen—

HB 531—A bill to be entitled An act relating to insurance rate filing proceedings; providing an act name; repealing s. 627.062(6), F.S., relating to arbitration required by an insurer in certain rate filings; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Committee on Judiciary; the Committee on State Administration; the Subcommittee on Commerce & Local Affairs

Appropriations; and the Committee on Appropriations.

By Representative D. Davis—

HB 533—A bill to be entitled An act relating to convention and visitors bureaus; providing prerequisites an organization must fulfill before representing to the public that it is an official Florida convention and visitors bureau, visitors bureau, tourist development council, or welcome center; providing that organizations meeting these criteria may receive tourist-development tax revenues under s. 125.0104, F.S.; providing an effective date.

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

Referred to the Subcommittee on Tourism; the Committee on Commerce; and the Committee on Finance & Tax.

By Representative Hogan—

HB 535—A bill to be entitled An act relating to public K-12 educational instruction; amending s. 1003.45, F.S.; directing each district school superintendent to provide for the display of the motto "IN GOD WE TRUST" in a prominent location in public schools; providing an effective date.

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

Referred to the Subcommittee on General Education; the Committee on Education K-20; and the Committee on Judiciary.

By Representative Bowen—

HB 537—A bill to be entitled An act relating to environmental health; amending s. 381.0066, F.S.; authorizing the continuation of permit fees for system construction permits to be used for onsite sewage treatment and disposal system research, demonstration, and training projects; creating part IV of chapter 489, F.S.; providing definitions; requiring registration and providing requirements therefor, including an examination; providing for administration; providing rulemaking authority; providing for renewal of registration, including continuing education; providing for certification of partnerships and corporations; providing grounds for suspension or revocation of registration; providing fees; providing penalties and prohibitions; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Committee on Finance & Tax; and the Committee on Appropriations.

HB 539—Withdrawn

By Representatives Llorente, Planas, Robaina, and Zapata—

HB 541—A bill to be entitled An act relating to proceedings relating to children; amending s. 39.01, F.S.; revising definition of the term "other person responsible for a child's welfare" to include employees of, and volunteers at, specified institutions; including public schools and religious organizations among specified institutions; amending s. 39.205, F.S.; increasing penalties relating to reporting of the sexual abuse of a child; providing an effective date.

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

Referred to the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Subcommittee on Human Services Appropriations; and the Committee on Appropriations.

By Representative Ryan—

HB 543—A bill to be entitled An act relating to planning for school growth; amending ss. 163.3174 and 1013.33, F.S.; amending the procedures for coordinating the efforts of local planning agencies and school districts

toward planning for school growth; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representatives Llorente, Planas, Robaina, and Zapata—

HB 545—A bill to be entitled An act relating to medical practice; creating s. 458.3137, F.S.; authorizing issuance of temporary certificates for visiting physicians to obtain medical privileges for instructional purposes in conjunction with certain plastic surgery training programs and plastic surgery educational symposiums; providing for issuance of such certificates without examination to applicants who meet specified requirements; specifying the validity period of such certificates; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Prieguez—

HB 547—A bill to be entitled An act relating to real property reform; creating the Mandated Property Reform Task Force; providing for appointment of members and organization; specifying duties; providing for termination; providing an appropriation; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Business Regulation; and the Committee on Appropriations.

By Representative Domino—

HB 549—A bill to be entitled An act relating to the West Palm Beach Police Pension Fund of the City of West Palm Beach, Palm Beach County; revising provisions relating to membership of the Board of Trustees, chapter 185 share accounts, and deferred retirement option plan accounts; providing for the repeal of any part of the special act or resolution in conflict herewith; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Domino—

HB 551—A bill to be entitled An act relating to South Indian River Water Control District, Palm Beach County; amending ch. 2001-313, Laws of Florida; providing for authority to acquire property for recreational purposes within a specified area of the district; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Cretul—

HB 553—A bill to be entitled An act relating to American Sign Language;

providing legislative findings and purpose; allowing foreign-language credits for instruction in American Sign Language; providing duties of the Commissioner of Education and the State Board of Education; providing for a task force and prescribing its duties; requiring teachers of American Sign Language to be licensed by a specified date; providing a plan for postsecondary institutions; providing an effective date.

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

Referred to the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Brutus—

HB 555—A bill to be entitled An act relating to road designations; designating Jean-Jacques Dessalines Boulevard, Toussaint L'Ouverture Boulevard, Frederick Douglass Boulevard, Alexandre Petion Boulevard, Lawton Chiles Boulevard, George Gill Boulevard, James Weldon Johnson Boulevard, T. Stewart Greer Boulevard, and Stanley Whitman Boulevard in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Cretul—

HB 557—A bill to be entitled An act relating to assault or battery on specified officials; amending s. 784.081, F.S.; providing enhanced penalties for the offense of assault, battery, aggravated assault, or aggravated battery if the offense is committed upon certain persons officiating at an interscholastic activity; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Haridopolos—

HB 559—A bill to be entitled An act relating to publication information; creating s. 283.551, F.S.; prohibiting government agencies from mailing general unsolicited reports to any person in the state; providing exceptions; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Judiciary; and the Committee on Appropriations.

By Representative Kyle—

HB 561—A bill to be entitled An act relating to protective injunctions; providing a popular name; amending s. 784.046, F.S.; defining the term "sexual violence"; providing for a cause of action for an injunction for protection in cases of sexual violence; providing for a petition to be filed on the victim's own behalf or on behalf of a minor child under certain circumstances; requiring that the sexual violence be reported to a law enforcement agency and that the person filing the petition cooperate in any investigation; providing for a petition to be filed against a respondent who was sentenced to imprisonment for the sexual violence and who has been or will be released; prohibiting the assessment of filing fees for a petition for protection against repeat violence, sexual violence, or dating violence; providing for the Office of the State Courts Administrator to reimburse the clerks of the court for filing fees, subject to legislative appropriation; providing requirements for a petition for protection against sexual violence;

specifying the period of effect for an ex parte temporary injunction against a respondent released from incarceration; providing requirements for serving an injunction; redesignating the Domestic, Dating, and Repeat Violence Injunction Statewide Verification System as the Domestic, Dating, Sexual, and Repeat Violence Injunction Statewide Verification System; requiring notice to the sheriff and law enforcement agencies; providing an effective date.

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

Referred to the Subcommittee on Judicial Appropriations and the Committee on Appropriations.

By Representative Mack—

HJR 563—A joint resolution proposing the creation of Section 22 of Article X of the State Constitution to provide a cap on noneconomic damages in tort cases, to provide for court supervision of share of damages actually paid to claimants, and to provide a fair share rule for payment of damages.

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

Referred to the Committee on Judiciary.

By Representative Kyle—

HB 565—A bill to be entitled An act relating to Lee County; amending the Lee County Home Rule Charter to provide for the election of commissioners from single districts; providing for the creation of districts; providing an exception; providing for a referendum; providing a ballot statement; providing for the staggering of commissioner terms; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs.

By Representative Bucher—

HB 567—A bill to be entitled An act relating to the tax on sales, use, and other transactions; creating the Sales Tax Exemption Commission; providing for membership and duties of the commission; requiring the commission to report to the Governor and to legislative leaders; prohibiting the creation of new sales tax exemptions for a specified period; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Judiciary; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Gottlieb—

HB 569—A bill to be entitled An act relating to legal representation for dependent children; amending s. 39.4086, F.S.; requiring each circuit court in the state to establish a system of representation for children in state custody; authorizing the judicial circuits to contract with a public or private entity to provide representation; requiring the Office of the State Courts Administrator in conjunction with the circuit courts to develop a training program for attorneys to be appointed to represent dependent children; providing requirements for such attorneys; providing circumstances under which the court shall appoint an attorney to represent a child in a dependency proceeding; requiring the Department of Children and Family Services to provide specified information to a court-appointed attorney; providing requirements with respect to the attorney's representation of the dependent child; requiring the Office of the State Courts Administrator to evaluate the system; eliminating the 3-year pilot Attorney Ad Litem Program in the Ninth Judicial Circuit; creating s. 39.8225, F.S.; requiring the circuit courts of the state to establish a system to provide representation to children in child abuse,

abandonment, or neglect proceedings through the appointment of a guardian ad litem; authorizing the circuit courts to contract with public or private entities to provide guardian ad litem services; providing an effective date.

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

Referred to the Committee on Judiciary; the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Subcommittee on Judicial Appropriations; and the Committee on Appropriations.

By Representative Murman—

HB 571—A bill to be entitled An act relating to governmental reorganization; transferring the school readiness services system within the Agency for Workforce Innovation to the Executive Office of the Governor; transferring the responsibilities for regulating and licensing child care facilities from the Department of Children and Family Services to the Department of Business and Professional Regulation; providing legislative intent with respect to funding school readiness and prekindergarten programs; amending ss. 411.01 and 411.0105, F.S., relating to the Florida Partnership for School Readiness, the Early Learning Opportunities Act, and the Even Start Family Literacy Programs; conforming provisions to changes made by the act; amending s. 402.302, F.S.; revising definitions; amending s. 402.3025, F.S.; requiring the Department of Education to adopt a uniform curriculum for children in child care programs; requiring standards and curriculum for promoting reading readiness; requiring a program of literacy assistance for parents of preschool children; providing legislative intent with respect to funding programs for preschool children; amending s. 402.30501, F.S.; authorizing the Department of Education to modify certain child care courses; amending s. 402.3115, F.S.; requiring the Department of Business and Professional Regulation to work with local governmental agencies to eliminate duplicative inspections of child care facilities; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Commerce; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Allen—

HB 573—A bill to be entitled An act relating to sexual battery; providing a popular name; amending s. 794.011, F.S.; prohibiting a prosecutor who charges a person with certain sexual battery violations from presenting or entering into a plea bargain for a term of imprisonment of less than a certain time period with the accused person; providing that sexual predators who commit a sexual battery against certain victims shall be sentenced to life in prison without the possibility of parole or gain-time; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Bense—

HM 575—A memorial to the Congress of the United States, urging Congress to enact legislation to halt dredging on the Apalachicola River, to establish a channel of specified dimensions to support commercial barge traffic, to continue authority of the United States Army Corps of Engineers to perform maintenance of the river's navigation channel markings and lock system for recreational boating, and to provide for the restoration and maintenance of fish and wildlife resources and habitats of the Apalachicola River and Apalachicola Bay.

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

Referred to the Committee on Procedures.

By Representative Kendrick—

HB 577—A bill to be entitled An act relating to financial services; revising provisions relating to mortgage brokerage and mortgage lending; amending s. 494.0029, F.S.; specifying nontransferability of certain permits; providing requirements for changes in certain ownerships or controlling interests; providing for cancellation and reinstatement of certain permits; amending s. 494.00295, F.S.; clarifying certain professional education provisions as continuing education; amending s. 494.003, F.S.; clarifying types of financial institutions eligible for exemptions from application of certain provisions; amending s. 494.0031, F.S.; authorizing the Department of Financial Services to require information from applicants for licensure; specifying nontransferability of certain licenses; providing requirements for changes in certain ownerships or controlling interests; amending s. 494.0032, F.S.; providing for electronic filing of certain license renewal forms; providing for cancellation and reinstatement of certain licenses; amending s. 494.0033, F.S.; revising mortgage broker licensure requirements; providing for third party administration of certain tests; authorizing the department to waive an examination requirement for certain individuals under certain circumstances; authorizing the department to assess a fee; amending s. 494.0034, F.S.; providing for electronic filing of certain license renewal forms; providing for cancellation and reinstatement of certain licenses; amending s. 494.0036, F.S.; clarifying a provision for issuance of a mortgage brokerage business branch office license; amending s. 494.006, F.S.; clarifying types of financial institutions eligible for exemptions from application of certain provisions; amending s. 494.0061, F.S.; clarifying application of certain accounting principles; providing requirements for changes in certain ownerships or controlling interests; providing for third party administration of certain tests; authorizing the department to waive an examination requirement for certain individuals under certain circumstances; authorizing the department to assess a fee; amending s. 494.0062, F.S.; authorizing the department to require information from applicants for licensure; clarifying application of certain accounting principles; providing requirements for changes in certain ownerships or controlling interests; providing for third party administration of certain tests; authorizing the department to waive an examination requirement for certain individuals under certain circumstances; authorizing the department to assess a fee; amending s. 494.0064, F.S.; providing for electronic filing of certain license renewal forms; clarifying certain professional education provisions as continuing education; providing for cancellation and reinstatement of certain licenses; amending s. 494.0065, F.S.; clarifying application of certain accounting principles; providing education and testing requirements for principal representatives; authorizing the department to waive an examination requirement for certain individuals under certain circumstances; authorizing the department to assess a fee; requiring mortgage lenders to designate a principal representative for certain purposes; requiring department notification of designation and education of principal representatives; providing for cancellation and reinstatement of certain licenses; amending s. 494.0066, F.S.; providing for cancellation and reinstatement of certain licenses; amending s. 494.0067, F.S.; clarifying certain professional education provisions as continuing education; amending ss. 494.0016, 516.12, 520.997, and 537.009, F.S.; revising the department's authority to regulate certain licensees; authorizing the department to provide by rule requirements for destruction of certain information; clarifying department authority to prescribe by rule certain minimum information to be shown in certain documents; amending s. 517.12, F.S.; specifying an additional depository for certain fees and documents required for registration of certain securities licensees; providing an effective date.

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

Referred to the Subcommittee on Banking & Securities; the Committee on Commerce; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Kendrick—

HB 579—A bill to be entitled An act relating to road designations;

designating a portion of Interstate 75 as Purple Heart Memorial Highway; designating Martin Luther King, Jr., Memorial Highway in Hamilton County; designating Nott Circle Roundabout in Suwannee County; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

Referred to the Subcommittee on Transportation Systems; the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Kendrick—

HB 581—A bill to be entitled An act relating to the Madison County Hospital District; providing for codification of special laws regarding the district; providing that the district is an independent special district; providing legislative intent; codifying, amending, and reenacting the district's special acts; providing for applicability of ch. 189, F.S., and other general laws; providing a district charter; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing for severability; repealing all prior special acts related to the district; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Judiciary.

By Representative Kendrick—

HB 583—A bill to be entitled An act relating to the indigent care surtax; amending s. 212.055, F.S.; allowing small counties having a specified population to levy an indigent care surtax; providing procedures; providing uses of the surtax; providing a maximum tax rate; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Health Care; the Committee on Finance & Tax; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Smith—

HB 585—A bill to be entitled An act relating to career and technical education in the public schools; creating s. 1003.492, F.S.; providing for pilot projects designed to blend into the middle school curriculum elements of career and technical education; providing goals of the pilot projects; requiring an evaluation component; requiring the Council for Education Policy Research and Improvement to review the pilot projects and provide recommendations; providing an effective date.

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

Referred to the Subcommittee on General Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Gannon—

HB 587—A bill to be entitled An act relating to campaign financing; requiring certain organizations to file campaign finance disclosure reports; providing requirements for the contents of, and for the place and time of filing, such reports; providing an effective date.

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

Referred to the Subcommittee on Ethics & Elections; the Committee on Procedures; the Committee on Judiciary; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Kyle—

HB 589—A bill to be entitled An act relating to the Lee County School District; requiring the Lee County School Board to submit to the electors of the county school district the question of whether the district school board shall consist of five members, each to be elected from a single-member residence area by electors residing in that residence area only; requiring the district school board to provide for the orderly transition to such election of district school board members, if approved; providing for the staggering of district school board member terms; providing for a referendum; providing a ballot statement; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Subcommittee on Ethics & Elections; and the Committee on Procedures.

By Representative Needelman—

HB 591—A bill to be entitled An act relating to the Melbourne-Tillman Water Control District, Brevard County; amending ch. 2001-336, Laws of Florida; amending district boundaries; amending the powers and duties of the Melbourne-Tillman Water Control District, a dependent special district in Brevard County, to authorize the district to sell, lease, or otherwise dispose of real property; providing the procedure for such sale, lease, or other disposition; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Carassas—

HB 593—A bill to be entitled An act relating to beach improvement; amending s. 125.0104, F.S.; prohibiting use of moneys designated for beach improvement, maintenance, renourishment, restoration, or erosion control for other purposes; providing an effective date.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; and the Committee on Finance & Tax.

By Representative Bendross-Mindingall—

HB 595—A bill to be entitled An act relating to teacher salaries; creating s. 1012.715, F.S.; creating the Teacher Salary Improvement Program to provide funding for improved salaries for instructional personnel; providing eligibility for salary increases; providing an appropriation; providing an effective date.

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

Referred to the Subcommittee on Pre-K through 12; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Allen—

HB 597—A bill to be entitled An act relating to the Canaveral Port

District, Brevard County; providing legislative intent; codifying, amending, and reenacting special acts relating to the district; providing severability; providing purpose and construction; providing applicability; repealing chapters 28922 (1953), 30606 (1955), 57-1178, 59-1093, 65-1286, 65-1287, 67-1131, 67-1144, 69-857, 69-868, 70-592, 70-601, 74-426, 74-427, 74-428, 75-335, 75-341, 76-326, 76-327, 78-471, 79-430, 80-455, 82-266, 84-394, 87-431, 88-483, 89-408, 89-553, 94-436, 95-465, and 2000-418, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; and the Committee on Finance & Tax.

HB 599—Reserved for Local Bill

By Representative Allen—

HB 601—A bill to be entitled An act relating to the Cape Canaveral Hospital District, Brevard County; providing legislative intent; codifying, amending, and reenacting special acts relating to the district; providing minimum charter requirements in accordance with s. 189.404(3), F.S.; providing severability; providing applicability; providing for liberal construction; repealing chapters 59-1121, 61-1903, 65-1290, 69-861, 75-332, 81-345, and 86-426, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Judiciary; and the Committee on Finance & Tax.

By Representative Murzin—

HB 603—A bill to be entitled An act relating to the General Pension and Retirement Fund of the City of Pensacola, Escambia County; amending chapter 99-474, Laws of Florida, as amended by chapter 2000-470, Laws of Florida; revising definitions; revising provisions for investments of funds; providing for repeal of conflicting laws; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Gardiner—

HB 605—A bill to be entitled An act relating to the City of Orlando, Orange County, relating to the pension fund of the police department of the city; amending chapter 22414, Laws of Florida (1943), as amended; defining participants; providing an effective date for all retirements; defining credited service to include both full and fractional years of service; providing for a change in the computation of monthly pension for members with between 20 and 25 years of credited service; providing for reinstatement into the pension plan for members who retire and become reemployed as sworn members; providing for a BACKDROP retirement option plan as an improvement to present pension benefits; providing that additional costs of certain benefits be borne by members; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Gardiner—

HB 607—A bill to be entitled An act relating to Orange County; amending ch. 86-377, Laws of Florida; amending provisions for issuance of a special alcoholic beverage license to an entertainment or lodging complex; amending a definition relating to the sale of alcoholic beverages; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Business Regulation.

HB 609—Reserved for Local Bill

By Representative Gardiner—

HB 611—A bill to be entitled An act relating to the regulation of water production and distribution facilities within the South Florida Water Management District and the St. Johns Water Management District; providing a popular name; requiring an agreement establishing jurisdiction of a single water management district over the implementation of consumptive use permitting pursuant to chapter 373, Florida Statutes; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Subcommittee on Public Lands & Water Resources; and the Committee on Natural Resources.

By Representative Gardiner—

HB 613—A bill to be entitled An act relating to water management district agreements regarding the Orlando Utilities Commission, Orange County; amending chapter 13198 (1927), Laws of Florida; requiring an agreement designating a single water management district for the commission; requiring the agreement to be reached by a date certain; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Subcommittee on Public Lands & Water Resources; and the Committee on Natural Resources.

By Representatives Joyner, Antone, Bendross-Mindingall, Brandenburg, Bucher, Clarke, Cusack, Detert, Farkas, Fields, Gannon, Garcia, H. Gibson, Gottlieb, Greenstein, Holloway, Jennings, Meadows, Roberson, Smith, and Vana—

HCR 615—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

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

Referred to the Committee on Judiciary; the Subcommittee on Ethics & Elections; the Committee on Procedures; the Committee on State Administration; and the Committee on Appropriations.

By Representative Hasner—

HB 617—A bill to be entitled An act relating to sentencing; amending s. 921.16, F.S.; prohibiting a county or circuit court from directing that the sentence imposed by the court be served coterminously with a sentence imposed by another court; providing an effective date.

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

Referred to the Committee on Public Safety & Crime Prevention; the Committee on Judiciary; and the Committee on Appropriations.

By Representative Ausley—

HB 619—A bill to be entitled An act relating to postsecondary student fees; amending s. 1009.24, F.S.; providing that each university board of trustees is authorized to establish a nonrefundable admissions deposit for degree programs; providing an effective date.

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

Referred to the Subcommittee on Higher Education; the Committee on Education K-20; the Committee on Finance & Tax; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Richardson—

HB 621—A bill to be entitled An act relating to land acquisition; amending s. 380.502, F.S.; providing legislative findings with respect to the need to revitalize and redevelop certain urban areas and to the value of urban greenspace; amending s. 380.503, F.S.; defining the term "remediation project" for purposes of the Florida Communities Trust Act; amending s. 380.507, F.S.; authorizing the Florida Communities Trust to fund remediation projects; authorizing the trust to adopt rules concerning the resolution of land use conflicts; amending s. 380.508, F.S.; specifying purposes of remediation projects; amending s. 380.510, F.S.; conforming a cross reference to changes made by the act; providing for funds from the Preservation 2000 Trust Fund and the Florida Forever Trust Fund to be used for projects approved under the Florida Communities Trust Act; providing an effective date.

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

Referred to the Subcommittee on Public Lands & Water Resources; the Committee on Natural Resources; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Evers—

HB 623—A bill to be entitled An act relating to the Northwest Florida Water Management District; amending s. 373.4145, F.S.; continuing the interim part IV permitting program for the Northwest Florida Water Management District; providing a future contingent repeal of such interim program; removing obsolete provisions; providing an effective date.

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

Referred to the Subcommittee on Environmental Regulation; the Committee on Natural Resources; and the Committee on Finance & Tax.

By Representative Ritter—

HB 625—A bill to be entitled An act relating to personal accident insurance agent limited licenses; amending s. 626.321, F.S.; revising criteria for issuing an agent's license for limited classes of business relating to insurance sales incidental to the rental or lease of motor vehicles; increasing the authorized coverage period; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on

Insurance; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Bilirakis—

HB 627—A bill to be entitled An act relating to insurance fraud; amending s. 624.310, F.S.; making it unlawful for certain affiliated parties to participate in insurance business without authorization; providing a criminal penalty; amending s. 626.989, F.S.; specifying certain investigators as law enforcement officers; amending s. 817.234, F.S.; revising provisions relating to unlawful solicitations of motor vehicle accident victims; increasing a penalty; making unlawful certain additional activities relating to solicitation of motor vehicle accident victims; providing criminal penalties; specifying certain charges as noncompensable and unenforceable; making unlawful participating in a staged motor vehicle accident; providing a criminal penalty; deleting certain provisions relating to unlawful solicitation by an attorney; deleting a provision relating to findings by a special grievance committee relating to unlawful attorney solicitations; amending s. 817.236, F.S.; increasing a criminal penalty for false and fraudulent motor vehicle insurance applications; creating s. 817.2361, F.S.; specifying as criminal certain activities relating to false or fraudulent motor vehicle insurance cards; providing a criminal penalty; creating s. 817.413, F.S.; making unlawful in sales of motor vehicle goods misrepresentations of used or repossessed goods as new or original; providing criminal penalty; amending s. 860.15, F.S.; increasing a criminal penalty for certain charges relating to services and parts for motor vehicle repair; providing severability; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative A. Gibson—

HB 629—A bill to be entitled An act relating to mandatory reports of child abuse, abandonment, or neglect; amending s. 39.201, F.S.; providing that persons who are employed or supervised by religious institutions or by entities affiliated with such institutions must report to the Department of Children and Family Services their knowledge or reasonable suspicion of child abuse, abandonment, or neglect; providing an effective date.

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

Referred to the Subcommittee on Children's Services; the Committee on Future of Florida's Families; and the Committee on Public Safety & Crime Prevention.

By Representative Benson—

HB 631—A bill to be entitled An act relating to Escambia County; authorizing the adoption of the schedule of rates of per diem and subsistence allowances, transportation expenses, and other expenses established by the United States Government for official county travel; providing for resolution of conflicts with state statutory reimbursement rates; providing applicability; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs.

By Representative Slosberg—

HB 633—A bill to be entitled An act relating to driver's licenses; amending s. 322.18, F.S.; requiring vision tests for certain applicants for license renewal; prohibiting those applicants from renewing by telephone or electronic means; providing an effective date.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Committee on Judiciary; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Harrell—

HB 635—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Fish Florida! license plate; providing for the distribution of annual use fees received from the sale of such plates; providing for the annual use fees received from the sale of Florida Wildflower license plates to be distributed to the Department of Agriculture and Consumer Services; providing an effective date.

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

Referred to the Committee on Transportation; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Bilirakis—

HB 637—A bill to be entitled An act relating to regulation of real estate professionals; amending s. 475.001, F.S.; redesignating "salespersons" as "broker associates"; amending s. 475.01, F.S.; defining and redefining terms; amending s. 475.011, F.S.; revising exemptions from regulation requirements; amending s. 475.02, F.S.; conforming terminology; amending s. 475.03, F.S.; deleting authority of the Attorney General with respect to retention of legal counsel by the Florida Real Estate Commission; amending s. 475.04, F.S.; conforming terminology; providing powers of independent certification organizations; amending s. 475.15, F.S.; revising requirements related to registration and licensing of partnerships; amending s. 475.17, F.S.; conforming terminology; requiring that distance learning courses be interactive; authorizing additional subjects for postlicensure education; amending s. 475.175, F.S.; revising requirements for license examination applications; amending s. 475.181, F.S.; conforming terminology; amending s. 475.182, F.S.; providing guidelines for approving specialty courses; providing for duration of initial licenses; amending s. 475.215, F.S.; conforming terminology; amending s. 475.22, F.S.; revising requirements with respect to brokers' signs; amending s. 475.23, F.S.; providing for notice of change of address; amending s. 475.25, F.S.; revising duties of licensees with respect to escrowed property; providing guidelines for real estate transactions in cooperation between licensed professionals and professionals licensed out-of-state; allowing a broker to place personal funds in his or her escrow account; providing a time limit on filing complaints against a licensee; requiring notice to employer of disciplinary action against a licensee; providing for referral of criminal violations to prosecuting authorities; amending s. 475.2755, F.S.; conforming terminology and references; amending s. 475.278, F.S.; revising provisions relating to authorized brokerage relationships; providing a presumption of transaction brokerage; revising disclosure requirements; amending s. 475.31, F.S.; providing effect of revocation or suspension of broker's license; amending s. 475.37, F.S.; conforming terminology; creating s. 475.4005, F.S.; providing penalties for unlicensed practice of real estate; providing for cease and desist orders; authorizing rules; providing for deposit of fines, fees, and costs collected; amending s. 475.41, F.S.; conforming terminology; amending s. 475.42, F.S.; conforming terminology; providing an additional ground for disciplinary action; providing penalties; amending s. 475.43, F.S.; conforming terminology; amending s. 475.451, F.S.; revising prerequisites for renewal of an instructor permit; revising period for which instructor permits may be issued; repealing the prohibition against real estate schools advertising a guarantee that their pupils will pass licensure examinations; removing an exemption from instructor examination requirements; repealing s. 475.4511(3)-(5), F.S.; repealing prohibitions against advertising that provides inducements to enroll based on an employment guarantee, that is in conjunction with an affiliated broker, and that refers to examination pass/fail ratios; amending ss. 475.453 and 475.455, F.S.; conforming terminology; amending s. 475.482, F.S.; increasing the maximum amount that may be in the Real Estate Recovery Fund; amending s.

475.483, F.S.; revising guidelines for payment of attorney's fees with respect to recovery from the fund; amending ss. 475.484 and 475.5017, F.S.; increasing maximum amounts payable from the fund; amending s. 475.612, F.S.; conforming terminology; amending s. 689.25, F.S.; prescribing facts and conditions the existence of which need not be disclosed in a real estate transaction; repealing s. 475.421, F.S., relating to publication of false or misleading information; repealing s. 475.422, F.S., relating to disclosure; repealing s. 475.452, F.S., relating to advance fees; amending ss. 83.49, 440.02, 443.036, 501.604, 687.14, 721.20, and 760.29, F.S.; conforming terminology and references; providing an effective date.

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

Referred to the Subcommittee on Trades, Professions & Regulated Business; the Committee on Business Regulation; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Mahon—

HB 639—A bill to be entitled An act relating to the Consolidated Government of the City of Jacksonville, Duval County; amending ch. 92-341, Laws of Florida, as amended, to authorize prosecution of City of Jacksonville ordinance violations and to provide a method for service of process upon specified officers of the City of Jacksonville; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Appropriations.

By Representative Vana—

HB 641—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.11225, F.S.; providing for the purchase of retirement credit for nonqualified service; authorizing the purchase of such credit; providing limitations and conditions; providing for costs; providing an effective date.

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

Referred to the Committee on State Administration; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Haridopolos—

HB 643—A bill to be entitled An act relating to determinations of ad valorem tax millage; amending s. 200.065, F.S.; including real and tangible personal property assessed for the first time as substantially complete and no longer construction work in progress within an exclusion of certain properties from a method of computing a millage rate; amending s. 200.071, F.S.; specifying that charter counties are not prohibited from establishing annual revenue limitations on ad valorem tax levies under certain circumstances; providing limitations; providing an effective date.

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

Referred to the Committee on Finance & Tax.

By Representative Mahon—

HB 645—A bill to be entitled An act relating to the Consolidated Government of the City of Jacksonville, Duval County; amending chapter 92-341, Laws of Florida; requiring that all elected officials within the consolidated government complete ethics education training; requiring that Chapter 602, Jacksonville Ordinance Code, apply to all such elected officials; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Subcommittee on Ethics & Elections; and the Committee on Procedures.

By Representative D. Davis—

HB 647—A bill to be entitled An act relating to the Jacksonville Seaport Authority; amending chapters 92-341 and 2001-319, Laws of Florida, as amended; changing the name of the authority; amending certain requirements relating to competitive bidding; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Local Government & Veterans' Affairs.

By Representative Smith—

HB 649—A bill to be entitled An act relating to restoration of civil rights; amending ss. 940.061, 944.293, and 944.605, F.S.; requiring that the Department of Corrections notify an offender, before discharge from supervision, of procedures by which the offender may apply for restoration of civil rights; requiring that the department assist the offender in completing forms required for restoration of civil rights; requiring that the offender acknowledge by signature receipt of such assistance; amending s. 944.705, F.S.; requiring the department to include in its release-orientation program instruction in the procedures for applying for restoration of civil rights; providing an effective date.

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

Referred to the Subcommittee on Corrections; the Committee on Public Safety & Crime Prevention; the Committee on Judiciary; the Subcommittee on Public Safety Appropriations; and the Committee on Appropriations.

By Representative Smith—

HB 651—A bill to be entitled An act relating to environmental protection; providing a popular name; providing for remediation of contaminated sites in counties and municipalities; authorizing the Department of Environmental Protection to adopt rules and issue orders; providing for enforcement; providing for control in the event of conflict of provisions; providing an effective date.

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

Referred to the Subcommittee on Environmental Regulation; the Committee on Natural Resources; the Committee on Local Government & Veterans' Affairs; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representative Joyner—

HB 653—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.

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

Referred to the Subcommittee on Local Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Needelman—

HB 655—A bill to be entitled An act relating to Brevard County; amending chapter 94-419, Laws of Florida, as amended by chapter 2000-451, Laws of Florida; revising provisions relating to license term; revising provisions relating to fees; revising provisions relating to the limitation on the issuance of licenses; revising provisions relating to the use of proceeds from the collection of licensing fees; providing an expiration date; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Committee on Finance & Tax.

By Representative Kravitz—

HB 657—A bill to be entitled An act relating to dental licensure examinations; amending s. 466.006, F.S.; allowing certain dental students to take the examinations required to practice dentistry in this state under specified conditions; providing a prerequisite to licensure of such students; creating s. 466.0065, F.S.; allowing certain dental students to take regional licensure examinations under specified conditions; restricting the applicability of examination results to licensing in other jurisdictions; requiring approval by the Board of Dentistry and providing prerequisites to such approval; providing an effective date.

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

Referred to the Subcommittee on Health Standards; the Committee on Health Care; the Subcommittee on Health Appropriations; and the Committee on Appropriations.

By Representative Reagan—

HJR 659—A joint resolution proposing the creation of Section 22 of Article X of the State Constitution relating to the Florida Hurricane Catastrophe Fund.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Evers—

HB 661—A bill to be entitled An act relating to military readiness; creating s. 163.3175, F.S.; providing legislative findings relating to the compatibility of development with military installations; providing for an exchange of information between certain local governments and military bases or installations; requiring the local government to consider the comments of the commanding officer of a military base or installation relating to potential adverse effects on the base or installation which may result from rezonings or changes in land use; amending s. 163.3177, F.S.; providing that an element relating to military readiness is a mandatory element of the comprehensive plans for certain local governments; requiring the local governments to seek advice from individuals who may be affected by this element; providing factors that must be considered in connection with this element; amending s. 163.3187, F.S.; exempting from certain restrictions on the adoption of amendments to comprehensive plans an amendment relating to military readiness; providing an effective date.

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

Referred to the Subcommittee on Veterans' & Military Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Commerce; and the Committee on Appropriations.

By Representative Greenstein—

HB 663—A bill to be entitled An act relating to video lotteries; amending s. 24.103, F.S.; providing definitions; amending s. 24.105, F.S.; providing powers and duties of the Department of the Lottery pertaining to video lottery games; creating s. 24.125, F.S.; providing for the adoption of rules; creating s. 24.126, F.S.; prohibiting certain persons from playing video lottery games; providing penalties; creating s. 24.127, F.S.; providing requirements for the operation of video lottery games; providing penalties; providing for the adoption of rules; providing for the distribution of proceeds from such games; creating s. 24.128, F.S.; providing for the licensure of video lottery terminal vendors; creating s. 24.129, F.S.; prohibiting certain local zoning ordinances; creating s. 24.130, F.S.; providing requirements for video lottery terminals; creating s. 24.131, F.S.; requiring video lottery terminal vendors to establish training programs for employees who service such terminals; requiring departmental approval of such programs; providing certification requirements of such employees; providing for the adoption of rules; creating s. 24.132, F.S.; providing guidelines for administering the Video Lottery Purse Trust Fund; providing for the adoption of rules; creating s. 24.133, F.S., relating to the distribution of funds from the Video Lottery Thoroughbred Trust Fund; requiring certain uses of distributed funds; creating s. 24.134, F.S.; requiring operators of facilities where video lottery games are conducted to post certain warning signs and print warnings on daily racing programs regarding compulsive gambling; amending s. 212.02, F.S.; excluding video lottery terminals from the definition of "coin-operated amusement machine" for purposes of the sales and use tax; requiring the Alcohol, Drug Abuse, and Mental Health Program Office within the Department of Children and Family Services to establish a compulsive gambling program; providing an effective date.

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

By Representatives Garcia and Rivera—

HB 665—A bill to be entitled An act relating to the Beverage Law; amending s. 561.32, F.S., relating to transfer of certain licenses to sell alcoholic beverages; providing exception to waiver of certain transfer fees when the transfer is within a specified period; providing an effective date.

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

Referred to the Subcommittee on Trades, Professions & Regulated Business; the Committee on Business Regulation; and the Committee on Finance & Tax.

By Representative Meadows—

HB 667—A bill to be entitled An act relating to recordkeeping concerning property owned by local governments; amending s. 274.02, F.S.; revising a definition to increase the monetary value of fixtures and tangible personal property that must be included in an inventory of property; providing an effective date.

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

Referred to the Committee on Local Government & Veterans' Affairs; the Committee on State Administration; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Adams—

HB 669—A bill to be entitled An act relating to substance abuse treatment and intervention; amending s. 39.001, F.S.; providing additional legislative findings and purposes with respect to the treatment of substance abuse; amending ss. 39.402 and 39.407, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment upon a showing of good cause in connection with a shelter hearing or petition for dependency; authorizing sanctions for noncompliance; amending ss. 39.507 and 39.521, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment as part of an adjudicatory order or pursuant to a disposition hearing; requiring a showing of good cause; authorizing the court to require

participation in a treatment-based drug court program; authorizing the court to impose sanctions for noncompliance; amending s. 39.701, F.S.; authorizing the court to extend the time for completing a case plan during judicial review, based upon participation in a treatment-based drug court program; amending s. 397.334, F.S.; revising legislative intent with respect to treatment-based drug court programs to reflect participation by community support agencies, the Department of Education, and other individuals; including post adjudicatory programs as part of treatment-based drug court programs; requiring each judicial circuit to establish a position for a coordinator of the treatment-based drug court program; requiring the chief judge of each judicial circuit to appoint an advisory committee for the treatment-based drug court program; providing for membership of the committee; revising language with respect to an annual report; amending s. 910.035, F.S.; revising language with respect to conditions for the transfer of a case in the drug court treatment program to a county other than that in which the charge arose; amending s. 948.08, F.S.; revising eligibility requirements for participation in pretrial intervention programs; authorizing the court to refer certain defendants who are assessed with a substance abuse problem to a pretrial intervention program with the approval of the state attorney; deleting provisions authorizing advisory committees for the district pretrial intervention programs; amending s. 985.306, F.S.; revising eligibility requirements for participation in delinquency pretrial intervention programs; authorizing the court to refer certain juveniles who are assessed as having a substance abuse problem to a substance abuse education and treatment intervention program; deleting provisions authorizing advisory committees for the district delinquency pretrial intervention program; providing an effective date.

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

Referred to the Subcommittee on Children's Services; the Committee on Future of Florida's Families; the Subcommittee on Judicial Appropriations; and the Committee on Appropriations.

HB 671—Withdrawn

By Representative Barreiro—

HB 673—A bill to be entitled An act relating to mining activities; amending s. 552.30, F.S.; redefining the term "construction materials mining activities"; creating ss. 552.32-552.44, F.S.; providing a popular name; providing legislative findings and public purpose; providing that the Division of Administrative Hearings has exclusive jurisdiction over certain claims for damages relating to the use of explosives in connection with construction materials mining activities; providing for filing fees except incases of indigence; providing for deposit of filing fees; requiring a person who uses explosives in connection with such activities to post security in a specified amount for a specified period; providing for rulemaking by the State Fire Marshal; providing for an administrative remedy; providing procedures for mediation and for formal hearings; allowing recovery of certain costs and attorney's fees, with exceptions; providing for appeals; providing applicability; providing an effective date.

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

Referred to the Committee on Judiciary; the Committee on Insurance; and the Committee on Appropriations.

By Representative Richardson—

HB 675—A bill to be entitled An act relating to the South Florida Water Management District; providing for the relief of Brian Daiagi; authorizing and directing the South Florida Water Management District to compensate Mr. Daiagi for personal injuries that he suffered due to the negligence of the South Florida Water Management District; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Russell—

HB 677—A bill to be entitled An act relating to wrecker operators and operations; creating ch. 508, F.S., titled "Wrecker Operators"; defining terms; creating the Wrecker Operator Advisory Council to give advice and assistance relating to industry matters to the Department of Agriculture and Consumer Services; providing for membership; providing procedures; requiring the department to provide administrative and staff support; providing for review of certain rules; authorizing the department to adopt rules; requiring wrecker companies to register with the department; providing requirements and procedures for registration; providing for registration applications; requiring fingerprints with application; providing for review of application and issuance of certificate by the department; requiring certain registration information in wrecker company advertisements; providing for validity of registration; providing for renewal of registration; providing for denial of registration under specified circumstances; providing for a wrecker certification program that includes approved courses and examinations; providing for issuance of certificate upon completion or examination; providing for specialized wrecker service classifications; providing for specified specialized courses; providing for certification as a specialized wrecker service; providing for certification cards; authorizing the department to adopt rules relating to the cards; providing requirements for wrecker operators; authorizing the department to adopt rules for continuing education requirements; providing for violations; providing administrative, civil, and criminal penalties; requiring the department to adopt a fee schedule by rule; requiring deposit of all funds collected into the General Inspection Trust Fund; providing exemption for specified recovery agents; providing for local governance; creating s. 205.1975, F.S.; restricting issuance of certain occupational licenses by local governments under certain circumstances; amending ss. 316.605 and 320.0706, F.S.; revising license plate placement requirements for certain vehicles; amending s. 320.0821, F.S.; revising license plate issuance and placement requirements; amending s. 321.051, F.S.; revising definition of "authorized wrecker operator" and "unauthorized wrecker operator"; defining "division," "wrecker company," "wrecker operator," and "wrecker services"; revising the Florida Highway Patrol wrecker operator system; authorizing law enforcement officers to deviate from system procedures under certain circumstances; amending s. 323.001, F.S., relating to wrecker operator storage facilities; defining "business day" and "wrecker company"; revising provisions for seizing and holding a vehicle; amending s. 323.002, F.S.; revising definition of "authorized wrecker operator," "unauthorized wrecker operator," and "wrecker operator system"; defining "wrecker company," "wrecker operator," and "wrecker services"; revising provisions for county and municipal wrecker operator systems; authorizing law enforcement officers to deviate from system procedures under certain circumstances; amending s. 713.78, F.S.; revising criteria for dispute of wrecker operator liens and withholding of license plate or revalidation sticker by the Department of Highway Safety and Motor Vehicles; exempting specified vehicles; revising definition of "vehicle," "vessel," and "wrecker"; defining "business day," "property owner," "wrecker company," and "wrecker operator"; revising provisions for recovery and storage of vehicles, vessels, and mobile homes; revising provisions to include wrecker companies and their employees and agents; revising provisions for liens on such vehicles, vessels, and mobile homes; revising procedure and notification provisions; revising provisions for dispute of removal; revising requirement for final order of the court; providing for award of attorney's fees; revising provisions for sale of certain property by wrecker company; limiting liability of wrecker company and its employees and agents under specified circumstances; authorizing removal of vehicle and vehicle cargo without specified consent upon request of certain persons; limiting liability under certain conditions of certain persons that request removal; revising provisions relating to reasonable care to prevent theft; revising provisions for inventory by law enforcement; revising provisions for certificate of destruction; revising penalty provisions; authorizing inspection of wrecker company records by law enforcement officers and the Department of Highway Safety and Motor Vehicles; providing for validity of prior liens; amending s. 715.07, F.S.; revising the definition of "vehicle"; defining "property owner," "vessel," "wrecker company," and "wrecker operator"; providing for removal by wrecker company of vehicles and vessels parked on real property without owner's permission; providing conditions and restrictions; prohibiting certain payment to owner of premises; prohibiting

certain request for payment by the property owner; providing storage requirements; providing notice requirements; requiring certain records be kept by the wrecker company; limiting liability of wrecker company and its employees and agents under certain circumstances; providing for local governance; exempting certain law enforcement and emergency vehicles and vessels; providing for liability of certain costs and damages; providing that failure to comply with notice requirement precludes imposition of charges for towing and storage of vehicle or vessel; providing penalties; amending s. 1.01, F.S.; deleting a definition of "wrecker operator"; amending s. 120.80, F.S., relating to administrative hearings; amending s. 316.530, F.S., relating to towing requirements; amending s. 320.01, F.S., which provides a definition of "wrecker"; amending s. 320.03, F.S., relating to vehicle registration; amending s. 320.13, F.S., relating to use of certain license plates; conforming provisions to changes made by this act; reenacting ss. 316.550(4) and 320.08(5)(d) and (e), F.S., relating to maximum vehicle weight requirements and license taxes; incorporating changes made by the act in references; providing an appropriation; providing effective dates.

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

Referred to the Subcommittee on Highway Safety; the Committee on Transportation; the Committee on Agriculture; and the Committee on Finance & Tax.

By Representative Jordan—

HB 679—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a series of Military Services license plates; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

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

By Representative Ryan—

HJR 681—A joint resolution proposing an amendment to Section 11 of Article V of the State Constitution to provide that vacancies on the Florida Supreme Court and on district courts of appeal shall be filled by gubernatorial appointment, subject to confirmation by the Senate, to provide for the elimination of judicial nominating commissions for the Supreme Court and for district courts of appeal, and to provide for implementation by the Legislature.

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

By Representative Greenstein—

HB 683—A bill to be entitled An act relating to trust funds; creating s. 24.1127, F.S.; creating the Video Lottery Administrative Trust Fund within the Department of the Lottery; providing for source of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Representative Greenstein—

HB 685—A bill to be entitled An act relating to trust funds; creating s. 550.2631, F.S.; creating the Video Lottery Purse Trust Fund within the Department of Business and Professional Regulation; providing for source of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Representative Greenstein—

HB 687—A bill to be entitled An act relating to trust funds; creating s. 550.2632, F.S.; creating the Video Lottery Thoroughbred Trust Fund within

the Department of Business and Professional Regulation; providing for source of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Representative D. Davis—

HB 689—A bill to be entitled An act relating to the City of Neptune Beach; providing for the relief of Tommy Cusick, a minor; providing for an appropriation to compensate him for injuries and damages sustained due to the negligence of the City of Neptune Beach; providing for attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Hasner—

HB 691—A bill to be entitled An act relating to economic development incentive programs; including certain financial services facilities as an eligible high impact businesses for certain purposes; providing for future repeal; amending s. 288.1088, F.S.; deleting a function of the Executive Office of the Governor relating to project approval recommendations and release of certain funds; authorizing the Governor to reallocate unencumbered funds in the Quick Action Closing Fund to supplement certain economic development programs and operations in emergency or special circumstances; providing for reallocation approval and fund release recommendations by the Executive Office of the Governor; providing an effective date.

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

By Representative Hasner—

HB 693—A bill to be entitled An act relating to the Florida Workers' Compensation Insurance Guaranty Association, Incorporated; amending s. 631.904, F.S.; revising definitions; amending s. 631.913, F.S.; limiting the corporation's obligation for a covered claim for return of unearned premium; amending s. 631.923, F.S.; authorizing the corporation to recover the amount of certain covered claims; amending s. 631.924, F.S.; including insolvent insurers under provisions for a stay of proceedings; creating s. 631.933, F.S.; providing severability; providing an effective date.

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

By Representative Culp—

HB 695—A bill to be entitled An act relating to corporate affairs; amending s. 617.01401, F.S.; defining the term "electronic transmission" for purposes of the Florida Not For Profit Corporation Act; amending s. 617.0141, F.S.; authorizing forms of electronic transmission of notice for domestic or foreign corporations; providing for a corporation member to revoke consent to receiving notice by electronic transmission; providing that an affidavit of notice by electronic transmission is, in the absence of fraud, prima facie evidence of the facts stated in the notice; amending ss. 718.111 and 718.112, F.S.; providing for a condominium association to transmit electronic notices to unit owners; providing that the association is not liable for erroneously disclosing certain address information; revising requirements for use of proxies for voting; authorizing the association to broadcast notice via a closed-circuit television system; prohibiting notice by electronic transmission for a recall of board members; providing for association bylaws to authorize the electronic transmission of notices; amending s. 718.116, F.S.; providing that a described fee may be charged for preparation of a certificate stating certain amounts owed; amending ss. 719.104 and 719.106, F.S.; providing for a cooperative association to transmit electronic notices to unit owners; providing that the association is not liable for erroneously disclosing certain address information; revising requirements for use of proxies for voting; authorizing the association to broadcast notice via a closed-circuit

television system; prohibiting notice by electronic transmission for a recall of board members; providing for association bylaws to authorize the electronic transmission of notices; amending s. 719.108, F.S.; providing that a described fee may be charged for preparation of a certificate stating certain amounts owed; amending s. 720.302, F.S.; clarifying that corporations not for profit that operate residential homeowners' associations are subject to the Florida Not For Profit Corporation Act; amending s. 720.303, F.S.; authorizing a homeowners' association to broadcast notice via a closed-circuit television system; providing that the association is not liable for erroneously disclosing certain address information; providing an effective date.

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

By Representative Pickens—

HB 697—A bill to be entitled An act relating to state reserves; creating s. 258.166, F.S.; establishing the Rodman Reservoir State Reserve; directing the Division of Recreation and Parks of the Department of Environmental Protection to develop multipurpose recreational opportunities and provide supervision of the area; allowing public hunting; authorizing the Division of State Lands to acquire adjacent or contiguous property; requiring the Division of State Lands to notify persons with easements in the area; requiring a report; providing an effective date.

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

By Representative Pickens—

HB 699—A bill to be entitled An act relating to optometry; amending ss. 463.002, 463.005, 463.0055, 463.0057, 463.006, and 463.014, F.S.; providing that the administration and prescription of pharmaceutical agents is not restricted to topical ocular pharmaceutical agents; providing an effective date.

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

By Representative Ritter—

HJR 701—A joint resolution proposing an amendment to Section 6 of Article VII of the State Constitution to grant an additional homestead exemption and require the Legislature to appropriate compensation for lost local revenues.

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

By Representative Pickens—

HB 703—A bill to be entitled An act relating to class size reduction; providing a popular name; amending s. 1003.01, F.S.; defining the terms "core-curricula courses" and "extracurricular courses"; amending s. 1003.03, F.S.; establishing constitutional class size caps; providing exemptions; providing for districtwide averages; providing for the Department of Education to calculate the district average based on student membership surveys; providing a toolbox of implementation options for school districts; providing accountability for class size reduction measures; creating s. 1011.685, F.S.; establishing the Class Size Reduction operating categorical; providing for the use of funds by school districts; creating s. 1013.735, F.S.; establishing the Classrooms for Kids Program; providing for the allocation of funds; providing requirements for school district participation; providing for the use of funds; providing for pledges and bond validation of the funds; providing for cash payment in the use of the funds; creating the Class Size Reduction Small County Assistance Program for fiscal year 2004-2005; providing appropriations; creating s. 1013.736, F.S.; establishing the District Equity Recognition Program; providing an appropriation; providing for allocation of the appropriation on a 5-year basis; providing for school district eligibility; establishing a district equity ratio for purposes of calculating the allocation for the program; providing for the use of funds; creating s. 1013.737, F.S.; establishing the Class Size Reduction Lottery Revenue Bond Program; authorizing issuance of revenue bonds to finance or refinance the construction, acquisition, reconstruction, or renovation of educational facilities; specifying that said bonds are payable from first proceeds of lottery

revenues transferred to the Educational Enhancement Trust Fund; establishing a covenant with bondholders to not materially and adversely affect their rights; providing for issuance of the bonds by the Division of Bond Finance on behalf of the Department of Education; limiting the total amount of such bonds issued; providing for deposit of bond proceeds in the Lottery Capital Outlay and Debt Service Trust Fund; providing for the filing of complaints for validation; providing for timely encumbrances of authorized projects; amending s. 203.01, F.S.; increasing the rate of the tax on gross receipts of communications services; amending s. 202.12, F.S.; reducing the rate of the tax on the sales of communications services; amending s. 202.18, F.S.; revising the distributions of the tax on the sales of communications services; amending s. 212.20, F.S.; revising the distributions of sales tax to local governments; amending s. 215.61, F.S.; revising the determination of the amount of bonds that can be serviced by the gross receipts tax levied and collected pursuant to chapter 203, F.S.; amending s. 24.121, F.S.; removing limitations on lottery revenues that may be pledged to the payment of debt service; amending s. 121.091, F.S.; authorizing certain instructional personnel and school administrators who receive authorization to extend participation in the DROP; amending s. 1001.42, F.S.; eliminating a cross reference relating to small schools; amending s. 1002.33, F.S.; removing the cap on the number of charter schools authorized in school districts; correcting cross references; amending s. 1002.37, F.S.; providing for funding of the Florida Virtual School within the Florida Education Finance Program; providing for the determination of a credit; deleting obsolete language; creating s. 1002.395, F.S.; creating Florida Learning Access Grants; providing for school district participation; providing parental choice options; providing obligations of participating school districts; providing for parental obligations; providing requirements for private school eligibility; providing for an initial number of grants; providing for grant renewal; providing for disbursement of grants; limiting state liability; providing obligations of the Department of Education; amending s. 1003.02, F.S.; requiring school districts to notify parents of acceleration mechanism options; eliminating a cross reference; amending s. 1003.43, F.S.; removing requirement for life management course to be taken in certain grades; amending s. 1003.436, F.S.; reducing the number of hours required for one full credit; amending s. 1011.24, F.S.; providing that the Florida Virtual School is a special school district; amending s. 1011.61, F.S.; revising the definition of a full-time equivalent student to include a Florida Virtual School student; amending s. 1011.62, F.S.; revising categorical funds and removing date limitation for categorical flexibility; amending s. 1011.68, F.S.; correcting a cross reference; amending s. 1011.69, F.S.; deleting obsolete language; providing that Class Size Reduction operating categorical funds are not subject to the Equity in School-Level Funding Act; amending s. 1012.56, F.S.; revising the time period for an official statement of status of eligibility for certification; revising requirements for mastery of general knowledge, mastery of subject area knowledge, and mastery of professional preparation and education competence; amending s. 1012.57, F.S.; requiring district school boards to adopt rules to allow for the issuance of adjunct educator certificates; revising provisions relating to the determination of expertise in the subject area to be taught; amending s. 1013.03, F.S.; requiring the Department of Education to review rules relating to school construction and make recommendations for amendment; amending s. 1013.31, F.S.; requiring school districts to periodically update the inventory of educational facilities; amending s. 1013.35, F.S.; eliminating a cross reference; creating s. 1013.368, F.S.; requiring all new schools constructed by a date certain to meet cost per student station limits; providing an exception; amending s. 1013.64, F.S.; deleting exception from cost per student station limits on projects funded with certain sources of revenue; repealing s. 1012.41, F.S., relating to employment of directors of career and technical education; repealing s. 1013.21, F.S., relating to reduction of relocatable facilities in use; repealing s. 1013.43, F.S., relating to small school requirement; providing severability; providing an effective date.

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

By Representatives Hasner and McInvale—

HB 705—A bill to be entitled An act relating to retirement communities; amending s. 400.141, F.S.; revising prerequisites that certain nursing homes must fulfill to qualify for sharing programming and staff with other entities that are part of a retirement community; amending s. 400.235, F.S.; revising

standards for evidence of financial soundness and stability of certain nursing home facilities in the Gold Seal Program; amending ss. 651.081 and 651.085, F.S.; providing for the establishment of a residents' organization for certain purposes; requiring notice of a meeting or ballot election to select a designated representative to represent a residents' organization before the governing body of a provider; providing an effective date.

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

By Representatives Planas and Robaina—

HB 707—A bill to be entitled An act relating to homicide of an unborn quick child; defining the term "unborn quick child"; amending s. 316.193, F.S.; including the death of an unborn quick child under DUI manslaughter; amending s. 782.071, F.S.; making the killing of an unborn quick child rather than the killing of a viable fetus a "vehicular homicide"; deleting a provision describing the viability of a fetus; amending s. 782.09, F.S.; providing that killing an unborn quick child by injury to the mother which would be murder in any degree if it resulted in the death of the mother is murder in the same degree; providing penalties; providing that the unlawful killing of an unborn quick child by injury to the mother which would be manslaughter if it resulted in the death of the mother is manslaughter; providing penalties; providing that the death of the mother does not bar prosecution under specified circumstances; providing that the section does not authorize prosecution of a person in connection with a termination of pregnancy; amending s. 921.0022, F.S., relating to the Criminal Punishment Code offense severity ranking chart; conforming provisions to changes made by the act; providing an effective date.

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

By Representatives Planas and Robaina—

HB 709—A bill to be entitled An act relating to student loans; creating s. 43.201, F.S.; providing for a financial assistance program administered by the Justice Administrative Commission to provide assistance to qualified assistant state attorneys and assistant public defenders for the repayment of government student loans; providing for the elements of the program; providing for funding; providing an effective date.

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

By Representative Machek—

HB 711—A bill to be entitled An act relating to soil and water conservation; amending s. 189.403, F.S.; revising definition of the term "special district" to exclude soil and water conservation districts; amending s. 582.06, F.S.; increasing membership of the Soil and Water Conservation Council; specifying qualifications for members; amending ss. 582.10 and 582.30, F.S.; revising provisions relating to the creation and discontinuance of soil and water conservation districts; authorizing the Commissioner of Agriculture to dissolve or discontinue a district; providing an effective date.

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

By Representative Garcia—

HB 713—A bill to be entitled An act relating to transportation of inmates; amending s. 945.091, F.S.; limiting the mode of transport an inmate may use in traveling to and from a place of employment, education, or training; authorizing the Department of Corrections to transport inmates in state-owned vehicles under certain circumstances; creating s. 945.0913, F.S.; prohibiting an inmate from driving a state-owned vehicle to transport inmates in a work-release program; providing an effective date.

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

By Representatives Rivera and Planas—

HB 715—A bill to be entitled An act relating to court-appointed

psychologists; creating s. 490.0122, F.S.; providing that court-appointed psychologists appointed to conduct a child custody evaluation shall be deemed to be acting in good faith under certain circumstances; providing criteria for suits against a court-appointed psychologist; providing that certain administrative complaints cannot be filed anonymously; providing for the payment of attorney's fees and certain costs; providing an effective date.

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

By Representative Brandenburg—

HB 717—A bill to be entitled An act relating to school speed zones; amending s. 316.1895, F.S.; providing for the use of described flashing beacons to designate school zone speed restrictions; revising requirements for the Department of Transportation to establish certain standards; providing an effective date.

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

By Representative Stargel—

HB 719—A bill to be entitled An act relating to nuisance abatement; amending s. 893.138, F.S.; revising language with respect to legislative intent concerning local administrative action to abate drug-related, prostitution-related, stolen-property-related, or street-gang-related public nuisances; providing for a mandatory, rather than optional, declaration of a place or premises as a public nuisance under certain circumstances; providing for the closure of a place or premises under certain circumstances; providing an effective date.

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

By Representatives Llorente, Planas, and Robaina—

HB 721—A bill to be entitled An act relating to warranty association regulation; amending ss. 634.031, 634.303, and 634.403, F.S.; exempting affiliates of insurers from provisions regulating certain warranty associations, under certain circumstances; providing for nonapplication of the exemptions under certain circumstances; providing an effective date.

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

By Representatives Llorente, Planas, and Robaina—

HB 723—A bill to be entitled An act relating to health insurance; amending ss. 626.9541, 641.3903, and 641.441, F.S.; specifying mandatory arbitration as an unfair method of competition and unfair or deceptive act or practice for certain insurers, managed care providers, prepaid limited health service organizations, or prepaid health clinics; amending s. 627.4091, F.S.; including certain additional contracts and plans under a requirement to provide specific reasons for denial of an application for insurance; creating s. 627.4303, F.S.; requiring policies, contracts, and plans providing benefits for prescription drug coverage to cover all federally approved drugs without a waiting period; requiring prescription drug formularies to be limited to three tiers of coverage; creating s. 627.6042, F.S.; requiring policies of insurers offering coverage of dependent children to maintain such coverage until the child reaches age 25, under certain circumstances; providing application; amending s. 627.6415, F.S.; deleting an 18th birthday age limitation on application of certain dependent coverage requirements; amending s. 627.6475, F.S.; revising risk-assuming carrier election requirements and procedures; revising certain criteria and limitations under the individual health reinsurance program; amending s. 627.6617, F.S.; increasing a minimum reimbursement limitation amount for home health care services; amending s. 627.662, F.S.; revising a list of provisions applicable to group, blanket, or franchise health insurance to include use of specific methodology for payment of claims provisions; amending s. 627.667, F.S.; deleting a limitation on application of certain extension of benefits provisions; amending s. 627.6692, F.S.; increasing a time period for payment of premium to continue coverage under a group health plan; amending s. 627.6699, F.S.; revising certain definitions; revising certain coverage enrollment eligibility criteria for small

employers; deleting a premium rate restriction on charging for certain rate adjustments; revising small employer carrier election requirements and procedures; revising certain criteria and limitations under the small employer health reinsurance program; amending ss. 627.911 and 627.9175, F.S.; applying certain information reporting requirements to health maintenance organizations; revising health insurance information requirements and criteria; deleting an annual report requirement; amending s. 627.9403, F.S.; deleting an exemption for limited benefit policies from a long-term care insurance restriction relating to nursing home care; amending ss. 636.016 and 641.31, F.S.; requiring prepaid limited health service organizations and health maintenance organizations offering coverage of dependent children to maintain such coverage until the child reaches age 25, under certain circumstances; providing application; providing requirements for contract termination and denial of a claim related to limiting age attainment; amending s. 641.3101, F.S.; providing a compliance requirement for health maintenance contracts using a specific payment of claims methodology; creating s. 641.31075, F.S.; imposing compliance requirements upon health maintenance organization replacements of other group or individual health coverage with organization coverage; amending s. 641.3111, F.S.; deleting a limitation on certain extension of benefits provisions upon group health maintenance contract termination; imposing additional extension of benefits requirements upon such termination; amending ss. 627.651, 641.2018, 641.3107, and 641.513, F.S.; correcting cross references; providing an effective date.

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

By Representative Holloway—

HB 725—A bill to be entitled An act relating to submission of biological specimens; amending s. 948.03, F.S.; providing that probationers or community controllees may be required to submit biological specimens to the Florida Department of Law Enforcement to be registered with the DNA data bank; providing an effective date.

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

By Representative Murzin—

HB 727—A bill to be entitled An act relating to Escambia County; providing for the relief of Bronwen Dodd; authorizing and directing the District School Board of Escambia County to compensate Bronwen Dodd for personal injuries that she suffered due to the negligence of an employee of the school board; providing for attorney's fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representatives Ambler, Byrd, Culp, Henriquez, Homan, Joyner, Littlefield, Murman, Peterman, Reagan, and Ross—

HB 729—A bill to be entitled An act relating to Hillsborough County; providing definitions; providing a statement of public purpose; providing for the establishment and collection of filing fees for maintaining and operating a law library and for ancillary payments for collection and administration of the revenues collected and any legal expenses incurred on behalf of the law library; providing for the payment of such fees; providing an exception from payment under certain circumstances; providing duties of the clerk; providing severability; repealing chapters 75-400 and 79-479, Laws of Florida, relating to funding for the law library; providing an effective date.

Proof of publication of the required notice was attached.

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

HB 731—Reserved for Local Bill

By Representative Hasner—

HB 733—A bill to be entitled An act relating to the Lake Worth Drainage District, Palm Beach County; amending ch. 98-525, Laws of Florida; amending the district boundaries; providing a limitation on the district's liability from third-party use of district lands, rights-of-way, works, and easements for authorized, permitted, or licensed activities for facilities or for outdoor recreational purposes; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Greenstein—

HB 735—A bill to be entitled An act relating to water resources; amending s. 373.1501, F.S.; providing for restrictions on the sale or transfer of water rights; creating s. 373.255, F.S.; providing for restrictions on permits for the consumptive use of water; providing for severability; providing an effective date.

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

By Representative Smith—

HJR 737—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to authorize legislation which would permit counties to enact ordinances which freeze the assessed value of homestead property owned by certain persons who are 65 years of age or older.

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

By Representative Kottkamp—

HB 739—A bill to be entitled An act relating to succession to the office of Governor; amending s. 14.055, F.S.; revising provisions relating to succession to the office of Governor; reenacting s. 14.056, F.S., relating to succession as Acting Governor, to provide for the same amendments to succession in office as provided for succession to the office of Governor; providing an effective date.

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

By Representative Ross—

HB 741—A bill to be entitled An act relating to liability under the drycleaning solvent cleanup program; amending s. 376.301, F.S.; defining the term "nearby real property owner" with respect to protection and restoration of lands and surface and ground waters; amending s. 376.3078, F.S.; providing additional legislative findings with respect to drycleaning facility restoration; exempting certain real property owners and nearby real property owners from liability for damages arising from contamination by drycleaning solvents in certain circumstances; providing for retroactive application; amending s. 376.30781, F.S.; conforming a cross-reference; amending s. 376.3079, F.S.; redefining the term "third-party liability" with respect to third-party liability insurance; amending s. 376.308, F.S.; revising applicability of provisions that set out liabilities and defenses of facilities; amending s. 376.313, F.S.; revising provisions that provide nonexclusiveness of remedies and individual causes of action; providing an effective date.

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

By Representative Homan—

HB 743—A bill to be entitled An act relating to health care practice parameters; repealing ss. 408.02 and 440.13(15), F.S., to delete the requirement that the Agency for Health Care Administration develop, endorse, and implement health care practice parameters; amending ss. 440.134, 627.6418, and 627.6613, F.S., relating to workers' compensation managed care plans and health insurance policy coverage for mammograms; removing references and legislative intent, to conform; providing an effective date.

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

By Representative Fiorentino—

HB 745—A bill to be entitled An act relating to electrical and alarm system contracting; amending s. 489.517, F.S.; requiring certificateholders and registrants to have continuing education on false alarm prevention; amending s. 489.518, F.S.; revising qualifications for burglar alarm system agents; requiring additional criminal background check; removing an exemption from training requirements for persons who only perform sales; authorizing employment as an alarm system agent or burglar alarm system agent under supervision for a specified period pending completion of training and the criminal background check; providing format, validity period, and renewal requirements for burglar alarm system agent identification cards; requiring an updated criminal background check of each burglar alarm system agent renewing certification; providing continuing education requirements for burglar alarm system agents; amending s. 489.5185, F.S.; revising qualifications for fire alarm system agents; requiring additional criminal background check; requiring an updated criminal background check of each fire alarm system agent renewing certification; requiring fire alarm system agents to have continuing education on false alarm prevention; amending s. 489.529, F.S.; requiring a second alarm verification call if the first call is unanswered; providing an effective date.

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

By Representative Kallinger—

HB 747—A bill to be entitled An act relating to sexual battery time limitations; amending s. 775.15, F.S.; revising language with respect to time limitations for a prosecution of the crime of sexual battery; providing an effective date.

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

By Representatives Kallinger, Baxley, Macheck, Murman, Quinones, and Zapata—

HB 749—A bill to be entitled An act relating to relative caregivers; creating pt. XIII of ch. 400, F.S., consisting of s. 400.990, F.S.; providing for the certification of relative caregivers by the Department of Children and Family Services; providing legislative intent and purpose; providing definitions; requiring that training and education programs be provided by the Department of Children and Family Services to relative caregivers; providing minimum criteria for such training; providing for oversight of relative caregivers by the Department of Children and Family Services and support coordinators; establishing minimum qualifications for certification; providing for compensation for services provided by relative caregivers; providing penalties for certain actions by relative caregivers; providing rulemaking authority to the Department of Children and Family Services; providing an effective date.

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

By Representative Galvano—

HB 751—A bill to be entitled An act relating to the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.43, F.S.; authorizing the establishment of for-profit subsidiaries of the governing corporation; providing that the contract with the State Board of Education shall permit the use of lands and facilities for research, education, treatment, prevention, and early detection of cancer; authorizing the governing corporation and its subsidiaries to obtain their own property insurance coverage; providing that certain appropriations shall be paid directly to the board of directors of the governing corporation; changing the appointing authority for certain members of the council of scientific advisors; providing an effective date.

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

By Representative Homan—

HB 753—A bill to be entitled An act relating to medical malpractice; creating s. 766.1024, F.S.; limiting noneconomic damages in actions for medical malpractice; creating s. 766.1027, F.S.; limiting attorney's fees in medical malpractice actions; defining the terms "recovered" and "health care provider"; providing an effective date.

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

By Representative M. Davis—

HB 755—A bill to be entitled An act relating to teachers; amending s. 1012.56, F.S.; revising requirements for demonstrating mastery of general knowledge, subject area knowledge, and professional preparation and education competence for purposes of certification; revising requirements for temporary certification; amending s. 1012.58, F.S.; revising provisions relating to the Transition to Teaching Program; expanding the program to assist dislocated professionals and other baccalaureate degree holders to become teachers; authorizing teacher preparation programs for persons with noneducation majors; requiring instruction for mastery of competencies; authorizing state and federal funding; providing Transition to Teaching Program requirements; providing an effective date.

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

By Representatives M. Davis, Goodlette, Green, Rivera, and Spratt—

HB 757—A bill to be entitled An act relating to Florida Gulf Coast University; amending s. 1002.32, F.S.; authorizing a developmental research school at the university; authorizing a bachelor of science in human performance degree program with a concentration in athletic training at the university; providing effective dates.

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

By Representative Justice—

HB 759—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; providing a restriction with respect to the transfer between schools by a student receiving a John M. McKay Scholarship; providing a restriction with respect to the level of funding for students receiving scholarships; providing an effective date.

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

By Representative Justice—

HB 761—A bill to be entitled An act relating to the fitting and dispensing of hearing aids; amending s. 484.0512, F.S.; providing a criminal penalty for failure of a seller to refund within a specified time moneys required to be refunded to a purchaser for the return or attempted return of a hearing aid; providing a definition; providing an effective date.

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

By Representative Justice—

HB 763—A bill to be entitled An act relating to health information; providing definitions; providing for the confidentiality of certain health information; requiring certain notice and consent prior to disclosure of certain health information; providing an effective date.

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

By Representative Adams—

HB 765—A bill to be entitled An act relating to the Emergency Planning and Community Right-to-Know Act; amending s. 252.85, F.S.; providing a

fee for all, rather than just certain, reports or filings required by section 313 of the Emergency Planning and Community Right-to-Know Act; providing an effective date.

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

By Representatives Planas and Robaina—

HB 767—A bill to be entitled An act relating to the Department of Juvenile Justice; amending s. 985.407, F.S.; requiring the department to adopt by rule procedures for changing policies that affect certain contracted services and programs; requiring procedures for notice, public comment, assessment of fiscal impact, and response by the department; providing an effective date.

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

By Representatives Troutman and Zapata—

HB 769—A bill to be entitled An act relating to motor vehicle service agreements; amending s. 634.011, F.S.; revising criteria within a definition of a motor vehicle service agreement relating to preestablished flat amounts; providing a limitation; amending s. 634.121, F.S.; providing for disapproval of certain service agreement forms for not indicating the preestablished flat amount payable under the agreement; providing an effective date.

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

By Representative Poppell—

HB 771—A bill to be entitled An act relating to interception of communications; amending s. 934.03, F.S.; making lawful certain interceptions by investigative or law enforcement officers of certain communications; providing an effective date.

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

By Representative Gardiner—

HB 773—A bill to be entitled An act relating to the Central Florida Regional Transportation Authority; amending s. 343.63, F.S.; revising membership of the governing board of the authority; providing an effective date.

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

Referred to the Committee on Transportation; the Committee on Local Government & Veterans' Affairs; and the Committee on Finance & Tax.

By Representative Farkas—

HB 775—A bill to be entitled An act relating to community contribution tax credits; amending s. 220.183, F.S.; revising reservation requirements for community contributions under eligibility requirements; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development; the Committee on Commerce; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

HB 777—Withdrawn

By Representative Farkas—

HB 779—A bill to be entitled An act relating to enterprise zones; amending s. 290.00675, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to amend the boundaries of specified communities and increasing the population limit thereof; providing an effective date.

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

Referred to the Subcommittee on Workforce & Economic Development; the Committee on Commerce; and the Committee on Finance & Tax.

By Representative Clarke—

HB 781—A bill to be entitled An act relating to premium finance company application exemptions; amending s. 627.826, F.S.; revising a definition to expand an exemption from application for certain entities to include persons who purchase or acquire premium finance agreements from licensees subject to certain limitations; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Cretul—

HM 783—A memorial to the members of the Florida delegation to the Congress of the United States, urging such members of Congress to support and vote to enact President Bush's 2003 Economic Growth and Tax Relief Plan.

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

Referred to the Calendar of the House.

By Representative Stansel—

HB 785—A bill to be entitled An act relating to anhydrous ammonia; amending s. 812.014, F.S.; providing that the theft of anhydrous ammonia is grand theft and a felony of the third degree; amending s. 893.033, F.S.; adding anhydrous ammonia to the list of precursor chemicals that may be used in manufacturing a controlled substance in violation of ch. 893, F.S.; reenacting s. 893.149, F.S., relating to the unlawful possession or distribution of a listed chemical; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice; the Committee on Public Safety & Crime Prevention; the Committee on Agriculture; and the Committee on Appropriations.

By Representative Seiler—

HB 787—A bill to be entitled An act relating to the City of Hialeah; providing for the relief of Jose Pena, as Personal Representative of the Estate of Carmen Pena, deceased, and individually, as surviving father of Katherine Pena and Richard Pena, deceased minor children of Carmen Pena and Jose Pena; providing for the relief of Johammes Pena, surviving son of Carmen Pena; providing for an appropriation to compensate them for the death of Carmen Pena, Katherine Pena, and Richard Pena as a result of the negligence of the City of Hialeah; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Barreiro—

HB 789—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating the Stop Heart Disease license plate; providing for distribution to the Florida Heart Research Foundation of annual use fees received from the sale of such plates; providing an effective date.

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

Referred to the Committee on Transportation and the Committee on Finance & Tax.

By Representative Mahon—

HB 791—A bill to be entitled An act relating to notice of corporate dissolution; amending s. 607.1406, F.S.; requiring a notice of corporate dissolution to be published; providing publication requirements; providing an effective date.

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

Referred to the Subcommittee on Banking & Securities; the Committee on Commerce; and the Committee on Judiciary.

By Representative Mahon—

HB 793—A bill to be entitled An act relating to retaliatory insurance financial exactions; amending s. 624.5091, F.S.; specifying complete nonapplication of certain credit provisions for certain purposes; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Committee on Finance & Tax; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

HB 795—Withdrawn

By Representative Poppell—

HB 797—A bill to be entitled An act relating to Brevard County; providing for the relief of Alan S. Hammer; authorizing and directing the Brevard County Board of County Commissioners to compensate him for personal injuries suffered in an automobile accident caused by an employee of Brevard County; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Poppell—

HB 799—A bill to be entitled An act relating to Brevard County; providing for the relief of Howard S. Evarts and his wife, Donna Evarts; authorizing and directing the Brevard County Board of County Commissioners to compensate them for personal injuries suffered by Howard S. Evarts in an automobile accident caused by an employee of Brevard County; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Domino—

HB 801—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending the West Palm Beach Firefighters Pension Fund to provide for optional methods of crediting investment earnings to chapter 175, Florida Statutes, share accounts and DROP accounts; repealing any conflicting part of the special act or resolution, or parts thereof; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Barreiro—

HB 803—A bill to be entitled An act relating to special observances; creating s. 683.195, Florida Statutes; designating the month of January of each year as “Florida Jewish History Month”; providing for a proclamation by the Governor to that effect; providing an effective date.

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

Referred to the Committee on State Administration.

By Representative Baker—

HB 805—A bill to be entitled An act relating to scholarship eligibility for dependent children of veterans and military personnel; amending s. 220.187, F.S.; making eligible the dependent children of veterans, active duty military personnel, and members of the Florida National Guard for certain scholarships; providing tax credits to corporations funding such scholarships subject to certain limitations; providing an effective date.

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

Referred to the Calendar of the House.

By Representative Machek—

HB 807—A bill to be entitled An act relating to water control districts; amending s. 298.54, F.S.; authorizing equal apportionment of maintenance taxes for district facility maintenance under certain circumstances; creating s. 298.82, F.S.; preempting control of liability of water control districts to certain persons using district property for certain purposes; specifying lack of district liability for personal injury or damages under certain circumstances; providing construction of district authorization to use property for certain purposes; providing for existence of district liability for certain actions under certain circumstances; providing a limitation; providing a definition; providing an effective date.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; the Committee on Natural Resources; the Committee on Judiciary; the Subcommittee on Agriculture & Environment Appropriations; and the Committee on Appropriations.

By Representatives Kilmer and M. Davis—

HB 809—A bill to be entitled An act relating to economic stimulus; amending s. 212.052, F.S.; exempting machinery and equipment used predominantly for research and development; amending s. 212.08, F.S.; revising sales price criteria for characterizing business property; amending s. 212.097, F.S.; revising provisions providing for an urban job tax credit program to apply to designated urban job tax credit areas rather than high crime areas; revising definitions, eligibility criteria, application procedures and requirements, and area characteristics and criteria; authorizing transfer of unused credits; specifying use of transferred credits; amending s. 220.191, F.S.; revising definitions; amending s. 288.9515, F.S.; revising and clarifying powers of Enterprise Florida, Inc., to develop authorized technology development programs; deleting a preference requirement for contractor selections; clarifying a requirement for capitalization of a technology development financing fund; revising criteria and requirements for investment of moneys in the Florida Technology Research Investment Fund; providing for payment of claims against the program from the fund; specifying nonapplication of state credit or taxing power; specifying absence of state

liability for certain claims; repealing s. 288.9517, F.S., relating to audits of the technology development board and confidentiality of the identity of certain contributors to the board; providing an effective date.

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

Referred to the Committee on Finance & Tax.

By Representative Domino—

HB 811—A bill to be entitled An act relating to Palm Beach County; amending ch. 92-264, Laws of Florida; providing for notice of non-ad valorem assessments; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on Finance & Tax.

By Representative Stansel—

HB 813—A bill to be entitled An act for the relief of Doretta Spurway; providing an appropriation to compensate her for injuries she sustained as a result of the negligence of an employee of the Department of Highway Safety and Motor Vehicles; providing an effective date.

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

Referred to the Subcommittee on Claims; the Committee on Judiciary; the Subcommittee on Transportation & Economic Development Appropriations; and the Committee on Appropriations.

By Representative Kendrick—

HB 815—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term "normal retirement date" with respect to members of the Elected Officers' Class; providing an effective date.

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

Referred to the Committee on State Administration; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Sansom—

HB 817—A bill to be entitled An act relating to Hillsborough County; providing for the relief of James T. Edwards; providing for an appropriation to compensate him for injuries suffered as a result of the negligence of Hillsborough County; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Claims and the Committee on Judiciary.

By Representative Vana—

HB 819—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.37, F.S.; requiring publishers to provide and price adopted instructional materials on an individual basis for purchase by school districts; amending s. 1006.40, F.S.; revising provisions relating to the issuance of purchase orders; providing an effective date.

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

Referred to the Subcommittee on General Education; the Committee on Education K-20; the Subcommittee on Education Appropriations; and the Committee on Appropriations.

By Representative Gannon—

HB 821—A bill to be entitled An act relating to service of process against the Florida Automobile Joint Underwriting Association; amending s. 627.311, F.S.; specifying that the Florida Automobile Joint Underwriting Association appoints the Chief Financial Officer as agent for service of process purposes; requiring the association to file certain information with the Department of Financial Services; providing a limitation relating to method of service of process; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; and the Committee on Judiciary.

HB 823—Reserved for Local Bill

By Representative D. Davis—

HB 825—A bill to be entitled An act relating to controlled substances; creating s. 893.031, F.S.; providing definitions; specifying that for purposes of certain industrial uses, 1,4-Butanediol and gamma-butyrolactone (GBL) are excepted from the schedule of controlled substances when in the possession of an authorized manufacturer or distributor or person possessing a finished product; providing circumstances under which the exceptions do not apply; reenacting s. 893.03(1)(d), F.S., relating to certain substances controlled under Schedule I; amending s. 893.13, F.S.; clarifying the hours during which it is unlawful to sell, manufacture, deliver, or possess a controlled substance within a specified distance of a child care facility or public or private elementary, middle, or secondary school; amending s. 893.135, F.S., relating to trafficking offenses; correcting a case citation; providing an effective date.

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

Referred to the Subcommittee on Criminal Justice and the Committee on Public Safety & Crime Prevention.

By Representative Murzin—

HB 827—A bill to be entitled An act relating to Escambia County; repealing chapter 2001-328, Laws of Florida; abolishing the Pensacola-Escambia Governmental Center Authority; transferring title to all assets and liabilities of the Authority to the City of Pensacola and Escambia County jointly; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs and the Committee on Local Government & Veterans' Affairs.

By Representative Galvano—

HB 829—A bill to be entitled An act relating to the Manatee County Port Authority; codifying, reenacting, amending, and repealing special acts related to the Port Authority; providing a charter; providing for formation as a dependent special district; providing for the operation of the port authority; providing for powers, functions, and duties; providing for construction and effect; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local

Government & Veterans' Affairs; and the Committee on Finance & Tax.

By Representative Carassas—

HB 831—A bill to be entitled An act relating to insurance; amending s. 624.310, F.S.; revising definitions; conforming provisions to a revised definition; conforming provisions to certain governmental reorganization; prohibiting affiliated parties from certain activities constituting a conflict of interest; providing exceptions; authorizing the Office of Insurance Regulation to require certain disclosures of personal interest; specifying certain restrictions governing affiliated party conduct; amending s. 624.4095, F.S.; conforming provisions to certain governmental reorganization; providing for calculating certain surplus for certain insurers; amending s. 624.610, F.S.; conforming provisions to certain governmental reorganization; revising requirements for securities of a trust fund for a single assuming insurer; amending ss. 628.461 and 628.4615, F.S.; specifying additional nonapplication of acquisition of controlling stock provisions to changes of ownership of a domestic insurer or specialty insurer, respectively, under certain circumstances; creating ss. 634.042, 627.8401, 634.3076, 634.4062, and 651.029, F.S.; prohibiting certain investments by motor vehicle service agreement companies, premium finance companies, home warranty associations, service warranty associations, and continuing care providers, respectively; creating s. 641.263, F.S.; providing definitions; providing for risk-based capital for health maintenance organizations; requiring risk-based capital reports; providing reporting requirements; providing requirements for determining risk-based capital; providing legislative findings; providing for adjusting risk-based capital reports under certain circumstances; providing requirements for health maintenance organizations upon the occurrence of certain events; providing notice requirements; requiring a risk-based capital plan for such events; providing plan requirements; providing duties and responsibilities of the Office of Insurance Regulation; providing for office hearings of challenges by health maintenance organizations; providing notice requirements; providing construction; authorizing the office to adopt rules; authorizing the office to exempt certain health maintenance organizations; specifying absence of liability of the office or the Financial Services Commission for certain actions; providing for effect of certain notices; providing alternative requirements for risk-based capital reports for certain time periods; providing legislative intent for the use of risk-based capital reports and other related documents; amending s. 440.20, F.S.; correcting a cross reference; providing an effective date.

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

Referred to the Subcommittee on Insurance Regulation; the Committee on Insurance; the Committee on Commerce; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Kendrick—

HB 833—A bill to be entitled An act relating to Levy County; amending ch. 98-473, Laws of Florida, relating to the Cedar Key Water and Sewer District; repealing a provision relating to bids for contracts; providing an effective date.

Proof of publication of the required notice was attached.

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

Referred to the Subcommittee on Local Affairs; the Committee on Local Government & Veterans' Affairs; and the Committee on State Administration.

By Representative Mahon—

HB 835—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 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; providing an effective date.

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

Referred to the Calendar of the House.

By Representative Peterman—

HB 837—A bill to be entitled An act relating to the Florida Faith-Based Initiative; creating the Florida Faith-Based Initiative and providing for administration by the Florida Families Faith-Based Institute, Inc.; providing for open records and meetings; providing duties; providing an appropriation; providing an effective date.

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

Referred to the Committee on Future of Florida's Families and the Committee on Appropriations.

By Representative Peterman—

HB 839—A bill to be entitled An act relating to direct payment for hospital or medical services; amending s. 627.638, F.S.; providing for direct payment of certain claims by an insurer to a provider notwithstanding certain contract provisions; providing an effective date.

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

Referred to the Committee on Insurance; the Subcommittee on Commerce & Local Affairs Appropriations; and the Committee on Appropriations.

By Representative Baker—

HB 841—A bill to be entitled An act relating to foreign students; requiring each school in this state to report to the Department of Law Enforcement verified visa information concerning certain foreign students who attend the school; providing an effective date.

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

By the Committee on Appropriations; Representatives Green, Gelber, Goodlette, and Kyle—

HB 843—A bill to be entitled An act relating to prescription drugs; amending s. 409.9065, F.S.; revising the pharmaceutical expense assistance program for low-income elderly individuals; adding eligibility groups; providing benefits; requiring the Agency for Health Care Administration, in administering the program, to collaborate with both the Department of Elderly Affairs and the Department of Children and Family Services; requiring federal approval of benefits; providing an effective date.

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

Referred to the Calendar of the House.

By Representative Farkas—

HB 845—A bill to be entitled An act relating to biomedical research; creating s. 215.5605, F.S.; creating the Center for Universal Research to Eradicate Disease; providing intent and duties; creating an advisory council; amending s. 215.5602, F.S.; expanding the long-term goals and funding of the Florida Biomedical Research Program to include the cure of specified

diseases; providing an effective date.

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

By Representative Goodlette—

HB 847—A bill to be entitled An act relating to offenses by public servants; providing a popular name; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution to prosecute violations of ch. 838, F.S.; amending s. 838.014, F.S.; revising, providing, and deleting definitions; amending ss. 838.015 and 838.016, F.S.; increasing penalties for bribery and unlawful compensation for official behavior; creating ss. 838.022, 838.20, 838.21, 838.22, 838.23, and 838.24, F.S.; providing criminal penalties for official misconduct, criminal misuse of official position, disclosure or use of confidential criminal justice information, and bid tampering; providing definitions; providing status of confidential informants and confidential sources; authorizing public servants who are subjected to an investigation for official misconduct to recover attorney's fees; amending s. 837.02, F.S.; providing a criminal penalty for perjury in an official proceeding by a public servant; amending s. 905.34, F.S.; expanding the jurisdiction of the statewide grand jury to include violations of ch. 838, F.S.; amending s. 921.0022, F.S.; deleting specified felonies from and adding specified felonies to the Criminal Punishment Code offense severity ranking chart; repealing s. 838.15, F.S., relating to commercial bribe receiving; repealing s. 838.16, F.S., relating to commercial bribery; repealing s. 839.25, F.S., relating to official misconduct; amending ss. 112.3173, 112.534, 117.01, and 121.091, F.S.; deleting and conforming cross references to changes made by the act; providing an effective date.

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

By Representative Goodlette—

HB 849—A bill to be entitled An act relating to the Collier County Water-Sewer District, an independent special district in Collier County; codifying, amending, reenacting, and repealing the District's special acts; providing legislative intent, jurisdiction, and restrictions with regard to the City of Naples, Everglades City, the Immokalee Water and Sewer District, the City of Marco Island, the geographic area called Golden Gate, and other specified unincorporated areas of Collier County; providing definitions; providing authority with regard to adoption of rates, fees, and charges and issuance of bonds, trust funds, and trustees; providing for covenants of District Board with bondholders; providing that unpaid fees constitute liens; providing for publication of notice of issuance of bonds and that bonds shall have the qualities of negotiable instruments; providing for rights of holders and annual reports of the District Board; continuing provisions for District bonds as securities for public bodies; providing for contracts for construction of improvements and sealed bids, and special assessments; prohibiting free water and free sewer service; providing for impact fees; providing for conveyances of property without consideration; providing for District approval of construction of water and sewage facilities; providing for construction; providing for penalties and enforcement; repealing chapters 73-437, 74-462, 77-531, 78-489, 78-492, 80-484, 82-280, 88-499, 89-452, and 96-451, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Kilmer—

HB 851—A bill to be entitled An act relating to access to postsecondary education; amending s. 1003.43, F.S.; removing a requirement relating to life management course required for high school graduation; requiring rules for the provision of test accommodations and modifications for students with disabilities; renaming the certificate of completion; requiring certain instruction for students with disabilities and providing for the award of a standard diploma under certain circumstances; amending s. 1003.438, F.S.; conforming provisions; amending s. 1007.263, F.S.; providing for community college admissions counseling to students entering technical credit programs;

authorizing admission with a certificate of graduation; providing that students awarded a special diploma or certificate of graduation may enroll in certificate career and technical education programs; amending s. 1007.27, F.S.; providing for the alignment of course weighting for credit and admission; amending s. 1008.22, F.S.; requiring certain instruction for students with disabilities; providing requirements for alternate assessments; providing an effective date.

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

By Representative Fiorentino—

HB 853—A bill to be entitled An act relating to unclaimed property; amending s. 717.101, F.S.; revising a definition; creating s. 717.1071, F.S.; providing for determining when certain property of a demutualized insurance company is unclaimed; amending s. 717.1101, F.S.; revising provisions for determining when certain equity and debt of a business association is unclaimed; providing for reversing such determination; deleting an application provision; amending s. 717.119, F.S.; providing for disposition of certain unclaimed firearms or ammunition; providing duties of the Department of Financial Services; specifying absence of liability of the department for certain actions; providing an effective date.

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

By Representative Ross—

HB 855—A bill to be entitled An act relating to the Florida High-Speed Rail Authority; amending s. 341.840, F.S.; providing that the tax exemption granted the authority shall not apply to any associated development or to income, sales, or other taxable transactions related to any associated development; amending s. 288.281, F.S.; authorizing the Division of Bond Finance of the State Board of Administration to issue bonds for road and bridge construction necessary for the implementation of the high-speed rail system; creating s. 341.843, F.S.; requiring specified contractors to provide surety bonds; providing requirements with respect to such bonds; creating s. 341.844, F.S.; authorizing the Division of Bond Finance to issue revenue bonds for and on behalf of the authority for the purpose of financing or refinancing the construction, reconstruction, and improvement of the high-speed rail system; amending s. 341.830, F.S.; providing that procurement by the authority of any person or entity to provide professional services shall be in accordance with the Consultants' Competitive Negotiation Act; providing an appropriation; creating s. 341.825, F.S.; requiring the Department of Transportation to include a request for specified expenditures to be provided to the Florida High-Speed Rail Authority in its annual legislative budget requests for a specified period; providing requirements with respect to such budget requests and sources of appropriations; creating s. 341.826, F.S.; providing for the assignment, pledging, or setting aside of such funds as a trust for the payment of principal or interest on bonds issued by the authority; providing for two full-time equivalent positions; providing an effective date.

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

By Representative Gelber—

HB 857—A bill to be entitled An act relating to economic recovery; providing legislative intent; providing criteria, requirements, and limitations on certain training; providing for power and authority of the Agency for Workforce Innovation; providing requirements for expenditure of certain funds; amending s. 443.036, F.S.; providing a definition and an application of an alternative base period; providing requirements and limitations; specifying, for a limited time period, alternative time periods and amounts of certain payments, an increase in weekly benefit amounts, and waiver of a waiting period for certain individuals for unemployment compensation purposes; providing an effective date.

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

By Representatives Robaina, Planas, Rivera, and Zapata—

HB 859—A bill to be entitled An act relating to highway safety; amending s. 316.193, F.S.; increasing the fines for certain offenses involving driving under the influence; providing for the transfer of a portion of such fines collected into the Florida Highway Patrol Recruitment and Retention Trust Fund; amending s. 318.14, F.S.; increasing certain court costs; providing for the transfer of a portion of such court costs into the Florida Highway Patrol Recruitment and Retention Trust Fund; amending s. 322.03, F.S.; providing for an additional fine for violations of said section; providing for the transfer of such additional fines into the Florida Highway Patrol Recruitment and Retention Trust Fund; amending s. 322.065, F.S.; providing for an additional fine for violations of said section; providing for the transfer of such additional fines into the Florida Highway Patrol Recruitment and Retention Trust Fund; amending s. 322.12, F.S.; increasing the fees charged for the reinstatement of a revoked or suspended driver license; providing that a portion of such fees shall be transferred into the Florida Highway Patrol Recruitment and Retention Trust Fund; amending s. 322.15, F.S.; providing for an additional fine for violations of said section; providing for the transfer of such additional fines into the Florida Highway Patrol Recruitment and Retention Trust Fund; providing an effective date.

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

By Representative Bilirakis—

HB 861—A bill to be entitled An act relating to homeowners' associations; amending s. 720.303, F.S.; providing powers for associations controlled by unit owners other than the developer; amending s. 720.306, F.S.; prohibiting certain amendments to bylaws of the associations; providing an effective date.

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

By Representative Murzin—

HB 863—A bill to be entitled An act relating to insurance agents; amending ss. 624.04, 624.303, 624.313, 624.317, 624.504, 624.506, 624.521, 626.022, 626.112, 626.321, 626.733, 626.7354, 626.741, 626.753, 626.829, 634.171, 634.420, 642.034, 642.036, and 642.045, F.S.; deleting references to solicitors to conform to prior deletions; amending ss. 624.34, 626.202, and 626.601, F.S.; revising certain fingerprinting requirements; amending s. 624.501, F.S.; providing for a fee for certain late appointment filings; amending s. 626.015, F.S.; deleting a definition of administrative agent; amending s. 626.171, F.S.; revising applicant address requirements; specifying required background investigation information; amending ss. 626.175, 626.7355, 626.731, 626.785, 626.831, 626.8414, 626.865, 626.866, 626.867, 626.874, 626.9916, 648.34, and 648.355, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; amending s. 626.207, F.S.; revising department rulemaking authority relating to applicant licensure; amending s. 626.221, F.S.; revising appointment application filing time period requirements; amending s. 626.2815, F.S.; requiring certain continuing education hour and subject requirements; deleting references to solicitors to conform to prior deletions; revising a continuing education board member title; amending s. 626.2816, F.S.; revising a cross reference; clarifying a continuing education requirement; amending s. 626.2817, F.S.; deleting a precensure rule requirement; amending s. 626.322, F.S.; clarifying the effect of insurer authorization of effectuation of certain appointments; amending s. 626.341, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; amending s. 626.371, F.S.; providing requirements for submittal and effective date of appointments; imposing a delinquent fee for certain notification failures; providing fee payment requirements; amending s. 626.381, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for a fee for certain late appointment filings; amending s. 626.451, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; clarifying the effect of insurer authorization of effectuation of certain appointments; requiring licensee notification of the department of certain criminal proceedings; amending s. 626.461, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; deleting references to solicitors to conform to prior deletions;

amending s. 626.471, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for termination of certain appointments; requiring notice of termination; amending s. 626.7315, F.S.; providing an exception to a prohibition against certain individuals receiving money on account of or for an insurer; amending ss. 626.732, 626.7851, 626.8311, and 626.8417, F.S.; revising certain education subject requirements; amending s. 626.7351, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; revising certain education subject requirements; providing additional education course requirements; amending s. 626.797, F.S.; revising an association title; amending s. 626.869, F.S.; deleting a provision relating to limited licenses for certain adjusters; revising certain education requirements; amending s. 626.878, F.S.; specifying implementation requirements for the department's ethics rules; amending s. 626.9541, F.S.; revising sliding as an unfair method of competition and unfair or deceptive act or practice; amending s. 632.634, F.S.; specifying registration of a society only upon department request; amending s. 648.27, F.S.; imposing a delinquent fee for certain notification failures; providing fee payment requirements; deleting obsolete runner references; amending s. 648.382, F.S.; clarifying the effect of insurer authorization of effectuation of certain appointments; imposing a delinquent fee for certain notification failures; providing fee payment requirements; amending s. 648.383, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for a fee for certain late appointment filings; amending s. 648.50, F.S.; deleting obsolete runner references; repealing s. 626.032, F.S., relating to continuing education and required designation of administrative agents; repealing s. 626.361, F.S., relating to the effective date of appointments; providing an effective date.

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

By Representative Harrell—

HB 865—A bill to be entitled An act relating to health care; amending s. 408.036, F.S.; providing an exemption from certificate-of-need requirements for certain open-heart-surgery programs; providing criteria for qualifying for the exemption; requiring the Agency for Health Care Administration to report to the Legislature; providing for expiration of the exemption; providing an effective date.

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

By Representative Harrington—

HB 867—A bill to be entitled An act relating to phosphate mining; amending s. 378.021, F.S.; authorizing the Department of Environmental Protection to amend the master reclamation plan for nonmandatory reclamation lands; providing additional criteria to be considered when identifying lands mined or disturbed by the severance of phosphate rock; amending s. 378.031, F.S.; revising legislative intent to provide economic incentives for nonmandatory land reclamation to include reclaimed lands that provide benefits to certain surface water bodies; amending s. 378.033, F.S.; providing additional responsibilities for the Nonmandatory Land Reclamation Committee; increasing the size of the committee; amending s. 378.207, F.S.; revising the statewide criteria and standards for reclamation activities on mandatory reclamation lands; providing an effective date.

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

By Representative Harrington—

HB 869—A bill to be entitled An act relating to elections; providing a popular name; amending s. 106.011, F.S.; redefining the term "communications media"; amending s. 106.11, F.S.; extending the time for unopposed candidates to purchase "thank you" advertising; amending s. 106.141, F.S.; extending the date for unopposed candidates to file a termination report, to conform; amending s. 106.1437, F.S.; modifying reporting requirements for miscellaneous advertisements intended to influence public policy; prescribing prohibitions and exemptions; prescribing penalties; providing for severability; providing an effective date.

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

By Representative Homan—

HB 871—A bill to be entitled An act relating to powers and duties of district school boards; amending s. 1001.43, F.S.; authorizing district school board programs and policies to provide for random drug testing of high school student athletes; providing an effective date.

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

By Representatives Planas and Robaina—

HB 873—A bill to be entitled An act relating to the Miami River Commission; repealing s. 7 of ch. 98-402, Laws of Florida; abrogating the repeal of ss. 163.06 and 163.061, F.S., relating to the Miami River Commission; providing an effective date.

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

By Representative Harrington—

HB 875—A bill to be entitled An act relating to traffic infractions; amending s. 318.14, F.S.; providing penalties for certain traffic infractions requiring a mandatory hearing; amending s. 318.19, F.S.; requiring a mandatory hearing for certain infractions causing bodily injury; providing an effective date.

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

By Representative Patterson—

HB 877—A bill to be entitled An act relating to the title insurer and title insurance agency administrative surcharge; amending s. 624.501, F.S.; deleting the surcharge; providing an effective date.

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

By Representative Spratt—

HB 879—A bill to be entitled An act relating to utility easements; creating s. 704.09, F.S.; providing for the creation of electric utility easements; providing for the extent of such easements; providing exceptions; providing an effective date.

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

By Representative Detert—

HB 881—A bill to be entitled An act relating to Charlotte and Sarasota Counties; creating the Englewood Water District; establishing boundaries; providing definitions; providing for election of a Board of Supervisors to govern said District; establishing powers, authority, and duties of the Board; granting to said governing board the authority in the territory defined to construct, acquire, extend, enlarge, reconstruct, improve, maintain, equip, repair, and operate a water system, wastewater system, or wastewater reuse system, or any combination thereof; authorizing the levy and collection of non-ad valorem assessments on property benefited by the construction of such water system, wastewater system, or wastewater reuse system, or combined systems; providing for optional methods of financing the cost of the water system, wastewater system, or wastewater reuse system or combined systems or extensions and additions thereto by the issuance of revenue bonds or assessment bonds or any combination thereof and the fixing and collection hereof and the fixing and collection of rates and charges on users of such systems; providing for the levy and collection of non-ad valorem assessments on benefited property and the pledge of such assessments for the payment of any revenue bonds, or assessment bonds; providing for the rights, remedies, and security of any of the holders of said bonds; providing penalties; repealing chapter 96-499, Laws of Florida, relating to the creation and establishment of

the Englewood Water District; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Kilmer—

HB 883—A bill to be entitled An act relating to environmental property acquisition and development; amending s. 163.3177, F.S.; requiring the Department of Community Affairs to develop a pilot project with a water management district and a feasibility study to develop a pilot project in certain counties for certain rural land stewardship or alternatives to fee simple land acquisition purposes; requiring reports to the Legislature; amending s. 195.092, F.S.; authorizing local government taxing authorities to contest certain property assessor actions relating to property assessments of tax-exempt nongovernmental entities; authorizing local government taxing authorities to establish agreements for services to be provided by certain tax-exempt nongovernmental entities for the purpose of maintaining tax-exempt status; amending ss. 259.032 and 373.59, F.S.; revising certain agency responsibilities and procedures under certain payment in lieu of taxes provisions under the Conservation and Recreation Lands Trust Fund and the Water Management Lands Trust Fund; amending s. 259.105, F.S.; requiring the Department of Environmental Protection to develop an economic impact analysis for certain state land acquisitions under the Florida Forever Act relating to effects upon local ad valorem tax rolls; requiring estimates of revenues received as payments in lieu of taxes and other benefits of acquisition; providing an effective date.

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

By Representative Littlefield—

HB 885—A bill to be entitled An act relating to community development districts; amending s. 190.005, F.S.; increasing the size of community development districts established by county commissions; amending s. 190.011, F.S.; authorizing the district to enforce deed restrictions and architectural review for residential properties within its boundaries; amending s. 190.048, F.S.; revising and clarifying requirements relating to disclosure to purchasers of real estate within a district; providing an effective date.

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

By Representative A. Gibson—

HB 887—A bill to be entitled An act relating to unemployment compensation hearings; amending s. 443.151, F.S.; requiring that notice of the hearing be sent to all parties by certified or registered mail; providing an effective date.

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

By Representative Kilmer—

HM 889—A memorial to the Congress of the United States, urging Congress to fully fund the Payment In Lieu Of Taxes Program for federally owned lands.

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

By Representative Vana—

HB 891—A bill to be entitled An act relating to bankruptcy; prohibiting the sale or disclosure of personal customer information by persons in bankruptcy; authorizing actions for damages; providing an effective date.

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

By Representative Waters—

HB 893—A bill to be entitled An act relating to the state lottery; amending s. 24.115, F.S.; providing that unclaimed prize money shall be distributed to the public schools, community colleges, and universities on a pro rata basis based on enrollment; providing an effective date.

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

By Representative A. Gibson—

HB 895—A bill to be entitled An act relating to driving under the influence; amending s. 316.1933, F.S.; requiring a law enforcement officer to administer a field sobriety test to the driver or person in control of any motor vehicle involved in a traffic accident resulting in death or serious bodily injury; providing for administration of blood tests in certain circumstances; providing an effective date.

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

By Representative Dean—

HB 897—A bill to be entitled An act relating to the Homosassa Special Water District in Citrus County; codifying, reenacting, amending, and repealing special acts related to the District; creating a District charter; creating an independent special district; providing a District boundary; providing powers, functions, and duties of the District; providing for amendment of the charter; providing for the District purpose; providing for financial disclosure, meeting notices, reporting, public records maintenance, and per diem expenses; providing District powers, functions, and duties; providing for a District governing board; providing for a chair and secretary-treasurer; providing for general obligation bonds; providing for revenue bonds; providing for refunding bonds; providing for levy of ad valorem taxes; providing for payment of bonds; providing for authority to levy and collect tax on real and personal property for administrative costs, expenditure generally; providing for construction costs; providing for special assessments for construction, reconstruction, repair, or maintenance of improvements; providing for exemption from taxes and assessments; providing for liberal construction; providing for severability; providing for effect of conflicting laws; providing an effective date.

Proof of publication of the required notice was attached.

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

HB 899—Withdrawn

By Representative Kilmer—

HB 901—A bill to be entitled An act relating to educational leadership; creating the BEST Florida Teaching Act of 2003; creating s. 1000.041, F.S.; providing legislative purposes and guiding principles of the act; amending s. 1001.33, F.S.; requiring cooperation to apply such guiding principles; amending s. 1001.42, F.S.; requiring employment of certain persons to perform tasks not related to classroom instruction; requiring school district support of authority; amending ss. 1001.51 and 1001.54, F.S.; requiring cooperation and support of district school superintendents and school principals; amending s. 1002.20, F.S.; providing student rights with respect to classroom orderliness; amending s. 1002.42, F.S.; correcting a cross reference; amending s. 1003.04, F.S.; requiring specified student conduct; requiring parental cooperation with school authority; amending s. 1003.31, F.S.; requiring support of the authority of teachers and bus drivers; amending s. 1003.32, F.S.; revising provisions relating to teacher authority and responsibility for control of students; designating a school placement review committee to determine placement for disruptive students; requiring reports; requiring Commissioner of Education review of success in achieving orderly classrooms and use of enforcement actions; requiring reporting of knowledge or suspicion of crimes of violence on school property and providing immunity; amending s. 1004.04, F.S.; revising provisions relating to state approval of teacher preparation programs; expanding State Board of Education rules establishing core curricula; requiring teacher preparation programs to incorporate certain instruction; providing for guarantee; providing

for additional teacher training under certain circumstances; authorizing pay for student teacher internships; authorizing additional standards for program approval and certification; providing priority consideration for participation in teacher education pilot programs; amending ss. 1006.08 and 1006.09, F.S.; requiring district school superintendent and school principal support relating to student discipline; amending s. 1009.59, F.S.; renaming and revising eligibility criteria and loan reimbursement of the Critical Teacher Shortage Student Loan Forgiveness Program; creating s. 1009.591, F.S.; creating the Teaching Fellows Program to encourage certain graduate students to enter the teaching profession; providing for stipends, signing bonuses upon employment, and waiver of tuition and fees under certain circumstances; providing repayment requirements; creating s. 1011.63, F.S.; creating a categorical fund to provide BEST Florida Teaching bonuses to top-performing teachers; amending s. 1012.05, F.S.; requiring the Department of Education to provide for one-stop shopping for teacher career information and on-line support; authorizing use of funds to recruit and prepare teachers; creating s. 1012.231, F.S.; requiring district school board plans for compensation of beginning classroom teachers; providing performance pay to fund differentiated teacher salaries; providing requirements and incentives relating to teacher assignments; amending ss. 1012.27 and 1012.28, F.S.; providing duties of district school superintendents and school principals; amending s. 1012.56, F.S.; revising the time period for which an official statement of status of eligibility for certification is valid; revising requirements for mastery of general knowledge, mastery of subject area knowledge, and mastery of professional preparation and education competence; revising provisions relating to temporary certificates; amending s. 1012.57, F.S.; requiring district school boards to adopt rules to allow for the issuance of adjunct teaching certificates; revising provisions relating to determination of expertise in the subject area to be taught; amending s. 1012.585, F.S.; revising certain requirements for renewal of professional certificates; correcting a cross reference; creating s. 1012.586, F.S.; authorizing school districts to process certain applications via website; providing for a fee and the uses thereof; amending s. 1012.72, F.S.; expanding the Dale Hickam Excellent Teaching program to provide incentives for teachers who seek or are issued certain certification by the American Board for Certification of Teacher Excellence; restricting bonuses to certain teachers; amending s. 1012.73, F.S.; providing that teacher career development does not require graduation from a teacher preparation program; amending s. 1012.98, F.S.; revising provisions relating to the School Community Professional Development Act; deleting provisions relating to recruitment, preparation, and professional development of school administrative personnel; creating s. 1012.987, F.S.; authorizing a principal leadership designation and incentives therefor; requiring a system for recruitment, preparation, and education leadership development of school administrative personnel; authorizing request of resignation of a school principal and teachers under certain circumstances; providing an effective date.

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

By Representative Detert—

HB 903—A bill to be entitled An act relating to Medicaid copayments; amending s. 409.9081, F.S.; deleting a copayment requirement for transportation services used by recipients; providing an effective date.

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

By Representative McInvale—

HB 905—A bill to be entitled An act relating to video games; creating s. 874.0123, F.S.; prohibiting the sale or rental of adult video games to minors under certain circumstances; requiring proof of age to be presented prior to sale or rental of such video games; defining "adult video game"; providing penalties; providing an effective date.

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

By Representative Detert—

HB 907—A bill to be entitled An act relating to funeral and cemetery

services; amending s. 497.005, F.S.; revising and providing definitions; creating s. 497.306, F.S.; providing dimension and spacing standards for grave spaces; requiring a map of reference markers and a land survey for areas proposed to be developed by a licensed cemetery company; exempting adult grave spaces previously established; creating s. 497.307, F.S.; providing requirements for identification of human remains in licensed cemeteries; amending s. 497.405, F.S.; prohibiting any person from advertising for sale or making any arrangement for a preneed contract without having a valid certificate of authority; expanding the exemption from the required certificate of authority for certain religious-institution-owned cemeteries to include the sale and opening or closing of cremation interment containers to members and family members of the religious institution; amending s. 497.419, F.S.; requiring preneed contracts to include in the refund notice the exclusion for amounts allocable to burial rights, merchandise, and services used by the purchaser; amending s. 497.436, F.S.; authorizing the Board of Funeral and Cemetery Services to review the trust funds, trust agreements, and outstanding preneed contracts of, and perform other procedures at its discretion with respect to, a certificateholder filing notice to become inactive; providing an effective date.

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

By Representative Kyle—

HB 909—A bill to be entitled An act relating to Lee County; creating the Village of Captiva Charter; providing a popular name; providing legislative intent; providing for incorporation; providing for a council-manager form of government and its powers and duties; providing for a village council and its membership, including mayor, vice-mayor, and mayor pro tem, qualifications and terms of office, powers and duties, absence of compensation, expenses, and prescribed procedures relating to vacancies, including forfeiture of office, suspension, and recall; providing for meetings; providing for recordkeeping; providing certain restrictions; providing for charter officers and their appointment, removal, compensation, filling of vacancies, qualifications, and powers and duties; establishing a fiscal year; providing for a budget, appropriations, amendments, and limitations; providing for elections and matters relating thereto; defining boundaries of the city; specifying general provisions relating to charter review and amendment and standards of conduct; providing for severability; providing for a referendum, initial election of council members, transition services and compensation, first-year expenses, specified transitional matters, and state shared and gas tax revenues; providing effective dates.

Proof of publication of the required notice was attached.

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

By Representative Culp—

HB 911—A bill to be entitled An act relating to the Florida Academic Improvement Trust Fund matching grants; amending s. 1011.765, F.S.; providing for the use of such funds for classroom support; revising the means of allocating such funds; providing an effective date.

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

By Representative Pickens—

HB 913—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.3551, F.S.; removing a restriction on receiving certain broadcasts of horseraces conducted at other described horse racetracks; clarifying provisions relating to a licensed horse racetrack receiving and engaging in pari-mutuel wagering on simulcast horseraces; amending s. 550.5251, F.S.; removing certain restrictions on when certain horseraces, cardroom operations, and receiving or rebroadcasting of certain races are permitted; removing a requirement that certain applicants elect either operating a cardroom or engaging in simulcasting; amending s. 550.615, F.S.; removing certain restrictions on intertrack wagers on specified races and games; providing that any permitholder may receive broadcasts of and accept wagers on any other permitholder under specified conditions; amending s.

550.6305, F.S.; revising requirements of certain permitholders which accept wagers on a simulcast signal; providing an effective date.

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

By Representative Pickens—

HB 915—A bill to be entitled An act relating to K-20 education accountability; amending s. 1008.31, F.S.; expanding legislative intent for the K-20 education performance accountability system; providing requirements and an implementation schedule for performance-based funding; providing mission, goals, and measures; requiring collection of certain data; amending s. 1008.36, F.S.; providing eligibility criteria for participation in the Florida School Recognition Program; providing an effective date.

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

By Representative Baxley—

HB 917—A bill to be entitled An act relating to student tuition assistance; creating the Access to Better Learning and Education Grant Program; providing legislative findings with respect to education provided by for-profit colleges and universities; providing for the Department of Education to administer the grant program; providing requirements for eligibility; providing for the grant program to be funded under a formula based on planned enrollment and the state cost of funding such enrollment at public institutions; providing for an annual appropriation; requiring institutions to remit undisbursed funds to the department; limiting the period a student may receive a grant; providing an effective date.

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

By Representative Fields—

HB 919—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.

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

By Representatives Robaina, Rivera, and Zapata—

HB 921—A bill to be entitled An act relating to governmental reorganization; creating s. 20.241, F.S.; creating the Department of the Florida Highway Patrol; providing for organization of that department; transferring powers, duties, functions, records, personnel, property, and funds of the Division of the Florida Highway Patrol within the Department of Highway Safety and Motor Vehicles to said department; transferring legal authorities and actions of that division; transferring support positions; transferring trust funds, portions of trust funds, unexpended balances of appropriations, allocations, and other funds from the Department of Highway Safety and Motor Vehicles to the Department of the Florida Highway Patrol; transferring authority and responsibility of the division for the enforcement of laws to the Department of the Florida Highway Patrol; transferring authority and responsibility of the members of the Florida Highway Patrol within the Department of Highway Safety and Motor Vehicles to the members of the Florida Highway Patrol within the Department of the Florida Highway Patrol; transferring authority and responsibility for appointment of the auxiliary to the Florida Highway Patrol to the director of the Department of the Florida Highway Patrol; transferring authority and responsibility of the members of the auxiliary to the Florida Highway Patrol to the members of the auxiliary to the Florida Highway Patrol within the Department of the Florida Highway Patrol; transferring authority and responsibility for maintaining the Florida Highway Patrol wrecker operator system to the Department of the Florida Highway Patrol; providing the Governor with specific organizational authority to effect restructuring of said departments; authorizing said departments to enter into interagency agreements for certain purposes; providing for transfer of funds into the Administrative Trust Fund; authorizing the Department of the Florida Highway Patrol to request creation of trust funds; requiring driver

license information obtained by the Department of Highway Safety and Motor Vehicles to be available on a priority basis to the Department of the Florida Highway Patrol; specifying that rules of the Department of Highway Safety and Motor Vehicles relating to said division become rules of the Department of the Florida Highway Patrol; providing for preservation of validity of judicial or administrative actions; providing for substitution of certain parties in interest in such actions; providing legislative intent relating to statutory responsibility for enforcement of traffic laws becoming the responsibility of the Department of the Florida Highway Patrol; providing legislative intent relating to job classifications, pay plans, rank classifications, employment statuses, assignments, and special assignments remaining in effect upon transfer; providing legislative intent relating to statutory responsibility for certain appointments becoming the responsibility of the director of the Department of the Florida Highway Patrol; providing for conforming legislation; providing for assistance of certain legislative substantive committees by the Division of Statutory Revision for certain purposes; amending s. 20.24, F.S., relating to organization of the Department of Highway Safety and Motor Vehicles; removing the Division of the Florida Highway Patrol; amending s. 110.2035, F.S.; maintaining pay band classifications of the Division of the Florida Highway Patrol when transferred to the Department of the Florida Highway Patrol; amending s. 23.1231, F.S., relating to the Florida Mutual Aid Plan; providing for coordination between the liaison and the Department of the Florida Highway Patrol; amending ss. 120.80, 282.1095, 316.003, 316.640, 321.02, 321.03, 321.04, 321.05, 321.051, 321.23, 321.25, 338.239, and 943.11, F.S., relating to administrative hearing procedures, the Joint Task Force on State Agency Law Enforcement Communications, the Florida Uniform Traffic Control Law, enforcement of traffic laws, powers and duties of highway patrol, imitation of highway patrol vehicles, personnel and rank, duties and functions and powers of patrol officers, the Florida Highway Patrol wrecker operator system, public records, training provided at patrol schools, traffic control on the turnpike system, and Criminal Justice Standards and Training Commission membership; conforming provisions to the reorganization and transfers made by the act; amending ss. 72.011, 213.015, 215.26, and 519.101, F.S.; conforming references to changes made by the act; reenacting s. 321.065, F.S., relating to employment of traffic accident investigation officers; providing an effective date.

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

By Representative Fiorentino—

HB 923—A bill to be entitled An act relating to prescriptions for medicinal drugs; prohibiting persons from requiring the use of a federally issued prescriber identification number on a prescription when such use is not otherwise required; providing penalties; providing an effective date.

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

By Representatives Robaina, Rivera, and Zapata—

HB 925—A bill to be entitled An act relating to health care services clinics; amending s. 456.0375, F.S.; requiring each health care services clinic required to be registered with the Department of Health to employ or designate a clinic administrator; requiring level I background screening; requiring the clinic to pay for the screening; providing responsibility and duties of the clinic administrator; providing an effective date.

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

By Representatives Troutman and Zapata—

HB 927—A bill to be entitled An act relating to workers' compensation; amending s. 440.14, F.S.; revising the basis upon which to compute average weekly wages for purposes of compensation; providing an effective date.

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

By Representative M. Davis—

HB 929—A bill to be entitled An act relating to transportation funding; amending s. 206.606, F.S.; eliminating the deduction of service charges and administrative costs from the proceeds of the fuel sales taxes on motor fuel and diesel fuel deposited in the Fuel Tax Collection Trust Fund; amending s. 206.608, F.S.; eliminating the deduction of service charges and administrative costs from the proceeds of the State Comprehensive Enhanced Transportation System Taxes on motor fuel and diesel fuel deposited in the Fuel Tax Collection Trust Fund; providing for use of the revenues derived from elimination of the deduction of administrative costs from the proceeds of specified taxes under the act; amending ss. 215.20 and 215.22, F.S.; providing that the 7-percent service charge for the cost of general government and the additional 0.3-percent service charge shall not be deducted from the Fuel Tax Collection Trust Fund, the Local Alternative Fuel User Fee Clearing Trust Fund, the Local Option Fuel Tax Trust Fund, the State Alternative Fuel User Fee Clearing Trust Fund, and taxes on motor fuels other than gasoline levied under s. 206.87(1)(a), F.S.; providing for use of the revenues derived from elimination of such service charges; amending ss. 206.875, 206.879, 206.9845, 206.9945, and 212.0501, F.S., to conform; amending s. 320.072, F.S.; providing that a portion of the revenues from the additional fee on certain motor vehicle registration transactions shall be used to fund the County Incentive Grant Program rather than deposited in the General Revenue Fund; amending s. 339.1371, F.S., to conform; amending ss. 206.41, 336.021, and 336.025, F.S.; providing that the rates of the ninth-cent fuel tax on motor fuel and the local option fuel tax on motor fuel shall be adjusted annually based on the Consumer Price Index; providing for notification of tax rates by the Department of Revenue; eliminating the deduction of administrative costs from the proceeds of the local option fuel taxes on motor fuel and diesel fuel; expanding the uses of proceeds from local option fuel taxes on motor fuel and diesel fuel; including governing bodies of certain municipalities as authorized users of certain proceeds; repealing s. 215.211(3), F.S., which provides for the future reduction and elimination of the 7-percent service charge deducted from proceeds of the local option fuel tax distributed under s. 336.025, F.S.; repealing s. 10, ch. 2000-257, Laws of Florida, which eliminates the deposit of a portion of such fee in the General Revenue Fund on July 1, 2005; providing an effective date.

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

By Representative Berfield—

HB 931—A bill to be entitled An act relating to dentistry; creating s. 466.005, F.S.; requiring the Board of Dentistry to employ its executive director pursuant to state personnel rules; providing for employment of all board staff by the executive director; declaring employees of the board public employees; requiring the board to employ or retain a dental compliance officer to ensure proper and timely investigation of complaints; providing for assignment to the board of investigators employed or retained by the Department of Health; authorizing negotiation as a means of obtaining examination and legal services, including private legal services; providing for separate budget authority for the board and the department and for separate budget submission requirements; requiring the department and the board to submit independent annual reports for a specified period to the Governor and Legislature on the effectiveness and efficiency of these provisions; providing an effective date.

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

By Representative Fields—

HB 933—A bill to be entitled An act relating to employment practices; amending ss. 110.105, 110.233, 112.042, and 760.10, F.S.; revising provisions relating to state employment policy, career service appointments, county and municipal employment, and unlawful employment practices, to provide that discrimination on the basis of sex includes discrimination on the basis of pregnancy, childbirth, or related medical conditions; providing a limitation with respect to employer health insurance benefits; reenacting ss. 104.31(3) and 760.11(15), F.S., to incorporate amendments to ss. 110.233 and 760.10, F.S., in references thereto; providing an effective date.

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

By Representative Stargel—

HB 935—A bill to be entitled An act relating to parent-child privilege; creating s. 90.5045, F.S.; creating a parent-child privilege to prevent disclosure of communications that were intended to be made in confidence; providing a definition; providing proceedings in which the privilege does not exist; providing for waiver of the privilege; providing an effective date.

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

HB 937—Withdrawn

By Representative Russell—

HB 939—A bill to be entitled An act relating to county governments; amending s. 125.01, F.S.; providing additional powers for county governing bodies with respect to taxing and benefit units within the county; providing an effective date.

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

By Representative Richardson—

HB 941—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; providing eligibility of certain treatment and rehabilitation personnel at correctional or forensic facilities for membership in the Special Risk Class; providing an effective date.

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

By Representatives Zapata and Robaina—

HB 943—A bill to be entitled An act relating to probation or community control; amending s. 948.03, F.S.; providing requirements for measuring the distance from an offender's place of residence to a school, day care center, park, playground, or other place where children congregate for purposes of complying with a court-imposed condition prohibiting the offender from living within a specified distance from those facilities; providing an effective date.

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

By Representative Poppell—

HB 945—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 570.15, F.S.; requiring the department to establish rules authorizing nonagricultural vehicles to pass an agricultural inspection station without stopping and submitting to an inspection; amending s. 570.16, F.S.; prohibiting a person from impersonating an inspector, agent, or other employee of the department; providing a penalty; providing an effective date.

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

By Representatives Planas and Robaina—

HB 947—A bill to be entitled An act relating to tests for alcohol, chemical substances, or controlled substances; amending ss. 316.1932 and 327.352, F.S.; revising language that provides for tests to determine blood alcohol content or the presence of chemical or controlled substances; providing an effective date.

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

By Representative Benson—

HB 949—A bill to be entitled An act relating to the Governor's Council on Physical Fitness and Health; providing for powers and duties, membership and terms thereof; providing for reimbursement for per diem and travel

expenses for members of the council; providing an effective date.

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

By Representative Baker—

HB 951—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for the purchase or rental of a guide dog for the deaf or a service animal for a person who has a disability as specified; providing an exemption for the sale of food and other items for such guide dogs and service animals; providing an effective date.

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

By Representative Roberson—

HB 953—A bill to be entitled An act relating to weight-loss pills; defining the term "weight-loss pill"; prohibiting the sale, gift, or other transfer of weight-loss pills to minors; providing a defense; requiring establishments selling such pills at retail to post notice that such sale is unlawful; providing penalties; providing an effective date.

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

By Representative Wishner—

HB 955—A bill to be entitled An act relating to intercollegiate athletics; requiring the football teams of the University of Miami and the University of Florida to play each other on an annual basis; providing an effective date.

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

By Representative Ryan—

HB 957—A bill to be entitled An act relating to commercial motor vehicles; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a motor vehicle registration or title to a commercial motor vehicle if the gross vehicle weight of the vehicle has been changed; requiring the department to reissue the registration and title upon presentation of an affidavit of change from the original manufacturer or final-stage manufacturer; defining the terms "original manufacturer" and "final-stage manufacturer"; requiring the department to revoke the registration and title of a commercial motor vehicle if the vehicle's indicated gross vehicle weight is incorrect; providing penalties for knowingly operating a commercial motor vehicle without notifying the department and obtaining a reissued registration and title if the vehicle's gross vehicle weight has been changed; providing an effective date.

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

By Representatives Joyner, Ambler, Byrd, Culp, Henriquez, Homan, Littlefield, Murman, Peterman, Reagan, and Ross—

HB 959—A bill to be entitled An act relating to Hillsborough County; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue an alcoholic beverage license to the University Area Community Development Corporation for use within the University Area Community Center Complex and its adjoining patio deck; providing the license may be used for special events only; providing for payment of the license fee; providing for sale of beverages for consumption within the University Area Community Center Complex and its adjoining patio deck; prohibiting sales for consumption off premises; providing for removal from the premises of partially consumed, open containers; providing for transfer of the license; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Negrón—

HB 961—A bill to be entitled An act relating to juvenile drug courts; amending s. 938.19, F.S.; providing for the creation of county juvenile drug courts; providing for assessments for court costs by circuit and county courts to be used for the operation, administration, and programming of teen and juvenile drug courts and providing for distribution of such assessments; providing an effective date.

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

By Representative Russell—

HB 963—A bill to be entitled An act relating to the Florida Interlocal Cooperation Act of 1969; amending s. 163.01, F.S.; requiring notification of the host government if a separate legal entity seeks to acquire public facilities serving populations outside the jurisdiction of members of the separate legal entity; providing for the host government to respond within a specified period; providing that the host government may not prohibit such acquisition if it fails to respond within the specified period; defining the governing body constituting the host government for purposes of the act; authorizing the host government to reserve the right to review and approve rates, charges, and customer classifications; providing certain limitations; providing for retroactive application; providing an effective date.

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

By Representative Gelber—

HB 965—A bill to be entitled An act relating to sentencing in capital cases; amending s. 921.141, F.S.; providing for the sentence rendered by a jury in a capital case to be a mandatory sentence rather than an advisory sentence; authorizing the court to review a sentence of death by the jury; providing for the court to sentence the defendant to life imprisonment notwithstanding a sentence of death by the jury if there are insufficient aggravating circumstances and sufficient mitigating circumstances; amending s. 921.137, F.S., relating to the prohibition on sentencing a mentally retarded defendant to death; conforming provisions to changes made by the act; providing an effective date.

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

By Representative Adams—

HB 967—A bill to be entitled An act relating to motor vehicle title certificates; amending s. 319.23, F.S.; requiring the Department of Highway Safety and Motor Vehicles to maintain certain records for 10 years; providing an effective date.

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

By Representative Seiler—

HB 969—A bill to be entitled An act for the relief of Timothy Kulik and Theresa Ann Kulik; providing an appropriation to compensate them for injuries and damages sustained as a result of the negligence of the Department of Highway Safety and Motor Vehicles; providing an effective date.

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

By Representative Mahon—

HB 971—A bill to be entitled An act relating to medical negligence; amending s. 766.102, F.S.; providing criteria for an expert witness giving certain testimony; creating s. 766.1025, F.S.; prohibiting certain policies which discourage providing expert testimony as against public policy; creating s. 766.1026, F.S.; providing a civil remedy for a violation of s. 766.1025, F.S.; amending s. 766.202, F.S.; redefining the term “medical expert”; amending s. 766.104, F.S.; increasing an automatic extension of the

statute of limitations in certain medical negligence cases; amending s. 766.106, F.S.; providing additional requirements with respect to notice before filing an action for medical malpractice; providing requirements with respect to certain responses; providing for sworn statements; providing for written questions; amending s. 766.113, F.S.; prohibiting settlement agreements restricting disclosure; amending s. 766.205, F.S.; revising language with respect to preuit discovery of medical negligence claims and defenses; amending s. 766.206, F.S.; providing additional requirements with respect to preuit investigation of medical negligence claims; creating s. 766.2075, F.S.; providing for mandatory mediation; providing for the apportionment of fault with respect to medical malpractice; providing for application; providing effective dates.

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

By Representative Seiler—

HJR 973—A joint resolution proposing an amendment to Section 4 of Article X of the State Constitution to limit the exemption of homestead property from liens and to authorize legislation to permit the forced sale of homestead property obtained by fraudulent means.

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

By Representative Seiler—

HB 975—A bill to be entitled An act relating to exceptional student instruction; amending s. 1003.57, F.S.; providing that hearings relating to identification, evaluation, and placement of exceptional students shall not be exempt from provisions relating to decisions affecting substantial interests and additional procedures applicable to hearings; providing an effective date.

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

By Representative Bucher—

HB 977—A bill to be entitled An act relating to prescription drugs; providing a program for fair market drug pricing in Florida, to be administered by the Agency for Health Care Administration; providing a popular name; providing findings and purpose; providing definitions; providing for negotiated drug discounts and rebates; requiring establishment of an Rx Card program as a state pharmaceutical assistance program for drugs covered by a rebate agreement; providing a beginning date for Rx Card program discounts; providing for resolution of discrepancies in rebate amounts; requiring an annual report to the Legislature; providing for coordination with other programs; requiring the agency to adopt rules to implement the program; authorizing the agency to seek waivers of federal laws, rules, or regulations; providing for severability; providing an effective date.

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

HB 979—Withdrawn

By Representative Ausley—

HB 981—A bill to be entitled An act relating to the Tallahassee downtown improvement authority as a body corporate; codifying, reenacting, amending, and repealing chapters 71-935 and 91-394, Laws of Florida; providing a popular name; providing definitions; providing a statement of policy and legislative findings; prescribing the boundaries of the downtown area; prescribing the number, qualifications, term, and methods of appointment and removal of members; providing for filling vacancies in office, for service without compensation, for reimbursement of expenses, for bonding, and for personal liability in certain instances; providing for bylaws and internal governance of the board, prescribing its functions and powers, including powers to acquire, own, lease, and dispose of property, to request the City of Tallahassee to exercise its eminent domain power for public purposes, to issue, sell, and provide security for revenue certificates, to borrow on short term, to fix, regulate, and collect rates and charges, to maintain offices, to

employ and prescribe the duties, authority, tenure, compensation, and expense reimbursement of a director and other staff, and to exercise all necessary incidental powers; prescribing for the city to levy in each fiscal year an ad valorem property tax of not more than 1 mill to finance board operations; providing for assessment and collection thereof by the city; requiring maintenance of records, budget, and fiscal control; forbidding participation on behalf of the board by personnel financially interested in the matter involved; providing for succession by the city to the property and certain functions of the board if it ceases to exist or operate; regulating issuance of board revenue certificates; prescribing scope of this act; providing for a freeholders' election, and providing for its liberal construction and severability; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Mahon—

HB 983—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 Children and Family Services; providing for future review and repeal of the exemption; providing a finding of public necessity; providing a contingent effective date.

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

By Representative Galvano—

HB 985—A bill to be entitled An act relating to trust funds; creating s. 260.22, F.S.; creating the Florida National Scenic Trail Trust Fund within the Department of Environmental Protection; providing for source of moneys and purposes; providing for a public-private partnership; providing for annual carryforward of unused funds; providing for future review and termination or re-creation of the trust fund; amending s. 259.1051, F.S.; transferring certain funds from the Florida Forever Trust Fund to the Florida National Scenic Trail Trust Fund; providing an effective date.

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

By Representative Rivera—

HB 987—A bill to be entitled An act relating to the use of credit reports by insurers; creating s. 626.9741, F.S.; specifying that the act's purpose is to regulate and limit the use of credit reports by insurers for underwriting and rating purposes; specifying the types of insurance to which the section applies; defining terms; requiring insurers to notify applicants and insureds of the use of credit reports and to provide a copy of the credit report; prohibiting insurers from making adverse underwriting decisions based on certain credit information or under certain circumstances; authorizing the Financial Services Commission to adopt rules; requiring the Office of Insurance Regulation to approve an insurer's methodology for using credit reports and to conduct a study of the use of credit reports for underwriting and rating purposes; providing for application; providing an effective date.

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

By Representative Harrell—

HB 989—A bill to be entitled An act relating to controlled substances; amending s. 893.04, F.S.; providing additional requirements for the dispensing of a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing rulemaking authority to the Board of Pharmacy; creating s. 893.055, F.S.; requiring the Department of Health to establish an electronic system to monitor the prescribing of controlled substances listed in Schedules II, III, and IV; requiring the dispensing of such controlled substances to be reported through the system; providing exceptions; providing reporting requirements; providing penalties; providing rulemaking authority to the department; requiring the department to cover all costs for the system; providing a continuing appropriation; creating s. 893.065, F.S.; requiring the department

to develop and adopt by rule the form and content for a counterfeit-proof prescription blank for voluntary use by physicians to prescribe a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing an appropriation; providing effective dates.

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

By Representative Murman—

HB 991—A bill to be entitled An act relating to nurses; amending s. 121.091, F.S.; increasing the period of time which members of the Florida Retirement System who are employed as registered nurses may participate in the DROP; providing a statement of proper and legitimate state purpose; providing an appropriation to the Department of Health; requiring private match of appropriated funds; providing for grants to hospitals for nurse recruitment and retention; providing for rules; providing eligibility criteria; amending s. 464.009, F.S.; requiring applicants for nursing licensure by endorsement to demonstrate the ability to communicate in the English language; amending s. 1009.66, F.S.; providing that applicant awards under the Nursing Student Loan Forgiveness Program shall be on a first-come, first-served basis; providing an effective date.

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

By Representative Attkisson—

HB 993—A bill to be entitled An act relating to the Florida Interlocal Cooperation Act of 1969; repealing s. 163.01, F.S., which created the act; amending ss. 112.215, 120.52, 153.91, 163.3171, 186.504, 186.505, 218.32, 218.415, 243.54, 287.0943, 288.9603, 288.9605, 288.9606, 315.02, 315.03, 320.08058, 320.20, 339.175, 369.255, 373.1962, 373.1963, 373.4592, 403.0893, 403.706, 421.11, 445.007, 682.02, and 1013.355, F.S., to delete references to s. 163.01, F.S.; repealing s. 125.325, F.S., relating to authorization of loans to public agencies; repealing s. 166.0495, F.S., relating to interlocal agreements to provide law enforcement services; providing an effective date.

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

By Representative Attkisson—

HB 995—A bill to be entitled An act relating to telecommunications service; amending s. 364.025, F.S., relating to universal telecommunications service; extending the period each local exchange telecommunications company is required to furnish basic local exchange telecommunications service to certain persons; extending the transitional period for interim mechanisms for maintaining universal service objectives and funding carrier-of-last-resort obligations; extending the period in which a party may petition the Florida Public Service Commission for a change of the interim mechanism; extending the time for establishment of a permanent universal service mechanism by the Legislature; revising the time after which an alternative local exchange telecommunications company may petition said commission to become the universal service provider and carrier of last resort; providing an effective date.

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

By Representative Harrell—

HB 997—A bill to be entitled An act relating to public records; exempting certain health care records of the Department of Health which relate to health care practitioners or pharmacists, law enforcement officers, or the Department of Health; providing guidelines for the use of such information and penalties for violations; providing a finding of public necessity; providing a contingent effective date.

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

By Representative Negron—

HB 999—A bill to be entitled An act relating to out-of-state group, blanket, and franchise health insurance policies; amending s. 627.6515, F.S.; revising certain criteria relating to nonapplication of certain provisions to certain group health insurance policies; specifying application; providing exceptions; requiring certain policies, forms, and rates to be filed and approved before providing or renewing coverage of certain persons; requiring review by the Office of Insurance Regulation; requiring combination of certain insurer experience under certain circumstances; providing for enforcement authority of the office; providing requirements, limitations, and prohibitions relating to insurers, policies, and coverage; requiring the office to adopt rules; authorizing the office to exempt certain policies, documents, or forms from certain provisions under certain circumstances; specifying application; providing an effective date.

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

By Representative Ausley—

HB 1001—A bill to be entitled An act relating to students with disabilities; providing for creation of an Interagency Cooperative Agreement for the Transition of Students with Disabilities; providing principles on which the agreement shall be based; providing components of the agreement related to the provision of state-of-the-art transition services for students with disabilities; providing for an annual report; providing an effective date.

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

By Representative Roberson—

HJR 1003—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections, to provide for restoration of a felony offender's right to vote and hold office upon completion of incarceration and postconviction supervision.

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

By Representatives Troutman and Zapata—

HB 1005—A bill to be entitled An act relating to water resources; amending s. 373.036, F.S.; requiring amendments to the water resource implementation rule to be approved by the Legislature; amending s. 373.1502, F.S.; providing for water reservations to be adopted by rule; providing purposes; amending s. 373.219, F.S.; excluding certain uses of wastewater effluent from permit requirements; repealing s. 373.223(4), F.S., relating to reserving water from use by permit applicants in certain locations and quantities; providing an effective date.

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

By the Committee on Procedures; Representative Bense—

HB 1007—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 8.0001, 24.121, 27.710, 57.085, 61.517, 106.07, 112.19, 112.191, 119.07, 154.01, 163.31776, 163.31777, 196.1983, 199.282, 210.20, 220.1501, 243.20, 267.173, 288.1067, 288.7091, 295.0185, 318.14, 322.051, 335.14, 341.8201, 381.0068, 381.60225, 395.2050, 400.0089, 400.23, 402.305, 402.3131, 403.706, 406.51, 409.1451, 409.815, 409.91196, 409.912, 411.01, 435.03, 440.102, 440.15, 445.0121, 467.0125, 470.002, 470.019, 470.036, 489.510, 496.404, 499.033, 499.051, 501.608, 507.05, 517.12, 553.73, 562.11, 562.111, 624.04, 624.303, 624.313, 624.317, 624.501, 624.504, 624.521, 624.523, 626.022, 626.112, 626.266, 626.321, 626.461, 626.733, 626.7354, 626.741, 626.753, 626.829, 626.852, 626.9541, 627.3111, 627.351, 628.255, 631.111, 633.01, 634.171, 634.420, 641.35, 642.034, 642.036, 642.045, 648.355, 679.703, 679.704, 765.5216, 765.522, 768.16, 768.17, 768.18, 790.06, 921.0022, 943.22, 943.66, 945.355, 1000.01, 1004.07, 1004.22, 1004.32, 1004.45, 1004.92, 1008.35, 1009.40, 1009.66, 1009.74, 1010.07, 1011.62, 1011.94, 1012.33, 1012.74, 1013.31, 1013.33, 1013.35, 1013.356, 1013.36, and 1013.68, F.S.; amending and transferring and renumbering s. 381.6025, F.S.; transferring and renumbering s. 381.6002, 381.6021, 381.6022, 381.6023, 381.6024, and 381.6026, F.S.; reenacting ss.

121.055(4)(d), 316.640(1)(b), and 440.20(6), F.S.; and repealing ss. 20.12, 20.13, 288.109(10), 334.0445, 400.191(2)(b)10., and 420.504(9), F.S., pursuant to s. 11.242, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

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

Referred to the Calendar of the House.

By the Committee on Procedures; Representative Bense—

HB 1009—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 101.011, 101.27, 101.28, 101.29, 101.32, 101.33, 101.35, 101.36, 101.37, 101.38, 101.39, 101.40, 101.445, 101.45, 101.46, 101.47, 101.54, 101.55, 101.56, 110.207, 110.209, 206.9825(2), 253.01(2)(b), 257.17(4), 265.2861(1)(e)2., 318.21(2)(i), 324.202, 339.135(7)(g), 372.107(3), 373.59(1)(b), 408.036(3)(s), 443.231, 468.803(4), 504.21, 504.22, 504.23, 504.24, 504.25, 504.26, 504.27, 504.28, 504.29, 504.31, 504.32, 504.33, 504.34, 504.35, 504.36, 624.4075, 624.463, 624.469, 713.18(3), and 985.422, F.S., all of which provisions have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the Florida Statutes 2003 only through a reviser's bill duly enacted by the Legislature; amending ss. 324.201(4) and (5), 627.732(7), and 627.733(7), F.S., to conform to the repeal of s. 324.202, F.S.; and reenacting s. 206.9825(1), F.S., to conform to the reenactment and amendment of paragraph (b) of that subsection by s. 10, ch. 2002-218, Laws of Florida.

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

Referred to the Calendar of the House.

By the Committee on Procedures; Representative Bense—

HB 1011—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 411.226, 1011.31, 1011.42, and 1013.12, F.S., to conform to the directive in s. 1, ch. 93-199, Laws of Florida, to remove gender-specific references applicable to human beings from the Florida Statutes without substantive change in legal effect.

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

Referred to the Calendar of the House.

By the Committee on Procedures; Representative Bense—

HB 1013—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 10.1001, 10.1002, 10.1003, 10.1004, 10.1005, 10.1006, 10.1007, and 10.1008, F.S., pursuant to s. 11.242, F.S.; deleting provisions providing for apportionment of the districts for the State Senate and House of Representatives that have been superseded.

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

Referred to the Calendar of the House.

By the Committee on Procedures; Representative Bense—

HB 1015—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.90, 61.13, 83.03, 211.31, 288.1222, and 350.115, F.S.; and repealing s. 408.0015, F.S.; pursuant to s. 11.242, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical,

typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation.

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

Referred to the Calendar of the House.

By the Committee on Procedures; Representative Bense—

HB 1017—A reviser's bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2003 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2003 shall be effective immediately upon publication; providing that general laws enacted during the April 29-May 13, 2002, special session and prior thereto and not included in the Florida Statutes 2003 are repealed; providing that general laws enacted during the 2003 regular session are not repealed by this adoption act.

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

Referred to the Calendar of the House.

By the Committee on State Administration; Representative Mack—

HB 1019—A bill to be entitled An act relating to a public records exemption for identifying information contained in a videotaped statement of a minor; amending s. 119.07, F.S., relating to the public records exemption for any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct which reveals the minor's identity; making editorial changes; adding clarifying language; removing the October 2, 2003, repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1021—A bill to be entitled An act relating to a public records exemption for certain information regarding an applicant for federal, state, or local housing assistance programs; amending s. 119.07, F.S.; narrowing the public records exemption; removing the exemption for bank account numbers, credit card numbers, and telephone numbers of applicants and participants in such programs; adding clarifying language; making editorial changes; removing superfluous language; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1023—A bill to be entitled An act relating to a public records exemption for county employee assistance program records; amending s. 125.585, F.S.; narrowing the exemption for records relating to an employee's participation in a county employee assistance program to provide that a county employee's personal identifying information contained in employee assistance program records is confidential and exempt; making editorial changes; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1025—A bill to be entitled An act relating to a public records exemption for municipal employee assistance program records; amending s. 166.0444, F.S.; narrowing the exemption for records relating to a municipal

employee's participation in a municipal employee assistance program to provide that a municipal employee's personal identifying information contained in employee assistance program records is confidential and exempt; making editorial changes; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1027—A bill to be entitled An act relating to a public records exemption for certain records, reports, or information containing trade secret information held by the Department of Community Affairs; amending s. 252.943, F.S., relating to the exemptions from public records requirements for specified records, reports, or information contained in a risk management plan required pursuant to, and obtained from an investigation, inspection, or audit under, the Florida Accidental Release Prevention and Risk Management Planning Act, to remove the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; making editorial changes; providing clarifying language; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1029—A bill to be entitled An act relating to notification of an adverse incident provided to the Agency for Health Care Administration; amending s. 395.0197, F.S.; eliminating the requirement of a hospital, ambulatory surgical center, or mobile surgical facility licensed under ch. 395, F.S., to notify the Agency for Health Care Administration of the occurrence of specified adverse incidents; correcting cross references; repealing s. 395.0198, F.S., which provides an exemption from public records requirements for information contained in a notification of an adverse incident provided to the Agency for Health Care Administration by a hospital, ambulatory surgical center, or mobile surgical facility licensed under ch. 395, F.S.; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1031—A bill to be entitled An act relating to a public records exemption for the Florida Kidcare program; amending s. 409.821, F.S.; expanding the exemption for identifying information of applicants to the Florida Kidcare program to provide that any information identifying a program applicant or enrollee held by the Agency for Health Care Administration, the Department of Children and Family Services, the Department of Health, and the Florida Healthy Kids Corporation is confidential and exempt; providing for disclosure of such information to governmental entities under certain circumstances; providing a penalty for unlawful disclosure of such information; adding clarifying language; making editorial changes; providing for retroactive application; removing the October 2, 2003, repeal of the exemption scheduled pursuant to the Open Government Sunset Review Act of 1995; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1033—A bill to be entitled An act relating to public records and public meetings exemptions for the Statewide Provider and Subscriber Assistance Program within the Agency for Health Care Administration; amending s. 408.7056, F.S., which provides exemptions from public records and public meetings requirements for information held by the Agency for Health Care Administration, the Department of Insurance, or the Statewide Provider and Subscriber Assistance Panel that identifies a subscriber to a managed health care entity and for portions of meetings of a provider and subscriber assistance

panel during which information disclosing a subscriber's medical treatment or history or information relating to specified internal risk management programs may be revealed; narrowing the exemption; eliminating the exemption for identifying information of a subscriber's spouse, relative, or guardian; providing an exception to the exemption; adding clarifying language; making editorial changes; removing the October 2, 2003, repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1035—A bill to be entitled An act relating to a public records exemption for investigatory records relating to workers' compensation employer compliance; amending s. 440.108, F.S.; providing an exception to the exemption; adding conforming and clarifying language; removing the October 2, 2003, repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1037—A bill to be entitled An act relating to a public records exemption for certain information contained in a rabies vaccination certificate; amending s. 828.30, F.S.; narrowing the exemption; specifying exempt information; adding clarifying language; making editorial changes; eliminating the condition of making a written request in order to view or copy rabies vaccination certificates; removing superfluous language; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1039—A bill to be entitled An act relating to a public records exemption for investigative information held by the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business and Professional Regulation; amending s. 498.047, F.S.; making conforming and editorial changes; removing the October 2, 2003, repeal thereof scheduled under the Open Government Sunset Review Act of 1995; providing an effective date.

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

By the Committee on State Administration; Representative Mack—

HB 1041—A bill to be entitled An act relating to a public records and public meetings exemption for the Florida Automobile Joint Underwriting Association; amending s. 627.311, F.S.; narrowing the exemption for specified records and meetings of the association; removing the exemption for matters reasonably encompassed in privileged attorney-client communications; making editorial changes; adding conforming language; removing the October 2, 2003, repeal thereof scheduled pursuant to the Open Government Sunset Review Act of 1995; amending ss. 440.51 and 631.912, F.S.; correcting cross references, to conform; providing an effective date.

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

By Representative Culp—

HB 1043—A bill to be entitled An act relating to the corporate income tax; amending s. 220.187, F.S.; redefining the term "qualified student" to include certain postsecondary students; defining the term "qualified postsecondary scholarship program"; allowing credit to be taken against the tax for contributions to public school district educational foundations that provide scholarships or academic improvement programs for postsecondary students who qualify for free and reduced lunch under the National School Lunch Act;

providing standards and procedures for such scholarship and academic improvement programs; providing an effective date.

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

By Representative Patterson—

HB 1045—A bill to be entitled An act relating to the Baker Act; amending s. 394.463, F.S.; providing that a patient received in an emergency department may be examined by an attending emergency department physician rather than by a psychiatrist or clinical psychologist; providing an effective date.

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

By Representative Attkisson—

HB 1047—A bill to be entitled An act relating to the Central Florida Regional Transportation Authority; repealing part II of ch. 343, F.S., the Central Florida Regional Transportation Authority Act; repealing ss. 343.61, 343.62, 343.63, 343.64, 343.65, 343.66, and 343.67, F.S., relating to the short title of the part, definitions, establishment of the Central Florida Regional Transportation Authority, powers and duties, issuance of revenue bonds, bonds not debts or pledges of credit of state, and pledge to bondholders; providing an effective date.

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

By Representative Stargel—

HB 1049—A bill to be entitled An act relating to engineering; amending ss. 471.013 and 471.015, F.S.; revising provisions relating to the examinations required to practice in this state as an engineer; amending s. 471.023, F.S.; requiring certification of any business organization offering engineering services to the public; amending s. 471.033, F.S.; revising provisions relating to disciplinary penalties to increase the administrative fine and authorize the imposition of restitution; amending s. 471.038, F.S.; declaring the Board of Professional Engineers and the Florida Engineers Management Corporation a separate budget entity independent of the Department of Business and Professional Regulation; delegating certain duties of the department to the board; requiring the board to contract with the management corporation to provide certain services; providing an effective date.

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

By Representative Goodlette—

HB 1051—A bill to be entitled An act relating to succession to the office of Governor; amending s. 14.055, F.S.; providing for the filling of a vacancy in the office of Lieutenant Governor; providing an effective date.

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

By Representative Mayfield—

HB 1053—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; providing for the relief of Laura Laporte for injuries she sustained as a result of negligence by an employee of the department; providing for attorney's fees and costs; providing an effective date.

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

By Representative Green—

HB 1055—A bill to be entitled An act relating to the Lee County Trauma Services District, an independent district; providing for establishment of the Lee County Trauma Services District for the purpose of financially supporting trauma services in Lee County; providing that such trauma services shall be provided through a designated Level II Trauma Center; providing for a governing board; providing for officers of the governing board; providing for

audit of books; providing for quarterly meetings; prescribing the powers and duties of the board; stating a public purpose; providing for a budget; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Johnson—

HB 1057—A bill to be entitled An act relating to the Town of Monte Vista, Lake County; repealing ch. 10867, 1925, Laws of Florida; abolishing the town and transferring its assets and liabilities to the Board of County Commissioners of Lake County; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representatives Robaina and Rivera—

HB 1059—A bill to be entitled An act relating to pari-mutuel wagering; 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.; authorizing a thoroughbred racing permitholder to operate a cardroom; amending s. 849.086, F.S.; redefining the term "authorized game"; providing for certain permitholders to amend the annual application to include operation of a cardroom; providing requirements for a harness permitholder to operate a cardroom; clarifying requirements for the license fee; revising certain restrictions on the hours that a cardroom may be operated; authorizing the cardroom operator to limit the amount wagered; providing certain restrictions with respect to the amount of bets and the number of raises in a round of betting; providing an effective date.

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

By Representative Bowen—

HB 1061—A bill to be entitled An act relating to public records; amending s. 500.148, F.S.; providing an exemption from public records requirements for certain federal records that are otherwise confidential under federal law and that are provided to the Department of Agriculture and Consumer Services for purposes of food safety investigations, contracts and partnership activities, and regulatory reviews; prohibiting the disclosure of such information unless a federal agency has found that the record is no longer entitled to protection or unless ordered by a court; providing for future legislative review and repeal; providing a finding of public necessity; providing an effective date.

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

By Representative Baxley—

HB 1063—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 372.001, F.S.; providing and revising definitions; amending s. 372.0222, F.S.; authorizing the commission to purchase certain promotional items; amending s. 372.16, F.S.; deleting an obsolete reference relating to private game preserves and farms; amending s. 372.57, F.S.; revising provisions specifying fees and requirements for recreational licenses, permits, and authorization numbers; clarifying language relating to recreational vessel licenses; authorizing the establishment of a recreational sport season crawfish permit in Monroe County and providing for a fee to be established by the county commission; amending s. 372.6673, F.S.; revising provisions relating to issuance and expiration dates of alligator trapping licenses; amending s. 372.921, F.S.; revising provisions relating to license requirements for the sale and exhibition of wildlife; amending s. 372.99, F.S.; requiring clerks of the court to notify the commission within a specified time period of the disposition of any citation issued under ch. 372, F.S.; providing an effective date.

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

By Representative Fiorentino—

HB 1065—A bill to be entitled An act relating to mobile home owners; amending s. 48.183, F.S.; providing for service of process in an action for possession of residential premises; creating s. 320.08015, F.S.; providing for a license tax surcharge for deposit in the Florida Mobile Home Relocation Trust Fund; amending s. 320.081, F.S.; conforming to the act; amending s. 715.101, F.S.; including a reference to chapter 723, F.S., in the Disposition of Personal Property Landlord and Tenant Act; amending s. 723.007, F.S.; providing a surcharge under the Florida Mobile Home Act on certain mobile home lots for deposit in the Florida Mobile Home Relocation Trust Fund; amending s. 723.023, F.S.; authorizing mobile home park owners to charge a fee for the cost of cleanup or repair of a mobile home or lot under certain circumstances; amending s. 723.037, F.S.; prohibiting the filing of certain actions in circuit court in the event that a request for mediation has not been filed; amending s. 723.041, F.S.; providing for the placement of any size used or new mobile home on a mobile home lot under certain circumstances; amending s. 723.061, F.S.; revising language to include reference to the eviction of a mobile home tenant or a mobile home occupant; amending s. 723.0611, F.S.; providing that persons who receive compensation from the Florida Mobile Home Relocation Corporation shall not have a claim or cause of action against the corporation or the park owner under certain circumstances; amending s. 723.06115, F.S.; revising language with respect to the Florida Mobile Home Relocation Trust Fund; providing reference to the deposit of certain surcharges into the trust fund; amending s. 723.06116, F.S.; increasing certain fees; providing an additional situation in which a mobile home park owner is not required to make certain payments and is not entitled to certain compensation from the Florida Mobile Home Relocation Corporation; amending s. 723.0612, F.S.; revising language with respect to compensation from the Florida Mobile Home Relocation Corporation; providing an effective date.

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

By Representative Domino—

HB 1067—A bill to be entitled An act relating to communications equipment property insurance; amending s. 626.321, F.S.; including certificates under a group master policy in an authorization to sell under a license; exempting certain communications equipment property insurance licensees from certain fingerprinting requirements; providing an effective date.

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

By Representative Russell—

HB 1069—A bill to be entitled An act relating to water resources; amending s. 163.3167, F.S.; requiring local governments to include projected water use in comprehensive plans; amending s. 163.3177, F.S.; including potable water facilities and availability of water resources as components of a comprehensive plan; amending s. 367.081, F.S.; revising procedure for fixing and changing rates to include the recovery of costs of alternative water supply facilities; amending s. 367.0814, F.S.; revising limit on the amount of revenues received by a utility to qualify for staff assistance in changing rates or charges; creating s. 367.0818, F.S.; authorizing the Florida Public Service Commission to establish conservation or drought rates; amending s. 373.0361, F.S.; including conservation measures in regional water supply plans; providing for a technical committee and providing duties thereof; amending s. 373.0831, F.S.; requiring the governing board of a water control district to include certain information in its annual budget request; creating s. 373.186, F.S.; providing legislative findings and intent with regard to landscape irrigation design; creating s. 373.190, F.S.; requiring individual water meters in certain establishments; providing exceptions; amending s. 373.1961, F.S.; providing for funding for certain water management districts; providing funding priority; providing conditions for certain projects to receive funding assistance; amending s. 373.219, F.S.; providing an exception from permit requirements for certain water uses; amending s. 373.223, F.S.; providing criteria for designation of proposed use of water by a utility as a reasonable-beneficial use; providing for informative billing by utilities; prohibiting the

sale of consumptive use water rights; creating s. 373.2231, F.S.; providing for consideration of impact of proposed water use; amending s. 373.236, F.S.; requiring the Department of Environmental Protection or the water management district to adopt rules relating to longer duration permits under certain circumstances; creating s. 373.4271, F.S.; requiring the department, in consultation with the district, to adopt rules relating to concurrent review of consumptive use permit and environmental resource permit applications; amending s. 378.212, F.S.; allowing a variance from pts. III and IV of ch. 378, F.S., and pt. IV of ch. 373, F.S., to accommodate reclamation; amending s. 403.064, F.S.; providing for metering use of reclaimed water and volume-based rates therefor; requiring wastewater utilities to submit plans for metering use and volume-based rate structures to the department; amending s. 403.0645, F.S.; providing for reclaimed water use at state facilities; requiring reports; amending s. 403.1835, F.S.; providing for development of rate structures for alternative water supply systems; providing criteria; amending ss. 373.016, 373.1962, 373.217, and 373.229, F.S.; conforming cross references to changes made by the act; providing an effective date.

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

By Representative Goodlette—

HB 1071—A bill to be entitled An act relating to the Florida Uniform Principal and Income Act; amending s. 738.104, F.S.; revising language with respect to the trustee's power to adjust; authorizing the trustee to release certain powers; restricting the power to adjust under certain circumstances; providing for service of notice on a legal representative or natural guardian of a beneficiary without the filing of any proceeding or approval of any court; amending s. 738.1041, F.S.; redefining the term "interested trustee" for the purpose of a provision governing total return unitrust; providing for notice to be served in a described manner; providing that an objection may be executed by a legal representative or natural guardian without the filing of any proceeding or approval of any court; revising language with respect to power of withdrawal; amending s. 738.202, F.S.; revising language with respect to distribution to residuary and remainder beneficiaries; amending s. 738.401, F.S.; revising language with respect to character of receipts; providing for retroactive application; providing an effective date.

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

By Representative Domino—

HB 1073—A bill to be entitled An act relating to school employees; requiring the Department of Law Enforcement to annually check its current criminal database to determine whether information about certain school employees appears thereon; providing procedures; providing responsibilities of the Department of Education; prohibiting fees; providing for notification of school districts; allocating responsibility for investigating information obtained through the background checks; providing for future repeal unless reviewed and reenacted by the Legislature; providing an effective date.

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

By Representatives Poppell and M. Davis—

HB 1075—A bill to be entitled An act relating to the use of farm lands; creating s. 163.3162, F.S.; providing a popular name; providing legislative findings and purpose with respect to agricultural activities conducted on land in urban areas; defining the terms "farm," "farm operation," and "farm product" for purposes of the act; prohibiting a local government from adopting any ordinance, resolution, regulation, rule, or policy to prohibit or otherwise limit a bona fide farm or farm operation on certain land that is an integral part of a farm operation or that is classified as agricultural land; prohibiting a local government from changing the land use classification or zoning designation of such agricultural land without a written agreement from the affected landowner; providing an effective date.

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

By Representative Farkas—

HM 1077—A memorial to the Congress of the United States, urging Congress to enact financially sustainable, voluntary, universal, and privately administered outpatient prescription drug coverage as part of the federal Medicare program.

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

By Representative Spratt—

HB 1079—A bill to be entitled An act relating to Central County Water Control District, Hendry County; amending ch. 2000-415, Laws of Florida; requiring that the supervisors of the district be elected by a vote of qualified electors residing in the district; establishing procedures and extending certain supervisor terms for the implementation of this act; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Brown—

HB 1081—A bill to be entitled An act relating to the Walton County Sheriff's Office; providing for applicability; providing for a transition period; providing for career service for the Walton County Sheriff's Office; providing for permanent status of employees; providing for cause for suspension, demotion, or dismissal; providing for administration; providing for a disciplinary procedure; providing for the creation of a career service appeals board; providing a procedure for appeals; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Domino—

HB 1083—A bill to be entitled An act relating to nursing homes; amending s. 400.021, F.S.; amending the definition of the term "resident care plan" as used in pt. II of ch. 400, F.S.; amending s. 400.111, F.S.; requiring the Agency for Health Care Administration to give notice, as specified, of the necessity to renew a license; amending s. 400.141, F.S.; amending prerequisites to shared staffing; amending provisions that specify deficiencies in staffing which trigger an admissions moratorium; amending s. 400.23, F.S.; amending provisions relating to minimum staffing requirements; providing exceptions for a state of emergency declared by the Governor or his or her designee; amending s. 400.235, F.S.; amending provisions describing the financial soundness and stability that constitutes a prerequisite to recognition as a Gold Seal Program facility; providing an effective date.

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

By Representative Brutus—

HM 1085—A memorial to the Congress of the United States, urging Congress to adopt House Resolution 505, or similar legislation, to amend the Immigration and Nationality Act to provide for the adjustment of the status of alien children who arrive in the United States without their parents and to establish a panel of advisors to assist unaccompanied alien children in immigration proceedings.

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

By Representative Brown—

HB 1087—A bill to be entitled An act relating to participation in insurance plans; amending ss. 255.05 and 287.057, F.S.; prohibiting the requirement that contractors or subcontractors under certain contracts participate in, or be penalized for nonparticipation in, certain insurance plans; providing an effective date.

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

By Representative Brandenburg—

HB 1089—A bill to be entitled An act relating to pawnbrokers and secondhand dealers; creating s. 943.0546, F.S.; requiring the Department of Law Enforcement to administer a statewide database of pawnshop transactions and acquisitions of secondhand goods; requiring local law enforcement agencies to submit records of such transactions to the department; authorizing a law enforcement agency to access the database only for investigative purposes and subject to specified conditions; requiring the department to submit an annual report to the Legislature; requiring the Department of Law Enforcement to adopt rules; amending s. 539.001, F.S., relating to the Florida Pawnbroking Act; specifying the form of a petition under which a claimant may bring an action to recover possession of misappropriated property; providing for a court to determine the disposition of misappropriated property as part of a criminal case; requiring the Department of Agriculture and Consumer Services to prescribe a pamphlet to describe a claimant's rights to recover misappropriated property from a pawnbroker; requiring that the department prescribe by rule a disclosure form; requiring that such form be provided to any person demanding the return of property from a pawnbroker; providing rulemaking authority; providing an effective date.

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

By Representatives Hasner and Zapata—

HM 1091—A memorial to the Congress of the United States, expressing solidarity with Israel in its fight against terrorism.

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

Referred to the Calendar of the House.

By Representative Green—

HJR 1093—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution to prohibit depriving a person of any right because of any disability rather than because of a physical disability.

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

By Representatives Planas and Robaina—

HB 1095—A bill to be entitled An act relating to identity theft; amending s. 817.568, F.S.; increasing the level of felony for certain offenses involving identity theft; providing minimum mandatory penalties; amending s. 921.0022, F.S.; deleting reference to identity theft felonies subject to a minimum mandatory penalty from the offense severity ranking chart; providing an effective date.

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

By Representative Farkas—

HJR 1097—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to increase the votes required for ratification of an amendment to the State Constitution.

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

By Representative Littlefield—

HB 1099—A bill to be entitled An act relating to funding for domestic violence centers; amending s. 39.903, F.S.; providing for the provision of services and the distribution of funds for domestic violence centers by a private entity; limiting the services and funding to certified domestic violence centers; amending s. 39.905, F.S.; providing that the Department of Children

and Family Services shall approve, rather than develop, a funding distribution formula for state funds provided to certified domestic violence centers; providing an effective date.

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

By Representative Littlefield—

HB 1101—A bill to be entitled An act relating to rural land protection; amending s. 201.15, F.S.; providing for the distribution of certain excise taxes on documents to the Rural Lands Program Trust Fund of the Department of Agriculture and Consumer Services; creating s. 215.6195, F.S.; authorizing the issuance of bonds for rural land protection; providing certain conditions; providing for the deposit of proceeds; amending s. 570.207, F.S.; providing uses for funds in the Conservation and Recreation Lands Program Trust Fund; amending s. 570.70, F.S.; providing conclusions of a study by the department; amending s. 570.71, F.S.; authorizing the use of rural land protection bonds to implement provisions relating to conservation and rural land protection easements and agreements; providing a contingent effective date.

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

By Representative Cusack—

HB 1103—A bill to be entitled An act relating to bus transportation; amending s. 316.70, F.S.; requiring the driving records of nonpublic sector bus drivers to be checked for suspended or revoked licenses; providing that private school students may ride on public school buses and public school students may ride on private school buses, subject to specified conditions; providing an effective date.

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

By Representative Murman—

HB 1105—A bill to be entitled An act relating to health care facilities; amending s. 408.032, F.S.; revising the definition of "tertiary health service" under the Health Facility and Services Development Act; amending s. 408.036, F.S., relating to health-care-related projects subject to review for a certificate of need; removing certain projects from expedited review and revising requirements for other projects subject to expedited review; removing the exemption from review for certain projects; revising requirements for certain projects that are exempt from review; exempting certain projects from review; amending s. 408.038, F.S.; increasing fees to fund the activities of the certificate-of-need program; amending s. 408.039, F.S.; providing for approval of recommended orders of the Division of Administrative Hearings when the Agency for Health Care Administration fails to take action on an application for a certificate of need within a specified time period; creating s. 400.244, F.S.; allowing nursing homes to convert beds to alternative uses as specified; providing restrictions on uses of funding under assisted-living Medicaid waivers; providing procedures; providing for the applicability of certain fire and life-safety codes; providing applicability of certain laws; requiring a nursing home to submit a request to the Agency for Health Care Administration; providing conditions for disapproving such a request; providing for periodic review; providing for retention of nursing-home licensure for converted beds; providing for reconversion of the beds; providing an effective date.

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

By Representative Jordan—

HB 1107—A bill to be entitled An act relating to children and families; creating s. 752.011, F.S.; providing for court-ordered visitation for grandparents and great-grandparents under certain circumstances; providing for appointment of a guardian ad litem and family mediation if the court makes a preliminary finding that the minor is threatened with demonstrable significant mental or emotional harm without such visitation; requiring court-ordered evaluation of the child if mediation fails; providing for a hearing to determine whether the minor is threatened with demonstrable significant

mental or emotional harm; providing criteria for such a determination; providing for attorney's fees and costs; applying the Uniform Child Custody Jurisdiction and Enforcement Act; repealing s. 752.01, F.S., relating to grandparental visitation; encouraging consolidation of actions under ss. 61.13, 752.011, F.S.; amending ss. 752.015, 752.07, F.S., to conform cross-references; amending s. 39.01, F.S.; including references to great-grandparents in definitions relating to dependent children; amending s. 39.509, F.S.; providing for great-grandparents' visitation rights; amending ss. 39.801, 63.0425, F.S.; providing for a great-grandparent's right to adopt; amending s. 61.13, F.S.; providing for great-grandparents' visitation rights and standing with regard to evaluating custody arrangements; conforming this section to provisions of this act; amending s. 63.172, F.S.; conforming references relating to great-grandparental visitation rights under ch. 752, F.S.; providing an effective date.

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

HJR 1109—Withdrawn

By Representative Littlefield—

HB 1111—A bill to be entitled An act relating to trust funds; creating s. 570.209, F.S.; creating the Rural Lands Program Trust Fund within the Department of Agriculture and Consumer Services; providing for sources of funds and purposes; providing for an annual carryforward of funds; providing for future legislative review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Representative Clarke—

HB 1113—A bill to be entitled An act relating to Sarasota County; providing legislative intent; amending, codifying, and reenacting all special acts relating to the Sarasota County Public Hospital District; providing District boundaries; providing for a governing board; providing powers, functions, and duties of the District and its governing board, including express power to sell and exchange real estate; repealing chapters 26468 (1949), 27888 (1951), 31262 (1955), 57-1838, 59-1839, 61-2807, 61-2855, 61-2868, 63-1893, 63-1895, 63-1896, 63-1913, 65-2226, 65-2227, 65-2232, 67-2047, 69-1583, 69-1593, 71-907, 83-525, 84-530, 85-501, 86-373, 87-526, 88-534, 90-411, 90-422, 95-507, and 2000-400, Laws of Florida, except for the provisions approved in referendum on January 10, 1950, conferring ad valorem taxing authority; ratifying actions of the District and the governing board taken pursuant to chapter 69-1583, Laws of Florida; providing severability; providing for construction and effect; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Wiles—

HB 1115—A bill to be entitled An act relating to small employer health insurance; creating s. 627.6565, F.S.; authorizing certain small employers to contract with the Department of Management Services to participate in the state group health insurance program; providing requirements for employers and employees relating to payroll deductions and contributions; providing for an administrative fee; requiring the department to maintain separate accounting for such program participation; providing an effective date.

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

By Representatives Troutman and Zapata—

HB 1117—A bill to be entitled An act relating to trespass; creating s. 810.098, F.S.; prohibiting the damaging of fences or other animal retention structures during a trespass upon agricultural property; providing penalties; providing for forfeiture of motor vehicle or other personal property used in the offense; amending s. 932.701, F.S.; redefining the term "contraband article"

for purposes of the Florida Contraband Forfeiture Act to include such motor vehicles and personal property; providing an effective date.

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

By Representative Brandenburg—

HJR 1119—A joint resolution proposing amendments to Section 1 of Article III, Section 10 of Article IV, and Sections 3 and 5 of Article XI, and the creation of Section 20 of Article III, of the State Constitution to provide for enactment of legislation by citizen initiative and to revise certain procedures with respect to proposing constitutional amendments by initiative.

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

By Representative Mealar—

HB 1121—A bill to be entitled An act relating to children in custody of the state; requiring the Department of Children and Family Services to enter into interagency agreements with public or private entities for delivery of services to children in care or custody or under the supervision of the department; requiring an agreement between the department and the Department of Education; requiring an agreement between the department and district school boards; specifying provisions of each agreement; providing an effective date.

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

By Representative Clarke—

HB 1123—A bill to be entitled An act relating to site rehabilitation of contaminated sites; creating s. 376.30701, F.S.; extending application of risk-based corrective action principles to all contaminated sites resulting from a discharge of pollutants or hazardous substances; providing for contamination cleanup criteria that incorporate risk-based corrective action principles to be adopted by rule; providing clarification that cleanup criteria do not apply to offsite relocation or treatment; providing the conditions under which further rehabilitation may be required; creating s. 376.30702, F.S.; creating the State-Owned Lands Cleanup Program to address site rehabilitation of contaminated state-owned lands; stating legislative findings and intent; directing the department to use existing site priority ranking and cleanup criteria; establishing liability protection; describing conditions under which the department shall seek cost recovery; providing exclusions; amending s. 199.1055, F.S.; clarifying who may apply for tax credits; clarifying time period for use of tax credits; amending s. 220.1845, F.S.; clarifying who may apply for tax credits; clarifying time period for use of tax credits; allowing tax credit applicants to claim credit on a consolidated return up to the amount of the consolidated group's tax liability; amending s. 376.30781, F.S.; clarifying who may apply for tax credits; converting tax credit application time period to calendar year; moving application deadline to January 15; clarifying that placeholder applications are prohibited; eliminating outdated language; providing an effective date.

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

By Representative Clarke—

HB 1125—A bill to be entitled An act relating to voter information; creating s. 100.391, F.S.; requiring the Department of State to prepare a voter information guide for elections in which a constitutional amendment or a candidate for retention as a justice is on the ballot; specifying the information the guide is to contain; providing requirements for the submission, review, and adoption of such information; providing for publication and dissemination of the guide; providing for assessment of fees to cover certain costs of publication and dissemination; providing the department rulemaking authority; providing an effective date.

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

By Representative Bucher—

HB 1127—A bill to be entitled An act relating to freestanding diagnostic imaging facilities; creating pt. V of ch. 483, F.S., the Florida Freestanding Diagnostic Imaging Facilities Law; creating s. 483.95, F.S.; providing a popular name; creating s. 483.951, F.S.; declaring policy and purpose; creating s. 483.952, F.S.; providing exemptions from the act; creating s. 483.953, F.S.; providing definitions; creating s. 483.954, F.S.; granting rulemaking authority, powers, and duties to the Agency for Health Care Administration; providing standards, fees, and licensing requirements; creating s. 483.955, F.S.; providing for inspection of facilities; creating s. 483.956, F.S.; providing for licensing of facilities and requirements; providing for licensing denials and revocations; creating s. 483.9565, F.S.; providing for licensure application and application requirements; creating s. 483.957, F.S.; requiring a facility to have a medical director; providing requirements for the director; creating s. 483.958, F.S.; requiring facilities to display licenses; creating s. 483.959, F.S.; providing for disciplinary actions against facilities in specified circumstances; creating s. 483.9591, F.S.; providing administrative penalties; creating s. 483.9595, F.S.; providing for offenses; creating s. 483.95955, F.S.; providing criminal penalties; creating s. 483.9596, F.S.; authorizing injunctive actions to be brought against unlicensed facilities; prohibiting claims to be filed by unlicensed facilities; providing an effective date.

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

By Representative Gelber—

HB 1129—A bill to be entitled An act relating to insurance; amending s. 501.212, F.S.; deleting an exclusion from application of deceptive and unfair trade practices provisions to the Department of Insurance; creating s. 624.156, F.S.; providing that certain consumer protection laws apply to the business of insurance; amending s. 627.041, F.S.; revising definitions; amending s. 627.062, F.S.; specifying nonapplication to professional medical malpractice insurance; amending s. 627.314, F.S.; revising certain authorized actions multiple insurers may engage in together; prohibiting certain conduct on the part of insurers; amending s. 627.357, F.S.; deleting a prohibition against forming a medical malpractice self-insurance fund; amending s. 627.4147, F.S.; revising certain notification criteria; providing for application of a discount or surcharge or alternative method based on loss experience in determining the premium paid by a health care provider; providing requirements; providing a limitation; amending s. 627.912, F.S.; increases the limit on a fine; requiring provision of certain financial information to the Office of Insurance Regulation; authorizing an administrative fine for failure to comply; requiring the director of the office to prepare and submit to the Governor and Legislature an annual report; creating s. 627.41491, F.S.; requiring the Office of Insurance Regulation to provide health care providers with a full disclosure of certain rate comparison information each year; creating s. 627.41493, F.S.; requiring a medical malpractice insurance rate rollback; providing for subsequent increases under certain circumstances; requiring approval for use of certain medical malpractice insurance rates; creating s. 627.41495, F.S.; providing for consumer participation in review of medical malpractice rate changes; providing for public inspection; providing for adoption of rules by the Office of Insurance Regulation; creating s. 627.41497, F.S.; requiring certain medical malpractice insurance rates to be set by the director of the Office of Insurance Regulation; providing for approval of rate filings; requiring insurers to apply for certain rates, schedules, and manuals; providing procedures for application and review; providing review criteria; providing approval standards; authorizing the office to require certain additional information for review; requiring adoption of certain rules; providing for reports of certain information; requiring the office to retain such reports for a time certain; requiring medical malpractice insurers to file certain information with the office; authorizing the office to review rates, schedules, manuals, or rate changes at any time for certain purposes; providing procedures; requiring the office to issue orders for setting new rates; prohibiting the office from prohibiting insurers from paying certain acquisition costs for certain purposes; providing application; excluding certain judgment or settlement amounts, taxable costs, and attorney's fees from inclusion in an insurer's rate base; authorizing the Office of Insurance Regulation to adopt rules; providing an effective date.

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

By Representative M. Davis—

HB 1131—A bill to be entitled An act relating to home inspection services; creating s. 501.935, F.S.; providing requirements relating to home inspection services; providing legislative intent; providing definitions; providing certain inspector qualifications and practice standards; providing exemptions; requiring, before inspection, provision of inspector credentials, a caveat, a disclosure of conflicts of interest and certain relationships, and a statement or agreement of scope, limitations, terms, and conditions; requiring a report to the client on the results of the inspection and requiring provision of relevant portions thereof to homeowners under certain circumstances; prohibiting certain acts for which there are civil penalties; providing that failure to comply is a deceptive and unfair trade practice; providing for injunction against use of the title "board-certified home inspector" under certain circumstances and requiring notice thereof to potential clients; providing for the filing of complaints; requiring maintenance of records regarding complaints and compilation of statistics regarding such complaints; providing an effective date.

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

By Representative D. Davis—

HB 1133—A bill to be entitled An act relating to governmental efficiency and productivity; providing for the review of state agency service contracts; requiring the Department of Management Services to enter into a contract with a private vendor to conduct the review; providing an effective date.

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

By Representative Brummer—

HJR 1135—A joint resolution proposing an amendment to Section 11 of Article V of the State Constitution to require that the deliberations and records related thereto of judicial nominating commissions be open to the public.

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

By Representative Quinones—

HB 1137—A bill to be entitled An act relating to court costs; creating s. 938.20, F.S.; providing funding for drug court programs through the assessment of an additional mandatory court cost; providing for the assessment to be imposed by ordinance against persons convicted of a criminal violation, a violation of a municipal or county ordinance, or a traffic violation resulting in payment of a fine or penalty; providing an effective date.

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

By Representative Goodlette—

HB 1139—A bill to be entitled An act relating to Collier County; providing for liens in favor of a nonprofit corporation operating a charitable hospital within the county; authorizing such liens on judgments and settlements recovered from a tortfeasor causing a patient's injury for reasonable charges owed to a hospital for services provided to an injured person; providing limitations; providing for determination by the court of amount of recovery when a patient and hospital cannot agree on the actual amount; providing for reduction of the lien by any payments to the hospital by or on behalf of a patient; providing for notification to the hospital of the patient's intent to claim damages from the tortfeasor; requiring the hospital to state its intent to assert its lien within a prescribed time; providing a waiver of the right for failure to state such intent; providing that payment to the hospital pursuant to this act fully satisfies the patient's hospital charges and bill; requiring that the hospital provide a patient with reasonably necessary information; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Ausley—

HB 1141—A bill to be entitled An act relating to child care; amending s. 402.305, F.S.; revising inservice training requirements for child care personnel; requiring training in early literacy and language development; amending s. 402.313, F.S.; requiring annual training and an annual health and safety home inspection self-evaluation by family day care home operators; requiring training in early literacy and language development; amending s. 402.3131, F.S.; requiring annual training of operators of large family child care homes; requiring training in early literacy and language development; providing an effective date.

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

By Representative Berfield—

HB 1143—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 for their guests; providing conditions; providing for use of proceeds; providing exemption from local regulation and fees; providing an effective date.

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

By Representative Negrón—

HB 1145—A bill to be entitled An act relating to child custody placement; amending s. 39.521, F.S.; revising procedures for the placement of a child adjudicated dependent to provide for the child to be placed with a residential child-caring agency or in a family foster home; amending s. 39.623, F.S.; revising options and requirements for the long-term custody placement of a child; amending s. 39.704, F.S.; providing an exemption from judicial review; providing an effective date.

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

HB 1147—Withdrawn

By Representatives D. Davis and Allen—

HB 1149—A bill to be entitled An act relating to economic development; amending s. 288.125, F.S.; expanding applicability of the definition of the term "entertainment industry"; creating s. 288.1254, F.S.; creating a program under which certain persons producing, or providing services for the production of, filmed entertainment are eligible for state financial incentives for activities in or relocated to this state; prescribing powers and duties of the Office of Tourism, Trade, and Economic Development and the Office of Film and Entertainment with respect to the program; defining terms; providing an application procedure and approval process; prescribing limits on reimbursement; requiring documentation for requested reimbursement; providing for policies and procedures; providing penalties for fraudulent claims for reimbursement; providing an appropriation; requiring a report; providing an effective date.

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

By Representative Sobel—

HB 1151—A bill to be entitled An act relating to acquisition of public lands; amending s. 259.041, F.S.; decreasing the vote required for approval of acquisition of certain lands from five members to three members of the Board of Trustees of the Internal Improvement Trust Fund; reenacting s. 253.025(7)(e), F.S., for the purpose of incorporating a reference; reenacting s. 259.02, F.S., for the purpose of incorporating a reference; reenacting s. 259.032(8), F.S., for the purpose of incorporating a reference; reenacting s. 260.016(3)(b), F.S., for the purpose of incorporating a reference; providing an effective date.

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

By Representative Galvano—

HB 1153—A bill to be entitled An act relating to educational facilities; creating s. 1013.358, F.S.; providing legislative intent; authorizing the creation of workplace school benefit districts to assist in financing construction and maintenance of educational facilities; providing the powers of a workplace school benefit district and its governing board; providing for the creation of community redevelopment agencies as an alternative; creating s. 1013.359, F.S.; providing funding for workplace school benefit districts or community redevelopment agencies; creating s. 1013.3595, F.S.; providing for educational facility utilization; creating pt. VIII of ch. 159, F.S., the "Florida Qualified Public Educational Facilities Private Activity Bond Allocation Act"; providing purpose and definitions; providing for allocation of state volume limitation on private activity bonds to finance qualified public educational facilities; providing for rules; providing an effective date.

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

By Representative Poppell—

HB 1155—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056, 320.08058, F.S.; renaming the Challenger license plate as the Challenger/Columbia license plate; providing an effective date.

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

By Representative Murzin—

HB 1157—A bill to be entitled An act relating to administrative procedures; amending s. 120.551, F.S.; providing for publication of notices on the Internet in lieu of publication in the Florida Administrative Weekly; providing criteria for publication on the Internet; deleting reference to a pilot project; providing an effective date.

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

By Representative Ross—

HB 1159—A bill to be entitled An act relating to motor vehicle manufacturers, distributors, importers, and dealers; amending s. 320.13, F.S.; clarifying provisions for use of dealer license plates; amending s. 320.60, F.S.; clarifying definition of "motor vehicle" and defining the terms "service" and "certified preowned vehicle" for purposes of specified provisions; amending s. 320.64, F.S.; prohibiting certain acts by licensee or applicant; amending s. 320.642, F.S.; revising provisions for evidence that an area is adequately served; expanding grounds for protest of proposed additional or relocated motor vehicle dealer; amending s. 320.643, F.S.; revising provisions relating to transfer, assignment, or sale of franchise agreement; prohibiting rejection or withholding of approval by licensee; requiring condition be met to protect the licensee from liability; amending s. 320.644, F.S., relating to change in executive management; defining "executive management"; revising procedures for approval or rejection of change; specifying that termination of employment is not deemed a change under the section; prohibiting rejection or withholding of approval by licensee; providing conditions for rejection or withholding of approval by licensee; requiring condition be met to protect the licensee from liability; amending s. 320.695, F.S.; revising provisions relating to injunctive relief from violation of specified provisions regulating motor vehicle manufacturers, distributors, importers, and dealers; providing standing for described associations of dealers to seek injunctive relief; amending s. 320.699, F.S.; revising administrative hearing procedures for certain complaints; amending s. 501.976, F.S., relating to actionable, unfair, or deceptive acts or practices by a motor vehicle dealer; revising specifications for representation by dealer of vehicle as a demonstrator; amending s. 817.7001, F.S.; revising the definition of "credit service organization" to exclude specified motor vehicle dealers for purposes of provisions regulating such organizations; providing an effective date.

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

By Representative Waters—

HB 1161—A bill to be entitled An act relating to identity theft and Internet fraud prevention, investigation, and prosecution; amending s. 817.568, F.S.; providing for penalty provisions for the commission of a first degree and second degree felony concerning identity theft under certain circumstances; providing for higher offense severity levels in identity theft cases under certain circumstances; providing that every Florida consumer may be provided two free credit reports a year; amending s. 934.23, F.S.; providing a definition; clarifying that Florida judges with jurisdiction over specific crimes have authority to issue search warrants for electronic evidence relating thereto, regardless of where the electronic evidence is situated; creating s. 92.605, F.S.; providing definitions; providing for self-authentication for out-of-state business records under certain circumstances with notice to opponent; providing for procedures; providing an effective date.

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

By Representative Henriquez—

HB 1163—A bill to be entitled An act relating to school district capital outlay revenue; amending s. 125.01, F.S.; providing that a county in which the school board is receiving certain intangible tax revenues or levying the local option sales surtax is prohibited from levying school impact fees; amending s. 199.292, F.S.; providing for transfer of a portion of nonrecurring intangible personal property tax revenues to the School District Capital Outlay Trust Fund; providing for distribution of a portion of such revenues to school districts that collected impact fee revenues in fiscal year 2002-2003 to supplant such impact fees; providing requirements for distribution of the remainder of such revenues to all school districts; amending s. 212.054, F.S.; providing for application of certain notice requirements for levy of the surtax; amending ss. 212.055, 1011.71, F.S.; providing that school boards may levy a local option sales surtax in lieu of levying all or a part of the nonvoted district school capital improvement millage; authorizing levy of such surtax by resolution and providing requirements with respect thereto; providing for uses of the surtax proceeds; amending s. 1013.15, F.S., relating to lease or rental of educational facilities and sites, and s. 1013.64, F.S., relating to requests for funding from the Special Facility Construction Account, to conform; providing a contingent effective date.

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

By Representative Henriquez—

HM 1165—A memorial to the President and the Congress of the United States, urging the President and Congress to permit the United States citizens living in Puerto Rico to determine Puerto Rico's future political status.

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

By Representative D. Davis—

HB 1167—A bill to be entitled An act relating to trust funds; creating the Entertainment Industry Financial Incentive Trust Fund; providing for sources of funds and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

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

By Representative Reagan—

HB 1169—A bill to be entitled An act relating to prompt payment for construction services; amending s. 218.70, F.S.; providing a popular name; amending s. 218.72, F.S.; redefining the term "local governmental entity," as used in pt. VII of ch. 218, F.S., to include community colleges; amending s. 218.735, F.S.; revising provisions relating to timely payment for purchases of construction services; revising deadlines for payment; providing procedures for project closeout and payment of retainage; providing requirements for local government construction retainage; providing that ss. 218.72-218.76,

F.S., apply to the payment of any payment request for retainage; creating s. 255.0705, F.S.; providing a popular name; amending s. 255.071, F.S.; revising deadlines for the payment of subcontractors, sub-subcontractors, materialmen, and suppliers on construction contracts for public projects; creating ss. 255.072, 255.073, 255.074, 255.075, 255.076, 255.077, and 255.078, F.S.; providing definitions; providing for timely payment for purchases of construction services by a public entity; providing procedures for calculating payment due dates; allowing collection of interest; providing procedures for handling improper payment requests; providing for the resolution of disputes; providing for project closeout and payment of retainage; providing for public construction retainage; providing that ss. 255.072-255.076, F.S., apply to the payment of any payment request for retainage; amending s. 255.05, F.S.; providing requirements for certain notices of nonpayment served by a claimant who is not in privity with the contractor; providing limitations on a claimant's institution of certain actions against a contractor or surety; providing for the tolling of a statute of limitations for bringing suit against a contractor or surety; providing an effective date.

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

By Representative Roberson—

HB 1171—A bill to be entitled An act relating to student financial assistance; amending s. 1009.50, F.S.; revising provisions relating to student eligibility for receipt of a Florida public student assistance grant; providing an appropriation; providing an effective date.

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

By Representative Harper—

HB 1173—A bill to be entitled An act relating to the work opportunity tax credit; creating s. 220.1893, F.S.; providing for a corporate income tax credit for businesses hiring certain persons under certain circumstances; providing limitation; providing for continuation of the credit absent federal authorization; providing an effective date.

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

By Representative Sobel—

HB 1175—A bill to be entitled An act relating to wage discrimination; creating the "Equal Pay Commission Act"; providing for the director of Workforce Innovation to appoint the Equal Pay Commission; providing membership criteria; requiring the commission to conduct a study; specifying the subject of the study; providing an effective date.

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

By Representative Sobel—

HB 1177—A bill to be entitled An act relating to the safety of children; providing a popular name; providing legislative intent; requiring certain children to be enrolled in an early education or child care program; providing attendance and reporting responsibilities of the child's parent or guardian and of the Family Safety Program Office of the Department of Children and Family Services; requiring law enforcement agencies to investigate certain reports; providing an effective date.

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

By Representative Ross—

HB 1179—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; revising and adding definitions; amending s. 440.021, F.S.; correcting a cross reference; creating s. 440.115, F.S.; providing for employer's and carrier's responsibilities for production of documents; requiring a written explanation if benefits are denied; amending s. 440.125, F.S.; providing for waiver of employee confidentiality with regard to medical records and reports under certain circumstances; requiring the

employee to complete a prior injury questionnaire; amending s. 440.13, F.S.; requiring certain medical reports to include specified information; providing conditions for independent medical examinations; providing for claims and termination or suspension of claims for medical benefits in compensability admitted cases; providing for requests for authorization of medical treatment or testing in such cases; providing procedures and sanctions when an employee fails or refuses to attend a medical appointment; creating s. 440.131, F.S.; transferring provisions relating to utilization review, utilization reimbursement disputes, and overutilization from s. 440.13, F.S., to s. 440.131, F.S.; creating s. 440.1312, F.S.; transferring provisions relating to audits by and jurisdiction of the Agency for Health Care Administration and Department of Insurance from s. 440.13, F.S., to s. 440.1312, F.S.; creating s. 440.1313, F.S.; transferring provisions relating to the three-member panel, maximum reimbursement, physician removal, and payment of medical fees from s. 440.13, F.S., to s. 440.1313, F.S.; revising membership of panel to include the Chief Financial Officer; creating s. 440.1314, F.S.; transferring provisions relating to practice parameters from s. 440.13, F.S., to s. 440.1314, F.S.; creating s. 440.1315, F.S.; transferring provisions relating to attendant care services from s. 440.13, F.S., to s. 440.1315, F.S.; requiring the employee to provide certain information in a petition for benefits; specifying circumstances under which attendant care services may be suspended or terminated and providing for notice thereof; providing for hearings; creating s. 440.145, F.S.; establishing procedures for disputes regarding average weekly wage and corresponding compensation rate; amending s. 440.15, F.S.; revising provisions relating to temporary total disability benefits; providing for notice of termination of benefits and objections thereto; creating s. 440.1501, F.S.; transferring provisions relating to compensation for catastrophic temporary total disability from s. 440.15, F.S., to s. 440.1501, F.S.; providing conditions for suspension or termination of catastrophic temporary total disability benefits and objections thereto; providing for hearings; requiring earned income reports to the Department of Insurance, employer, and carrier; creating s. 440.15015, F.S.; transferring provisions requiring earned income reports to the Department of Insurance, employer, and carrier from s. 440.15, F.S., to s. 440.15015, F.S.; creating s. 440.1502, F.S.; transferring provisions relating to compensation for temporary partial disability from s. 440.15, F.S., to s. 440.1502, F.S.; providing conditions for an employee's return to work; providing conditions for termination of temporary partial disability benefits and objections thereto; providing for hearings; creating s. 440.1503, F.S.; transferring provisions relating to compensation for impairment from s. 440.15, F.S., to s. 440.1503, F.S.; providing conditions for termination of permanent impairment benefits and objections thereto; providing for hearings; creating s. 440.1504, F.S.; transferring provisions relating to supplemental benefits from s. 440.15, F.S., to s. 440.1504, F.S.; providing conditions for termination of supplemental benefits and objections thereto; providing for hearings; creating s. 440.1505, F.S.; transferring provisions relating to compensation for permanent total disability from s. 440.15, F.S., to s. 440.1505, F.S.; providing conditions for termination of permanent total disability benefits and objections thereto; providing for hearings; creating s. 440.1506, F.S.; transferring provisions relating to compensation for subsequent injury from s. 440.15, F.S., to s. 440.1506, F.S.; creating s. 440.1507, F.S.; transferring provisions relating to eligibility for benefits from s. 440.15, F.S., to s. 440.1507, F.S.; requiring an employee who has applied for social security benefits to notify the employer or carrier within a specified time period; creating s. 440.1508, F.S.; transferring provisions relating to repayment of benefits from s. 440.15, F.S., to s. 440.1508, F.S.; providing procedures in circumstances when a miscalculation of benefits is alleged; amending s. 440.16, F.S.; transferring provisions relating to compensation for death from s. 440.25, F.S., to s. 440.16, F.S.; requiring certain information to be provided with a petition for benefits in cases of death; providing conditions for denial of death benefits; providing for hearings; creating s. 440.1855, F.S.; providing circumstances for denial of benefits as a result of the tolling of the statute of limitations; repealing s. 440.191, F.S., relating to the Employee Assistance and Ombudsman Office; creating s. 440.1915, F.S.; providing for a stay pending criminal investigation and prosecution of workers' compensation fraud; amending s. 440.192, F.S., relating to procedure for resolving benefit disputes; requiring additional information to be provided in an answer to a petition for benefits; providing for extension of time by which to file an answer; correcting a reference, to conform; creating s. 440.1927, F.S.; providing procedures for expedited hearings; providing for mediation conferences;

amending s. 440.25, F.S.; revising provisions relating to procedures for mediation and hearings; providing for state and private mediation conferences; providing that mediators in state mediation conferences be selected by the Chief Judge of Compensation Claims; providing for pretrial hearings; providing for consolidation of specified petitions for benefits; creating s. 440.255, F.S.; transferring provisions relating to procedures for appeals from s. 440.25, F.S., to s. 440.255, F.S.; amending s. 440.28, F.S.; requiring an application for modification of an order to include information specified in s. 440.192(2), F.S., relating to a petition for benefits; amending s. 440.29, F.S.; providing sanctions for failure to comply with the provisions of said section; creating s. 440.291, F.S.; providing procedures relating to discovery; creating s. 440.292, F.S.; providing for motions; creating s. 440.293, F.S.; providing for agreements and stipulations; creating s. 440.295, F.S.; providing for summary judgment; amending s. 440.42, F.S.; providing procedures for resolving disputes between carriers; amending s. 440.442, F.S.; providing for applicability of the Code of Judicial Conduct to the Chief Judge of Compensation Claims and deleting references to the Deputy Chief Judge of Compensation Claims; amending s. 440.45, F.S.; reorganizing the Office of the Judges of Compensation Claims to provide for expiration of the term of the Deputy Chief Judge and the creation of the position of Chief Judge; requiring the Chief Judge to report to the Secretary of Management Services; removing an exception regarding who may serve on the nominating commission; providing responsibilities of The Florida Bar with regard to the conduct of the Chief Judge; requiring The Florida Bar Rules Committee to promulgate the Workers' Compensation Rules of Procedure; requiring a report; amending s. 440.491, F.S.; providing conditions for additional rehabilitation temporary total disability benefits, denial of said benefits, and objections thereto; providing for hearings; amending ss. 112.3145, 120.65, 121.055, 216.251, 440.105, 440.134, 440.14, 440.20, 440.207, 440.29, 440.44, 440.47, 440.49, 440.50, 440.51, 631.929, 946.523, 948.03, 960.13, 985.21, 985.231, and 985.315, F.S.; conforming references to changes made by the act; providing an effective date.

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

By Representative Sobel—

HB 1181—A bill to be entitled An act relating to assault on a sports official; creating s. 784.0815, F.S.; defining “sports official”; providing an additional penalty for assault upon a sports official under certain circumstances; providing an effective date.

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

By Representative Gardiner—

HB 1183—A bill to be entitled An act relating to public K-12 education support for learning; creating s. 1006.055, F.S.; requiring each school district to create a comprehensive school guidance program; providing components of the guidance program; requiring Department of Education review of the program plan; providing for an accountability process to measure outcome standards; providing an effective date.

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

By Representative Ambler—

HB 1185—A bill to be entitled An act relating to bail and pretrial release; creating s. 903.0465, F.S.; providing that a judge at a first appearance may not reduce bail set by another judge issuing an arrest warrant; amending s. 903.0471, F.S.; authorizing a court to make a finding of probable cause on the basis of an affidavit of a law enforcement officer when a person on pretrial release is arrested for a new law violation; providing an effective date.

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

By Representative McInvale—

HB 1187—A bill to be entitled An act relating to consumer credit report protection; creating s. 655.9545, F.S.; requiring credit reporting agencies to

provide a process for establishing consumer personal identification numbers for purposes of restricting access to credit records; requiring entities providing and checking credit to provide consumers with credit checking agency information; requiring opportunity for consumers to establish personal identification numbers before certain entities may access credit records; providing an effective date.

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

By Representative Sobel—

HB 1189—A bill to be entitled An act relating to requirements for high school graduation; amending s. 1003.43, F.S.; requiring that instruction in parenting skills be included within the one-half credit in life management skills required for graduation from high school; providing an effective date.

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

By Representative Harper—

HB 1191—A bill to be entitled An act relating to gain-time awards for good conduct; amending s. 944.275, F.S.; increasing the amount of gain-time that the Department of Corrections may grant to certain prisoners; providing that such increase may not be granted to a prisoner convicted of committing a forcible felony; amending s. 921.002, F.S., relating to the Criminal Punishment Code; conforming provisions to changes made by the act; providing an effective date.

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

By Representative Stargel—

HB 1193—A bill to be entitled An act relating to title insurance; amending s. 624.608, F.S.; excluding certain casualty insurance from the definition of title insurance; amending s. 627.784, F.S.; deleting a reference to guarantee of title in a prohibition against issuing title insurance under certain circumstances; amending s. 627.786, F.S.; authorizing title insurers to issue certain policies or certificates insuring a lien securing certain loans or mortgages under certain circumstances; providing an effective date.

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

By Representative Antone—

HB 1195—A bill to be entitled An act relating to student financial assistance; creating s. 1009.892, F.S.; creating the Innovation Florida Scholarships for Developing High-Tech Jobs Program; authorizing need-based scholarships for students enrolled in certified degree programs in targeted employment areas at Florida postsecondary educational institutions; providing for administration and funding of the program; providing student eligibility requirements for initial and renewal awards; providing an appropriation; providing an effective date.

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

By Representatives Simmons and Adams—

HB 1197—A bill to be entitled An act relating to The Baker Act; amending s. 394.455, F.S.; defining the term "service provider"; amending s. 394.4598, F.S.; revising language with respect to the guardian advocate; authorizing the guardian advocate to consent to administration of medication over objection under certain circumstances; amending s. 394.463, F.S.; revising language with respect to involuntary examination; amending s. 394.467, F.S.; revising language with respect to involuntary placement; providing reference to inpatient and outpatient involuntary placement; providing requirements for placement orders; providing for voluntary treatment agreements; providing a procedure for continued involuntary outpatient placement; providing for severability; providing an effective date.

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

By Representative Simmons—

HB 1199—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; removing references to ignition interlock devices; decreasing the minimum blood-alcohol level for certain offenses; providing penalties; repealing ss. 316.1937 and 316.1938, F.S., relating to ignition interlock devices; amending s. 316.655, F.S.; requiring minimum periods of suspension of driving privileges for certain offenses; amending s. 316.656, F.S.; prohibiting a judge from accepting a plea to a lesser offense under certain circumstances; amending s. 322.271, F.S.; correcting a cross reference; creating s. 322.2715, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to contract for certain commodities and services; requiring the installation of ignition interlock devices as a condition to certain licensure; requiring warning labels; requiring the installation of ignition interlock devices on certain vehicles for certain period of time; providing for such time requirement to be determined by the court, subject to certain minimums; requiring notification by an offender to a probation officer when installation of an ignition interlock device is required as a condition of probation; providing penalties, including a minimum mandatory sentence, for failure to provide such notice; providing that certain actions with respect to such devices or vehicles is unlawful and prohibiting the lending or leasing of vehicles to persons required to drive vehicles with ignition interlocking devices if such vehicles do not have such devices; providing penalties, including minimum mandatory penalties under certain circumstances; providing an exception; providing for severability; providing an effective date.

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

By Representative Simmons—

HB 1201—A bill to be entitled An act relating to guardian ad litem services; creating s. 39.8225, F.S.; providing for guardian ad litem programs in each judicial circuit; authorizing contracts with private or public entities for the provision of guardian ad litem services; providing requirements for statewide funding standards; providing an effective date.

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

By Representatives Zapata and Robaina—

HB 1203—A bill to be entitled An act relating to Department of Corrections career service; amending s. 110.205, F.S.; deleting obsolete language; classifying colonels and majors within the department as Selected Exempt Service employees; providing an effective date.

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

By Representative Gardiner—

HB 1205—A bill to be entitled An act relating to truck safety; amending s. 316.302, F.S.; revising references; specifying ownership identification requirements for certain commercial motor carriers; providing penalties; deleting obsolete references; amending s. 316.3025, F.S.; correcting references; revising penalty provisions for specified violations; providing penalties for specified noncompliance; amending s. 316.3026, F.S.; providing the Office of Motor Carrier Compliance authority to issue out-of-service orders to certain commercial motor carriers; providing procedures; providing penalties for failure to comply; amending s. 316.515, F.S.; revising truck length limitations for described semitrailers under specified circumstances; amending s. 316.545, F.S.; providing that certain penalties shall be a lien on the vehicle; adding a cross reference; deleting specified receipt requirement; authorizing weight inspectors to detain described vehicles under specified circumstances; authorizing said inspectors to contact a law enforcement officer; amending s. 316.640, F.S.; revising provisions relating to law enforcement authority; repealing s. 316.3027, F.S., relating to identification required on commercial motor vehicles; repealing s. 316.610(3), F.S., relating to inspection of vehicles; amending s. 316.1937, F.S.; correcting a cross reference; providing an effective date.

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

HB 1207—Withdrawn

HB 1209—Withdrawn

By Representative Sobel—

HB 1211—A bill to be entitled An act relating to electronic messages; providing definitions; prohibiting a person from transmitting, conspiring to transmit, or assisting in transmitting a commercial electronic mail message from a computer within the state to a resident of the state if that message uses an Internet domain name without permission, misrepresents the point of origin of the message, or contains false or misleading information; specifying circumstances under which a person has knowledge that the intended recipient of a message is a resident of this state; providing for injunctive or other equitable relief for a violation of the act; authorizing the court to award damages; authorizing a computer service to block the receipt or transmission of a message upon reasonable belief that the message is or will be sent in violation of the act; providing immunity from liability for such action; providing an effective date.

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

By Representative Gottlieb—

HB 1213—A bill to be entitled An act relating to student financial assistance; amending s. 1009.57, F.S.; requiring the Florida Teacher Scholarship and Forgivable Loan Program to provide scholarship assistance to education paraprofessionals and substitute teachers seeking certification to teach in critical teacher shortage areas; establishing a scholarship loan program to provide scholarship loans to students who teach in poor or underperforming areas in the state; providing eligibility requirements; providing for loan forgiveness; amending s. 1009.58, F.S.; expanding the critical teacher shortage tuition reimbursement program; authorizing tuition reimbursement for courses needed for recertification; authorizing certain tuition-free courses on a space-available basis; amending s. 1009.59, F.S.; specifying that the Critical Teacher Shortage Student Loan Forgiveness Program applies to personnel seeking employment in certain high priority location areas; increasing the amount of loan principal repayments; amending s. 1003.52, F.S.; conforming language; providing an appropriation; providing an effective date.

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

By Representative Baxley—

HB 1215—A bill to be entitled An act relating to blind services; providing a popular name; transferring the powers, duties, records, personnel, property, and funds of the Division of Blind Services within the Department of Education to the Florida Commission for the Blind, which is created by this act; amending s. 20.15, F.S.; deleting the division from the Department of Education; amending s. 413.011, F.S.; providing legislative purpose and policy; creating the Florida Commission for the Blind; providing for commission membership, terms, and meetings and for the election of the commission chair; naming the commission as the designated state unit and the Department of Education as the designated state agency under the federal Rehabilitation Act of 1973; providing for commission personnel, including an executive director; requiring background investigations of personnel; providing powers and duties of the commission, including the duty to license blind individuals under the federal Randolph-Sheppard Act; exempting certain property from record and inventory requirements and from bidding requirements; creating a children's program; providing purposes of the program; requiring an annual report; providing for the resolution of disputes; repealing the Advisory Council for the Blind; creating s. 413.093, F.S.; providing budgetary procedures for the commission; providing duties of the executive director of the Florida Commission for the Blind; creating s. 413.094, F.S.; providing for management flexibility in the commission's allocation of funds and the amendment of authorized positions; creating s.

413.095, F.S.; providing for the commission to retain title to certain real and personal property intended for use by people who have visual impairments and certain commission personnel; allowing the commission to repossess, transfer, and dispose of such property; providing for rulemaking; amending s. 110.131, F.S., relating to other-personal-services temporary employment, s. 121.051, F.S., relating to participation in the Florida Retirement System, s. 215.311, F.S., relating to exceptions from s. 215.31, F.S., which apply to funds collected by and under the direction of the division, s. 318.21, F.S., relating to the disposition of civil penalties by county courts, s. 413.0115, F.S., relating to the State Board of Administration's authorization to invest a portfolio, s. 413.012, F.S., relating to prohibiting the disclosure of confidential records and providing exemptions to the prohibition, s. 413.013, F.S., relating to the destruction of certain records, s. 413.014, F.S., relating to community-based rehabilitation programs, s. 413.041, F.S., relating to placing eligible blind persons in vending facilities in public places, s. 413.051, F.S., the Little Randolph Sheppard Act, s. 413.091, F.S., relating to the issuance of identification cards to persons known to be blind or partially sighted, s. 413.092, F.S., relating to the Blind Babies Program; conforming provisions to the changes made by this act; repealing ss. 413.061, 413.062, 413.063, 413.064, 413.065, 413.066, 413.067, 413.068, 413.069, F.S., relating to the issuance of permits for soliciting funds on behalf of blind persons; providing an effective date.

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

By Representative Poppel—

HB 1217—A bill to be entitled An act relating to Titusville-Cocoa Airport District, a dependent special district in Brevard County; codifying the District's charter pursuant to s. 189.429, Florida Statutes; providing for codification of special laws relating to Titusville-Cocoa Airport District pursuant to s. 189.429, F.S.; providing legislative intent; amending, codifying, repealing, and reenacting all prior special acts; declaring the status of the District; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Poppel—

HB 1219—A bill to be entitled An act relating to the North Brevard County Hospital District, a special taxing district in Brevard County; codifying, reenacting, and amending the district's charter; providing purpose; providing boundaries; establishing the North Broward County Hospital District Board; providing for membership, procedures, terms of office, removal from office, and filling of vacancies; providing for election of officers of the board; providing for a depository of board funds; authorizing the issuance of bonds; authorizing the establishment, construction, equipping, operation, maintenance, repair, or lease of facilities; providing for ad valorem taxation; authorizing contracts; providing for a training school for nurses; providing for public records; empowering the board to adopt rules and regulations; designating the Parrish Medical Center; providing for purchase of equipment; providing for discharge of employees or agents; providing for an employee retirement program; providing for use of moneys received; providing for transfer of residual assets in the event of dissolution of the district; providing for the sale of hospital facilities under certain circumstances; providing for lease of certain properties to third parties under certain circumstances; providing for disposition of surplus property; authorizing the board to establish a not-for-profit support corporation; providing for expenditure of funds therefor; providing for public records and meetings; providing exceptions; requiring an annual financial report; providing for adoption of provisions relating to the support corporation; providing for directors of the support corporation; providing for terms and financial disclosure; prohibiting certain acts of the support corporation; providing for adoption of articles of incorporation; providing for distribution of assets; prohibiting certain use of funds of the district; providing severability; providing for conflict; providing construction; repealing chapters 28924 (1953), 61-1910, 63-1140, 69-870, 70-606, 72-478, 73-409, 77-503, 81-347, 87-435, 88-453, 90-489, 91-339, 92-226, and 95-502, Laws of

Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Gardiner—

HB 1221—A bill to be entitled An act relating to district school boards; creating s. 1001.3715, F.S.; providing a procedure for election of a district school board chair by countywide vote in a school district with an appointed district school superintendent; providing requirements for submission of the proposition to electors of the school district; providing for election of a district school board vice chair by the district school board; creating s. 1001.3717, F.S.; providing powers and duties, terms of office, and salary of a district school board chair elected by countywide vote; providing an effective date.

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

By Representative Kilmer—

HB 1223—A bill to be entitled An act relating to Jackson County Hospital District, Jackson County; codifying special laws relating to the district; amending, codifying, and reenacting all special acts relating to the Jackson County Hospital District as a single act; repealing all prior special acts related to Jackson County Hospital Corporation; renaming the corporation the Jackson County Hospital District; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Benson—

HB 1225—A bill to be entitled An act relating to Midway Fire District, formerly Midway Fire Protection District, Santa Rosa County; providing for codification of special laws relating to the district; amending, codifying, reenacting, and repealing all prior special acts; providing definitions; providing for creation, status, charter amendments, boundaries, and district purposes; providing for a board of commissioners and powers, duties, and responsibilities thereof; providing for election of officers; providing for compensation and execution of bonds; preserving authority to levy ad valorem taxes, non-ad valorem assessments, and impact fees; providing powers and authority; providing for use of district funds; requiring a record of all board meetings; authorizing the board to adopt policies and regulations; providing for the board to make an annual budget; authorizing the board to enact fire prevention ordinances, appoint a fire marshal, acquire land, enter contracts, and operate a fire rescue service; providing for annexation of district lands; providing for dissolution; providing immunity from tort liability for officers, agents, and employees; providing for district expansion; providing for construction, effect, and conflict; repealing chapters 80-607, 82-377, and 90-425, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Evers—

HB 1227—A bill to be entitled An act relating to self-propelled knives; amending s. 790.225, F.S.; clarifying the definition of self-propelled knife, the unlawful manufacture, display, sale, ownership, possession, or use of which is prohibited; providing nonapplicability; providing a penalty; providing an effective date.

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

By Representative Evers—

HB 1229—A bill to be entitled An act relating to motor vehicles;

amending s. 316.6105, F.S.; revising procedures for disposition of a citation for operation of a motor vehicle in unsafe condition or without required equipment; providing for an enforcement officer of the Florida Highway Patrol to verify correction and execute the affidavit-of-compliance form; authorizing the Department of Highway Safety and Motor Vehicles to designate areas within current facilities for inspection and collection of a fee under specified procedures; providing an effective date.

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

By Representative Brandenburg—

HB 1231—A bill to be entitled An act relating to the local government half-cent sales tax; amending s. 218.62, F.S.; amending the distribution formula for proceeds from the tax; providing for retroactivity; providing an effective date.

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

By Representative Negron—

HB 1233—A bill to be entitled An act relating to St. Lucie County Mosquito Control District; codifying, reenacting, amending, and repealing special acts related to the district; providing a charter; providing boundaries of the district; providing for a governing board and operation of the district in accordance with ch. 388, F.S.; providing for compensation; providing for district powers, functions, and duties; providing a public nuisance declaration; providing bond procedures; providing for ad valorem taxes; providing boundary revision procedures; providing for construction and effect; repealing chapters 29502 (1953), 59-1794, 59-1796, 61-2760, 65-2187, 80-598, 87-510, and 96-461, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Brown—

HB 1235—A bill to be entitled An act relating to insurance under construction contracts; amending s. 725.06, F.S.; including promises to insure or obtain insurance for certain parties to construction contracts for certain actions as void and unenforceable; providing exceptions; providing for limited liability protection for additional insured coverage under certain agreements or contracts; prohibiting a contractor or subcontractor from withholding payment to certain subcontractors, sub-subcontractors, or materialmen under certain insurance policies under certain circumstances; providing conditions; revising application; providing an effective date.

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

By Representative Poppell—

HB 1237—A bill to be entitled An act relating to the State Technology Office; amending s. 282.0041, F.S.; defining "enterprise," "enterprise cost recovery," "enterprise program management office," "enterprise technology services desk," "portal," "service level agreements," and "State Chief Information Officer"; amending s. 282.005, F.S.; conforming references; amending s. 282.102, F.S.; revising powers and duties of the State Technology Office; revising title of the head of that office; providing for service level agreements, an enterprise technology services desk, a centralized enterprise portal, and enterprise information technology systems and tools and services; amending s. 282.106, F.S., relating to use of SUNCOM Network by libraries; requiring library to pay certain costs at specified rates; amending ss. 282.1095 and 282.111, F.S.; conforming references; amending s. 282.20, F.S.; renaming the Technology Resource Center as the Shared Resource Center; providing for oversight and management by said office; amending s. 282.3055, F.S.; conforming references; amending s. 282.315, F.S.; providing that the Agency Chief Information Officers Council shall be chaired by the State Chief Information Officer; revising duties of agency chief information officers; amending s. 282.322, F.S.; redesignating the Enterprise Project Management

Office of the State Technology Office as the Enterprise Program Management Office; revising duties of that office; amending s. 11.45, F.S.; deleting a requirement that the Auditor General conduct annual audits of the Wireless Emergency Telephone System Fund; amending ss. 110.205, 216.235, 216.292, and 395.1031, F.S.; conforming references; amending ss. 401.013, 401.015, 401.018, 401.021, 401.024, 401.027, and 401.245, F.S., relating to intention and purpose of the Legislature, statewide regional emergency medical telecommunication system, system coordination, system director, system approval, federal assistance, and the Emergency Medical Services Advisory Council; deleting reference to the Department of Management Services; providing reference to the State Technology Office; deleting reference to the secretary of that department; providing reference to the State Chief Information Officer; providing an effective date.

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

By Representative Fiorentino—

HB 1239—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; defining the term "public school member" for purposes of the system; amending s. 121.091, F.S.; providing retirement benefits payable to public school members; providing retroactive applicability; providing for funding of the revision of the Florida Retirement System by this act; providing an effective date.

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

By Representative Ambler—

HB 1241—A bill to be entitled An act relating to veterans' affairs; amending s. 1.01, F.S.; revising the definition of the term "veteran"; providing preference eligibility to veterans who served in a campaign or expedition for which a campaign badge has been authorized or who serve during a period of any future declaration of war by the Congress; providing an end date to the Persian Gulf War; amending s. 295.07, F.S.; excluding active duty for training from criteria for eligibility for veterans' appointment and retention preference; amending s. 295.182, F.S.; deleting timeframe for authorization to receive contributions from public bodies to the Florida World War II Veterans Memorial Matching Trust Fund; amending s. 296.10, F.S.; authorizing the automatic adjustment in contributions to support a resident whenever there is an increase in benefit amounts payable under Title II of the Social Security Act; providing an effective date.

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

By Representative Mealor—

HB 1243—A bill to be entitled An act relating to timeshare plans; amending s. 721.02, F.S.; revising language with respect to legislative purpose under the Florida Vacation Plan and Timesharing Act; amending s. 721.03, F.S.; revising language with respect to the scope of the act to include reference to personal property timeshare plans; amending s. 721.05, F.S.; providing definitions; amending s. 721.06, F.S.; revising language with respect to contracts for purchase of timeshare interests to include provisions with respect to personal property timeshare interests; amending s. 721.065, F.S.; revising language with respect to resale purchase agreements to include reference to certain real property and personal property timeshare plans; amending s. 721.07, F.S.; revising language with respect to public offering statements; amending s. 721.075, F.S.; revising language with respect to incidental benefits, requiring purchasers to execute a statement indicating the source of the benefit; amending s. 721.08, F.S.; revising language with respect to escrow accounts; amending s. 721.09, F.S.; revising language with respect to reservation agreements; amending s. 721.11, F.S.; revising language with respect to advertising materials; correcting cross references; amending s. 721.12, F.S.; providing for required recordkeeping by the seller of a personal property timeshare plan; amending s. 721.13, F.S.; revising language with respect to management; amending s. 721.14, F.S.; providing that a section of law governing the discharge of the managing entity shall not apply with respect to personal property timeshare plans; amending s. 721.15, F.S.; revising language with respect to assessments for common expenses;

amending s. 721.16, F.S.; providing that a section of law governing certain liens does not apply to personal property timeshare plans; amending s. 721.17, F.S.; revising language with respect to transfer of interest; amending s. 721.18, F.S.; revising language with respect to exchange programs; amending s. 721.19, F.S.; including reference to personal property timeshare interests; amending s. 721.20, F.S., relating to licensing requirements; providing for the application of certain provisions to personal property timeshare plans; amending s. 721.24, F.S.; exempting accommodations and facilities of personal property timeshare plans from a provision of law governing firesafety; amending s. 721.26, F.S.; revising language with respect to regulation by the division; amending s. 721.27, F.S.; reducing an annual fee for each timeshare unit in a timeshare plan; amending s. 721.52, F.S.; redefining the term "multisite timeshare plan" and defining the terms "nonspecific multisite timeshare plan" and "specific multisite timeshare plan"; amending s. 721.53, F.S.; revising language with respect to subordination instruments; amending s. 721.54, F.S.; deleting a cross reference; amending s. 721.55, F.S.; providing reference to filed rather than registered public offering statements; providing reference to multisite timeshare plans; amending s. 721.551, F.S.; providing for reference to filed rather than registered public offering statements; amending s. 721.552, F.S.; providing reference to multistate timeshare plans; amending s. 721.56, F.S.; providing reference to personal property timeshare plans; amending s. 721.57, F.S.; revising language with respect to timeshare estates in multisite timeshare plans; amending s. 721.84, F.S.; revising language with respect to appointment of a registered agent; amending ss. 721.96 and 721.97, F.S.; including reference to personal property timeshare interests; providing an effective date.

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

By Representative Kosmas—

HB 1245—A bill to be entitled An act relating to municipal police and firefighter pensions; amending s. 175.351, F.S.; authorizing certain municipalities to provide extra benefits to firefighter pension plans prior to the receipt of additional premium tax revenues; providing a procedure; amending s. 185.35, F.S.; authorizing certain municipalities to provide extra benefits in police officer pension plans under certain circumstances; providing a procedure; providing an effective date.

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

By Representative Clarke—

HB 1247—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; revising and deleting definitions; amending s. 440.05, F.S.; revising provisions relating to election and revocation of exemption to remove references to sole proprietors and partners; removing requirement that corporate officers provide proof of status to claim exemption; amending s. 440.077, F.S.; applying provisions relating to election of exemption from ch. 440, F.S., to corporate officers rather than sole proprietors and partners; amending s. 440.10, F.S.; revising provisions relating to liability for compensation; requiring subcontractors to provide evidence of workers' compensation coverage; providing an effective date.

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

By Representative Mayfield—

HB 1249—A bill to be entitled An act relating to Indian River County; providing for the relief of Clay Haywood, a minor, and Tatiana Haywood, a minor, by and through their mother and natural guardian, Michelle O'Halloran; providing for an appropriation to compensate them for injuries and damages caused by the negligence of the Indian River County School Board; providing for the use of such funds; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Green—

HB 1251—A bill to be entitled An act relating to the Bayshore Fire Protection and Rescue Service District, Lee County; providing for codification of special laws relating to the District; amending, codifying, reenacting, and repealing all prior special acts; providing definitions; providing for creation, status, charter amendments, and boundaries; providing for a board of commissioners and the board's powers, duties, and responsibilities; providing authority to levy ad valorem taxes and non-ad valorem assessments; providing for the District's fiscal year; providing for deposit of District funds; authorizing the District to borrow money; providing for use of District funds; authorizing the board to adopt policies, regulations, and a fire prevention code; providing for liberal construction; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Peterman—

HB 1253—A bill to be entitled An act relating to worker safety with respect to agricultural pesticides; creating s. 487.2011, F.S.; providing a short title; creating s. 487.2021, F.S.; declaring legislative intent; creating s. 487.2031, F.S.; defining terms; creating s. 487.2041, F.S.; providing for enforcement of federal worker protection regulations; creating s. 487.2051, F.S.; requiring agricultural employers to make agricultural pesticide information available to workers, designated representatives, and medical personnel; creating s. 487.2061, F.S.; prohibiting agricultural employers from failing to provide required information and from taking retaliatory action against workers for exercising their rights; creating s. 487.2071, F.S.; providing penalties; providing for relief against retaliation; providing for monitoring complaints of retaliation; providing for a report; providing an effective date.

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

By Representative Kottkamp—

HB 1255—A bill to be entitled An act relating to Lee County; providing for the relief of Jacob P. Darna; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of the Lee County School Board; providing an effective date.

Proof of publication of the required notice was attached.

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

HB 1257—Reserved for Local Bill

By Representative Gannon—

HB 1259—A bill to be entitled An act relating to state employee salaries; creating s. 110.1081, F.S.; requiring petitioning to and approval by concurrent resolution by the Legislature of the salaries of certain state employees; defining the term "salary"; providing for temporary approval of such salaries by the Legislative Budget Commission; providing exceptions; providing an effective date.

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

By Representative Russell—

HB 1261—A bill to be entitled An act relating to transportation services; amending s. 427.011, F.S.; revising definitions; defining "purchasing agency," "coordination contract," "coordination contractor," "transportation disadvantaged service plan," and "alternative transportation provider"; amending s. 427.012, F.S.; revising organization, membership, and quorum requirement of the Commission for the Transportation Disadvantaged in the Department of Transportation; amending s. 427.013, F.S.; revising purpose and duties of said commission; requiring said commission to adopt rules for

described standards and procedures; requiring a quality assurance and program evaluation section; requiring an ombudsman program; requiring a standing ombudsman committee; providing that described information provided the ombudsman will remain confidential and is exempt from the public records laws; requiring said commission to develop a statewide competitive procurement process to be used by designated official planning agencies; requiring said commission, with described partners, to develop and fund described pilot projects; requiring said commission to develop, monitor, and implement a substance abuse program for certain transportation coordinators, operators, and providers; amending s. 427.0135, F.S.; providing duties and responsibilities for purchasing agencies; revising provisions for use of alternative provider; amending s. 427.015, F.S.; revising functions of metropolitan planning organizations or designated official planning agencies in coordinating transportation for the transportation disadvantaged; providing for use of a competitive procurement process; prohibiting a purchasing agency from serving as the community transportation coordinator; providing for input into local, regional, and statewide planning processes; providing for assistance to the local community transportation coordinator and local coordinating board with certain educational programs and with identifying potential funding sources; amending s. 427.0155, F.S.; revising powers and duties of community transportation coordinators; requiring described contracts to be approved by the Commission for the Transportation Disadvantaged; providing for a multiyear transportation disadvantaged service plan; providing for transportation delivery models; amending s. 427.0157, F.S.; revising powers and duties of coordinating boards; providing for assistance with educational efforts and with development of transportation alternatives; amending s. 427.0158, F.S.; revising requirements for specified information provided by local school boards; amending s. 427.0159, F.S.; revising criteria for use of the Transportation Disadvantaged Trust Fund; authorizing the Commission for the Transportation Disadvantaged to modify the match for certain services; providing rulemaking authority; amending s. 427.016, F.S., relating to transportation disadvantaged funds expended within the state; revising criteria for use of an alternative provider; revising timeframes for described reports by purchasing agencies, metropolitan planning organizations, and planning agencies of certain funds expended; providing authority to audit and review records; providing an effective date.

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

By Representative Haridopolos—

HB 1263—A bill to be entitled An act relating to public school performance-based funding; providing funding to school districts based on performance or improvement as measured by the FCAT; providing for calculation of awards; providing for use of funds; providing appropriations; providing an effective date.

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

By Representative Attkisson—

HB 1265—A bill to be entitled An act relating to Osceola County; creating an independent special district known as Tohopekaliga Water Authority; providing legislative findings and intent; providing definitions; describing the district boundaries; providing for service areas subject to the approval of affected general purpose local governments; providing that the purpose of the district shall be for the planning, acquisition, development, operation, and maintenance of water and wastewater management systems within the district and its service area; limiting the provision of district services and facilities to only those areas authorized by affected general purpose local governments; providing for an appointed governing body of the district composed of five supervisors and setting forth their authority, terms of office, qualifications, compensation, and method of appointment; providing for the filling of vacancies in office; providing district powers, functions, and duties; providing for the acquisition of land; providing for the levy and collection of rates, fees, assessments, and other charges for the provision of capital facilities or use of district services or payment of operating and financing costs; providing for borrowing money and issuing bonds, certificates, obligations, or other evidence of indebtedness; prohibiting the creation of state, county, or municipal debt; providing for the collection of unpaid rates, fees, and charges;

providing for the assessment and imposition of ad valorem taxes at a rate not to exceed 1 mill only upon approval by referendum of electors of the district; providing for the adoption of a master plan; providing for enforcement and penalties; providing for merger and dissolution; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Kottkamp—

HB 1267—A bill to be entitled An act relating to a surcharge for trauma center funding; creating s. 316.19305, F.S.; imposing a surcharge on persons convicted of driving under the influence to provide funding for level II trauma centers; providing for remittance, deposit, and distribution of the proceeds of the surcharge; providing an effective date.

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

By Representative Greenstein—

HJR 1269—A joint resolution proposing an amendment to Section 19 of Article III and the creation of Section 19 of Article VII of the State Constitution to require that a portion of the increase in net general revenue funds collected each year be deposited into the Budget Stabilization Fund until the Budget Stabilization Fund is at its maximum level, to require that an annual five-year forecast be prepared by the Legislature, and to place conditions on the approval by the Legislature of the issuance of state tax-supported debt.

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

By Representative Bucher—

HB 1271—A bill to be entitled An act relating to insurance; creating s. 624.156, F.S.; providing applicability of specified consumer protection laws to the business of insurance; providing construction relating to application; amending s. 627.062, F.S.; revising procedures, requirements, and limitations for filing and setting rates, rate schedules, and rating manuals; providing responsibilities of the Office of Insurance Regulation; excluding certain bad faith judgment amounts in certain rate bases; creating s. 627.351, F.S.; limiting rates for medical malpractice insurance; limiting rate increases to approvals by the Chief Financial Officer; creating s. 627.352, F.S.; prohibiting issuance of certain types of insurance policies without also issuing medical malpractice insurance policies; prohibiting denial of medical malpractice insurance to health care providers under certain circumstances; amending s. 505.212, F.S.; deleting an obsolete nonapplication provision relating to the Department of Insurance; providing an effective date.

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

By Representative Needelman—

HB 1273—A bill to be entitled An act relating to community control; providing a popular name; amending s. 948.10, F.S.; requiring that the Department of Corrections notify the supervising probation officer if the court places an offender on community control who is ineligible for such placement; requiring that the department seek modification of the offender's sentence if possible; requiring that the department notify the sentencing judge; requiring that the department report to the chief judge of each circuit, the state attorneys, and the Supreme Court on the placement of ineligible offenders on community control; providing an effective date.

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

By Representative Greenstein—

HB 1275—A bill to be entitled An act relating to water resources; creating the 2020 Water Study Commission; providing for appointment and

qualification of members, providing duties of the commission; providing for public hearings; providing for an executive director and technical advisory committees; requiring reports; providing duties of the Department of Environmental Protection; providing an appropriation; providing an effective date.

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

By Representative Kottkamp—

HB 1277—A bill to be entitled An act relating to the enforceability of construction contracts performed by unlicensed contractors; amending ss. 255.05, 489.128, 489.532, and 713.02, F.S.; clarifying that the prohibition on enforcement of construction contracts extends only to enforcement by the unlicensed contractor; clarifying the parties who may invoke unenforceability; clarifying that unlicensed contractors have no construction lien or payment bond rights; clarifying that sureties of unlicensed contractors have continuing payment and performance bond obligations; clarifying the effect of an unenforceable contract on other contracts and obligations; clarifying the definition of an “unlicensed contractor”; limiting statute to state licensure; providing for retroactive effect; providing an effective date.

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

By Representative Baxley—

HB 1279—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; providing guiding principles; requiring an emphasis on reading; authorizing a state university or community college to sponsor a charter school; requiring certain accountability measures; revising application requirements; requiring fiscal projections in a charter application; extending the time allowed for the State Board of Education to act on an appeal; requiring auditors to provide notification of certain financial conditions; providing additional requirements for a charter school's annual report; eliminating limitations on the number of charter schools per school district; creating the Charter School Accountability and Funding Authority and providing purpose, composition, and duties; eliminating a review panel; revising provisions relating to the analysis of charter school performance; amending s. 1002.32, F.S.; correcting cross references; amending s. 1013.62, F.S.; requiring the Charter School Accountability and Funding Authority to recommend allocations of capital outlay funds to charter schools; providing priorities; eliminating a formula for providing allocations; providing an effective date.

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

By Representative Prieguez—

HB 1281—A bill to be entitled An act relating to Medicaid audits of pharmacies; providing requirements for an audit conducted of the Medicaid-related records of a pharmacy licensed under ch. 465, F.S.; requiring that a pharmacist be provided prior notice of the audit; providing that a pharmacist is not subject to criminal penalties without proof of intent to commit fraud; providing that an underpayment or overpayment may not be based on certain projections; requiring that all pharmacies be audited under the same standards; limiting the period that may be covered by an audit; requiring that the Agency for Health Care Administration establish a procedure for conducting a preliminary review; authorizing the agency to establish peer-review panels; requiring that the agency dismiss an unfavorable audit report if it or a review panel finds that the pharmacist did not commit intentional fraud; exempting certain audits conducted by the Medicaid Fraud Control Unit of the Department of Legal Affairs; providing an effective date.

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

By Representative Mahon—

HB 1283—A bill to be entitled An act relating to the Consolidated Government of the City of Jacksonville, Duval County; amending ch. 92-341, Laws of Florida, as amended; clarifying the right of the council auditor to

audit all entities within the consolidated government and all independent agencies and county officers; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Cretul—

HB 1285—A bill to be entitled An act relating to the Big Bend Historic Saltwater Paddling Trail; amending s. 260.016, F.S.; extending the trail from the Suwannee River to Yankeetown; providing an effective date.

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

HR 9001—Withdrawn

By Representatives Murman and Kravitz—

HR 9003—A resolution commending the osteopathic physicians of Florida and recognizing April 2, 2003, as "Osteopathic Medicine Day."

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

By Representatives Littlefield, Ambler, Byrd, Culp, Henriquez, Homan, Joyner, Murman, Peterman, Reagan, and Stargel—

HR 9005—A resolution commending the Tampa Bay Buccaneers.

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

By Representatives Ritter and Garcia—

HR 9007—A resolution declaring the month of March 2003 as Endometriosis Awareness Month.

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

By Representatives Bullard and Garcia—

HR 9009—A resolution expressing gratitude and affection to all mothers.

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

By Representatives Bullard and Garcia—

HR 9011—A resolution expressing affection for and gratitude to all fathers.

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

By Representative Needelman—

HR 9013—A resolution honoring the accomplishments of the Palm Bay High School football team.

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

HR 9015—Read the first time earlier today

HR 9017—Read the first time earlier today

Reports of Standing Committees

Committee Reports

February 19

The Committee on State Administration reported the following favorably:

HB 59 with committee substitute.

The above bill was transmitted to the next committee of reference, the Subcommittee on Public Safety Appropriations, subject to review under Rule 6.3.

February 20

The Committee on Public Safety & Crime Prevention reported the following favorably:

HB 37 with committee substitute.

The above bill was transmitted to the next committee of reference, the Subcommittee on Pre-K through 12, subject to review under Rule 6.3.

The Committee on Judiciary reported the following favorably:

HB 23 with committee substitute.

The above bill was transmitted to the next committee of reference, the Committee on State Administration, subject to review under Rule 6.3.

Excused

Rep. Baker

**Pages and Messengers
for the week of
March 4-7**

PAGES— David Bonn, Tallahassee; Austin P. Butler, Tallahassee; Christopher G. Clubbs, Lynn Haven; Daniel Freeman, Waldo; Stephen Freeman, Waldo; Harlan M. George, Tallahassee; Andy Hybart, Tallahassee; Elizabeth A. Lester, Fruitland Park; Krista Sellers, Tallahassee

MESSENGERS— Aro Beatty, Plant City; Michael Beatty, Plant City; Keith R. O. Belford, Quincy; Marcus A. Buie, Miami; Candice M. Elliott, Gotha; Stephanie L. Frederick, Umatilla; Daniel Hanff, New Port Richey; Lancee Husebo, Leesburg; Kasey L. Jones, Orange City; Scott D. Jones, Orange City; P. Justin Rossi, New Port Richey; Brendan Steidle, Deltona; Daniel Velasco, Longwood

The Committees

(as of March 4, 2003)

[Republicans in roman *Democrats in italic*]

Appropriations (Group VI)

Bruce Kyle (Chair), Stan Mayfield (Vice Chair), Rafael Arza, *Loranne Ausley*, Carey Baker, Gustavo A. Barreiro, Dennis K. Baxley, Aaron P. Bean, *Dorothy Bendross-Mindingall*, Allan G. Bense, Gus Michael Bilirakis, Marsha L. "Marty" Bowen, Donald D. "Don" Brown, Frederick C. "Fred" Brummer, Gaston I. Cantens, *Joyce Cusack*, Nancy C. Detert, Frank Farkas, Andy Gardiner, Carole Green, *Ron L. Greenstein*, *Bob "Coach" Henriquez*, *Wilbert "Tee" Holloway*, *Edward L. "Ed" Jennings, Jr.*, Randy Johnson, *Suzanne M. Kosmas*, Connie Mack, Mark Mahon, David J. Mealor, Sandra L. "Sandy" Murman, Joe Negron, Manuel Prieguez, *Nan H. Rich*, *Stacy J. Ritter*, Marco Rubio, David D. Russell, Jr., *Timothy M. "Tim" Ryan*, David Simmons, *Christopher L. "Chris" Smith*, Joseph R. "Joe" Spratt, *Dwight Stansel*, Leslie Waters

Subcommittees

Subcommittee on Agriculture & Environment Appropriations: Carey Baker (Co-Chair), Jerry Paul (Co-Chair), Marsha L. "Marty" Bowen (Vice Chair), Charles S. "Charlie" Dean, Sr., Greg Evers, *Ron L. Greenstein*, *Will S. Kendrick*, *Richard A. Machek*, L. Ralph Poppell, Joseph R. "Joe" Spratt, *Dwight Stansel*, Baxter G. Troutman

Subcommittee on Commerce & Local Affairs Appropriations: Frederick C. "Fred" Brummer (Chair), Don Davis (Vice Chair), Bob Allen, Donald D. "Don" Brown, *Edward B. "Ed" Bullard*, Nancy C. Detert, Mike Haridopolos, *James "Hank" Harper, Jr.*, Stan Jordan, Connie Mack, *Sheri McInvale*, Manuel Prieguez, John "Q" Quinones, *Stacy J. Ritter*, Julio Robaina, Ken Sorensen, *Roger B. Wishner*

Subcommittee on Education Appropriations: David Simmons (Chair), Joe H. Pickens (Vice Chair), *Bruce Antone*, Rafael Arza, Frank Attkisson, Dennis K. Baxley, *Dorothy Bendross-Mindingall*, Larry Cretul, Faye B. Culp, *Charlie Justice*, Bev Kilmer, *Suzanne M. Kosmas*, Stan Mayfield, David J. Mealor, Ray Sansom, *Shelley Vana*, Juan C. Zapata

Subcommittee on Health Appropriations: Carole Green (Chair), Frank Farkas (Vice Chair), Kevin C. Ambler, Carl J. Domino, *Anne M. "Annie" Gannon*, Rene Garcia, Gayle B. Harrell, Ed Homan, Dave Murzin, *Curtis B. Richardson*, *Yolly Roberson*, *Irving L. "Irv" Slosberg*, *Eleanor Sobel*

Subcommittee on Human Services Appropriations: Sandra L. "Sandy" Murman (Chair), Heather Fiorentino (Vice Chair), Thomas "Tom" Anderson, *Phillip J. Brutus*, Mike Davis, Hugh H. Gibson III, *Kenneth Allan "Ken" Gottlieb*, *Nan H. Rich*

Subcommittee on Judicial Appropriations: Joe Negron (Chair), Mark Mahon (Vice Chair), Anna Holliday "Holly" Benson, *Dan Gelber*, Jeffrey D. "Jeff" Kottkamp, Juan-Carlos "J.C." Planas, Dennis A. Ross, *Timothy M. "Tim" Ryan*, *John P. "Jack" Seiler*

Subcommittee on Public Safety Appropriations: Gus Michael Bilirakis (Chair), Gustavo A. Barreiro (Vice Chair), Sandra "Sandy" Adams, Aaron P. Bean, Adam Hasner, *Bob "Coach" Henriquez*, *Wilbert "Tee" Holloway*, Dick Kravitz, *Matthew J. "Matt" Meadows*, Mitch Needelman

Subcommittee on Transportation & Economic Development Appropriations: Leslie Waters (Chair), Mike Hogan (Vice Chair), *Loranne Ausley*, Kim Berfield, *Susan Bucher*, Donna Clarke, *Joyce Cusack*, Bill Galvano, Andy Gardiner, *Audrey Gibson*, *Edward L. "Ed" Jennings, Jr.*, *Arthenia L. Joyner*, Marcelo Llorente, Pat Patterson, Ron Reagan, David Rivera, David D. Russell, Jr.

Agriculture (Group V)

Marsha L. "Marty" Bowen (Chair), L. Ralph Poppell (Vice Chair), Bob Allen, *Bruce Antone*, Carey Baker, Greg Evers, *James "Hank" Harper, Jr.*, *Will S. Kendrick*, *Richard A. Machek*, *Sheri McInvale*, David Rivera, Joseph R. "Joe" Spratt, *Dwight Stansel*, Baxter G. Troutman

Business Regulation (Group II)

Manuel Prieguez (Chair), Jerry Paul (Vice Chair), Kevin C. Ambler, Frank Attkisson, Dennis K. Baxley, Marsha L. "Marty" Bowen, Charles S. "Charlie" Dean, Sr., Frank Farkas, *Terry L. Fields*, Rene Garcia, Mike Haridopolos, *James "Hank" Harper, Jr.*, *Bob "Coach" Henriquez*, Mike Hogan, *Wilbert "Tee" Holloway*, *Edward L. "Ed" Jennings, Jr.*, *Arthenia L. Joyner*, *Charlie Justice*, Jim Kallinger, *Suzanne M. Kosmas*, Kenneth W. "Ken" Littlefield, Connie Mack, Mark Mahon, Stan Mayfield, David J. Mealor, Dave Murzin, Ron Reagan, *Curtis B. Richardson*, *Stacy J. Ritter*, Julio Robaina, *Timothy M. "Tim" Ryan*, *Christopher L. "Chris" Smith*, John K. Stargel, *Roger B. Wishner*, Juan C. Zapata

Subcommittees

Subcommittee on Energy: Kenneth W. "Ken" Littlefield (Chair), *Arthenia L. Joyner* (Vice Chair), Kevin C. Ambler, *Bob "Coach" Henriquez*, Mike Hogan, *Wilbert "Tee" Holloway*, *Suzanne M. Kosmas*, David J. Mealor, Jerry Paul, Julio Robaina

Subcommittee on Gaming & Pari-mutuels: Dennis K. Baxley (Chair), *Edward L. "Ed" Jennings, Jr.* (Vice Chair), Charles S. "Charlie" Dean, Sr., *Terry L. Fields*, *James "Hank" Harper, Jr.*, Connie Mack, Dave Murzin, Ron Reagan

Subcommittee on Telecommunications: Stan Mayfield (Chair), *Stacy J. Ritter* (Vice Chair), Frank Attkisson, Rene Garcia, Mike Haridopolos, Mark Mahon, *Curtis B. Richardson*, *Christopher L. "Chris" Smith*

Subcommittee on Trades, Professions & Regulated Business: Jim Kallinger (Chair), Juan C. Zapata (Vice Chair), Marsha L. "Marty" Bowen, *Charlie Justice*, *Timothy M. "Tim" Ryan*, John K. Stargel, *Roger B. Wishner*

Commerce (Group I)

Nancy C. Detert (Chair), Adam Hasner (Vice Chair), Bob Allen, Kevin C. Ambler, *Phillip J. Brutus*, *Edward B. "Ed" Bullard*, John Carassas, Donna Clarke, Don Davis, *Terry L. Fields*, *Audrey Gibson*, *James "Hank" Harper, Jr.*, Jim Kallinger, *Sheri McInvale*, Dave Murzin, John "Q" Quinones, Ron Reagan, David Rivera

Subcommittees

Subcommittee on Banking & Securities: Bob Allen (Chair), David Rivera (Vice Chair), *Phillip J. Brutus*, John Carassas, Donna Clarke, *Terry L. Fields*, Adam Hasner

Subcommittee on Tourism: Don Davis (Chair), Kevin C. Ambler (Vice Chair), *Edward B. "Ed" Bullard*, *Sheri McInvale*, Dave Murzin

Subcommittee on Workforce & Economic Development: John "Q" Quinones (Chair), *James "Hank" Harper, Jr.* (Vice Chair), *Audrey Gibson*, Jim Kallinger, Ron Reagan

Education K-20 (Group I)

Bev Kilmer (Chair), Rafael Arza (Vice Chair), Frank Attkisson, *Loranne*

Ausley, Gustavo A. Barreiro, Dennis K. Baxley, *Dorothy Bendross-Mindingall*, *Mary Brandenburg*, Frederick C. "Fred" Brummer, Larry Cretul, Faye B. Culp, Frank Farkas, Heather Fiorentino, Bill Galvano, *Kenneth Allan "Ken" Gottlieb*, Gayle B. Harrell, *Edward L. "Ed" Jennings, Jr.*, Stan Jordan, David J. Mealor, Pat Patterson, Joe H. Pickens, *Curtis B. Richardson*, Ray Sansom, *Eleanor Sobel*, John K. Stargel, *Shelley Vana*

Subcommittees

Subcommittee on Education Innovation: Frank Attkisson (Chair), Bill Galvano (Vice Chair), Gayle B. Harrell, *Edward L. "Ed" Jennings, Jr.*, *Eleanor Sobel*, John K. Stargel

Subcommittee on General Education: Dennis K. Baxley (Chair), Faye B. Culp (Vice Chair), *Dorothy Bendross-Mindingall*, Heather Fiorentino, *Kenneth Allan "Ken" Gottlieb*, Stan Jordan, Joe H. Pickens

Subcommittee on Higher Education: David J. Mealor (Chair), Larry Cretul (Vice Chair), *Mary Brandenburg*, Frank Farkas, Pat Patterson, *Curtis B. Richardson*

Subcommittee on Pre-K through 12: Rafael Arza (Chair), Ray Sansom (Vice Chair), *Loranne Ausley*, Gustavo A. Barreiro, Frederick C. "Fred" Brummer, *Shelley Vana*

Finance & Tax (Group III)

Randy Johnson (Chair), John K. Stargel (Vice Chair), Bob Allen, Dennis K. Baxley, Donald D. "Don" Brown, Frederick C. "Fred" Brummer, Charles S. "Charlie" Dean, Sr., *Kenneth Allan "Ken" Gottlieb*, Mike Haridopolos, *Wilbert "Tee" Holloway*, Ed Homan, *Edward L. "Ed" Jennings, Jr.*, Jim Kallinger, *Will S. Kendrick*, Bev Kilmer, Marcelo Llorente, Connie Mack, David J. Mealor, Dave Murzin, *Frank Peterman, Jr.*, L. Ralph Poppell, *Nan H. Rich*, *Timothy M. "Tim" Ryan*, Ray Sansom

Future of Florida's Families (Group II)

Heather Fiorentino (Chair), Thomas "Tom" Anderson (Vice Chair), Sandra "Sandy" Adams, Aaron P. Bean, *Dorothy Bendross-Mindingall*, Larry Cretul, Faye B. Culp, Nancy C. Detert, Hugh H. Gibson III, Carole Green, *Richard A. Machek*, *Sheri McInvale*, *Matthew J. "Matt" Meadows*, Sandra L. "Sandy" Murman, John "Q" Quinones, *Nan H. Rich*, David D. Russell, Jr.

Subcommittees

Subcommittee on Children's Services: Aaron P. Bean (Chair), Sandra "Sandy" Adams, Faye B. Culp, Nancy C. Detert, *Matthew J. "Matt" Meadows*, Sandra L. "Sandy" Murman, *Nan H. Rich*

Subcommittee on Elder Affairs & Long-Term Care: Hugh H. Gibson III (Chair), *Dorothy Bendross-Mindingall* (Vice Chair), Thomas "Tom" Anderson, Larry Cretul, Carole Green, *Richard A. Machek*, *Sheri McInvale*, John "Q" Quinones, David D. Russell, Jr.

Health Care (Group IV)

Frank Farkas (Chair), Ed Homan (Vice Chair), Anna Holliday "Holly" Benson, Gus Michael Bilirakis, *Susan Bucher*, *Joyce Cusack*, Rene Garcia, Carole Green, Gayle B. Harrell, *Arthenia L. Joyner*, Stan Mayfield, Dave Murzin, Joe Negron, L. Ralph Poppell, Manuel Prieguez, Julio Robaina, *Yolly Roberson*, Ray Sansom, *Christopher L. "Chris" Smith*, *Eleanor Sobel*, *Shelley Vana*

Subcommittees

Subcommittee on Health Services: Rene Garcia (Chair), Dave Murzin (Vice Chair), Anna Holliday "Holly" Benson, *Susan Bucher*, *Joyce Cusack*, Ed Homan, *Arthenia L. Joyner*, L. Ralph Poppell, Manuel Prieguez, Julio Robaina, *Yolly Roberson*

Subcommittee on Health Standards: Gayle B. Harrell (Chair), *Eleanor Sobel* (Vice Chair), Gus Michael Bilirakis, Stan Mayfield, Joe Negron, Ray Sansom, *Christopher L. "Chris" Smith*, *Shelley Vana*

Insurance (Group IV)

Kim Berfield (Chair), Carl J. Domino (Vice Chair), Donald D. "Don" Brown, John Carassas, Donna Clarke, *Terry L. Fields*, Bill Galvano, *Anne M. "Annie" Gannon*, *Dan Gelber*, *Audrey Gibson*, Adam Hasner, Dick Kravitz, Marcelo Llorente, Pat Patterson, *Stacy J. Ritter*, Dennis A. Ross, *Irving L. "Irv" Slosberg*, John K. Stargel, Baxter G. Troutman

Subcommittees

Subcommittee on Health Access & Financing: Donna Clarke (Chair), Baxter G. Troutman (Vice Chair), Carl J. Domino, Bill Galvano, *Dan Gelber*, *Audrey Gibson*, Dick Kravitz, *Irving L. "Irv" Slosberg*, John K. Stargel

Subcommittee on Insurance Regulation: Donald D. "Don" Brown (Chair), Marcelo Llorente (Vice Chair), John Carassas, *Terry L. Fields*, *Anne M. "Annie" Gannon*, Adam Hasner, Pat Patterson, *Stacy J. Ritter*, Dennis A. Ross

Judiciary (Group III)

Jeffrey D. "Jeff" Kottkamp (Chair), Juan-Carlos "J.C." Planas (Vice Chair), *Loranne Ausley*, Gustavo A. Barreiro, Anna Holliday "Holly" Benson, *Mary Brandenburg*, *Phillip J. Brutus*, John Carassas, Don Davis, Mike Davis, Carl J. Domino, *Dan Gelber*, Mark Mahon, John "Q" Quinones, *Curtis B. Richardson*, *Yolly Roberson*, Dennis A. Ross, *John P. "Jack" Seiler*, Ken Sorensen

Subcommittees

Subcommittee on Claims: Mark Mahon (Chair), *Phillip J. Brutus* (Vice Chair), *Loranne Ausley*, Gustavo A. Barreiro, John Carassas, Don Davis, Mike Davis, Carl J. Domino, *Dan Gelber*, Juan-Carlos "J.C." Planas, John "Q" Quinones, Ken Sorensen

Local Government & Veterans' Affairs (Group V)

Ken Sorensen (Chair), Julio Robaina (Vice Chair), Kevin C. Ambler, Thomas "Tom" Anderson, Frank Attkisson, Gus Michael Bilirakis, *Mary Brandenburg*, John Carassas, Larry Cretul, *Joyce Cusack*, Don Davis, Mike Davis, *Terry L. Fields*, Ed Homan, Stan Jordan, Ray Sansom, *Irving L. "Irv" Slosberg*, *Roger B. Wishner*

Subcommittees

Subcommittee on Local Affairs: John Carassas (Chair), *Joyce Cusack* (Vice Chair), Frank Attkisson, *Mary Brandenburg*, Don Davis, Mike Davis, Ed Homan, Julio Robaina, *Roger B. Wishner*

Subcommittee on Veterans' & Military Affairs: Stan Jordan (Chair), *Terry L. Fields* (Vice Chair), Kevin C. Ambler, Thomas "Tom" Anderson, Gus Michael Bilirakis, Larry Cretul, Ray Sansom, *Irving L. "Irv" Slosberg*

Natural Resources (Group IV)

Joseph R. "Joe" Spratt (Chair), Charles S. "Charlie" Dean, Sr. (Vice Chair), *Mary Brandenburg*, *Phillip J. Brutus*, Mike Davis, Greg Evers, Andy Gardiner, *Will S. Kendrick*, Kenneth W. "Ken" Littlefield, *Richard A. Machek*, Mitch Needelman, Jerry Paul, *Frank Peterman, Jr.*, Joe H. Pickens, David D. Russell, Jr., *John P. "Jack" Seiler*, Ken Sorensen, *Dwight Stansel*

Subcommittees

Subcommittee on Environmental Regulation: Jerry Paul (Chair), Mike Davis (Vice Chair), Greg Evers, *John P. "Jack" Seiler*, Ken Sorensen, *Dwight Stansel*

Subcommittee on Public Lands & Water Resources: Joe H. Pickens (Chair), *Richard A. Machek* (Vice Chair), *Phillip J. Brutus*, Charles S. "Charlie" Dean, Sr., Andy Gardiner, *Will S. Kendrick*, Kenneth W. "Ken" Littlefield, Mitch Needelman, *Frank Peterman, Jr.*, David D. Russell, Jr.

Procedures (Group V)

Allan G. Bense (Chair), Dennis A. Ross (Vice Chair), *Dorothy Bendross-Mindingall*, Donald D. "Don" Brown, Frederick C. "Fred" Brummer, *Susan Bucher*, Frank Farkas, *Anne M. "Annie" Gannon*, Andy Gardiner, J. Dudley Goodlette, Lindsay M. Harrington, *Bob "Coach" Henriquez*, Mike Hogan, Randy Johnson, *Arthenia L. Joyner*, *Charlie Justice*, Bev Kilmer, *Suzanne M. Kosmas*, Jeffrey D. "Jeff" Kottkamp, Bruce Kyle, Kenneth W. "Ken" Littlefield, Connie Mack, Stan Mayfield, Sandra L. "Sandy" Murman, Joe Negron, Jerry Paul, Joe H. Pickens, *Stacy J. Ritter*, *Yolly Roberson*, *Timothy M. "Tim" Ryan*, David Simmons, *Eleanor Sobel*, Leslie Waters

Subcommittees

Subcommittee on Ethics & Elections: Mike Hogan (Chair), Lindsay M. Harrington (Vice Chair), Donald D. "Don" Brown, *Anne M. "Annie" Gannon*, *Bob "Coach" Henriquez*, Joe Negron, *Yolly Roberson*

Subcommittee on Rules: Sandra L. "Sandy" Murman (Co-Chair), Dennis A. Ross (Co-Chair), David Simmons (Vice Chair), *Dorothy Bendross-Mindingall*, Frederick C. "Fred" Brummer, *Susan Bucher*, Frank Farkas, Andy Gardiner, J. Dudley Goodlette, Randy Johnson, *Arthenia L. Joyner*, *Charlie Justice*, Bev Kilmer, *Suzanne M. Kosmas*, Jeffrey D. "Jeff" Kottkamp, Bruce Kyle, Kenneth W. "Ken" Littlefield, Connie Mack, Stan Mayfield, Jerry Paul, Joe H. Pickens, *Stacy J. Ritter*, *Timothy M. "Tim" Ryan*, *Eleanor Sobel*, Leslie Waters

Public Safety & Crime Prevention (Group V)

Gustavo A. Barreiro (Chair), Sandra "Sandy" Adams (Vice Chair), *Bruce Antone*, Rafael Arza, Aaron P. Bean, *Edward B. "Ed" Bullard*, Heather Fiorentino, Rene Garcia, *Audrey Gibson*, Hugh H. Gibson III, Adam Hasner, *Wilbert "Tee" Holloway*, Dick Kravitz, Marcelo Llorente, *Matthew J. "Matt" Meadows*, Mitch Needelman, Juan-Carlos "J.C." Planas, *John P. "Jack" Seiler*, Juan C. Zapata

Subcommittees

Subcommittee on Corrections: Aaron P. Bean (Chair), *Wilbert "Tee" Holloway* (Vice Chair), *Edward B. "Ed" Bullard*, Adam Hasner, Marcelo Llorente, Juan C. Zapata

Subcommittee on Criminal Justice: Dick Kravitz (Chair), *Bruce Antone* (Vice Chair), Sandra "Sandy" Adams, Heather Fiorentino, Rene Garcia, Hugh H. Gibson III, *Matthew J. "Matt" Meadows*

Subcommittee on Juvenile Justice: Mitch Needelman (Chair), *Audrey Gibson* (Vice Chair), Rafael Arza, Juan-Carlos "J.C." Planas, *John P. "Jack" Seiler*

State Administration (Group I)

Mike Haridopolos (Co-Chair), Connie Mack (Co-Chair), Jeffrey D. "Jeff" Kottkamp (Vice Chair), Kim Berfield, Donald D. "Don" Brown, Mike Hogan, *Wilbert "Tee" Holloway*

Transportation (Group III)

David D. Russell, Jr. (Chair), Pat Patterson (Vice Chair), Sandra "Sandy" Adams, *Dorothy Bendross-Mindingall*, *Susan Bucher*, *Edward B. "Ed" Bullard*, Donna Clarke, Faye B. Culp, *Joyce Cusack*, Greg Evers, Bill Galvano, *Anne M. "Annie" Gannon*, Andy Gardiner, Hugh H. Gibson III, Stan Jordan, Dick Kravitz, Mitch Needelman, Ron Reagan, Julio Robaina, *Irving L. "Irv" Slosberg*, Leslie Waters

Subcommittees

Subcommittee on Highway Safety: Greg Evers (Chair), *Irving L. "Irv" Slosberg* (Vice Chair), Sandra "Sandy" Adams, *Susan Bucher*, *Joyce Cusack*, Bill Galvano, Hugh H. Gibson III, Stan Jordan, Mitch Needelman, Julio Robaina

Subcommittee on Transportation Systems: Andy Gardiner (Chair), Ron Reagan (Vice Chair), *Dorothy Bendross-Mindingall*, *Edward B. "Ed" Bullard*, Donna Clarke, Faye B. Culp, *Anne M. "Annie" Gannon*, Dick Kravitz, Pat Patterson

OTHER COMMITTEES

Coordinating Committee on Public Security

Sandra "Sandy" Adams, Frank Attkisson, Gustavo A. Barreiro, Frank Farkas, *Dan Gelber*, J. Dudley Goodlette, Gayle B. Harrell, Stan Jordan, Jerry Paul, L. Ralph Poppell, *Yolly Roberson*, David D. Russell, Jr., *John P. "Jack" Seiler*, Ken Sorensen

Policy Committee

J. Dudley Goodlette (Chair), Gustavo A. Barreiro, Allan G. Bense, Kim Berfield, Marsha L. "Marty" Bowen, Gaston I. Cantens, Nancy C. Detert, Frank Farkas, Heather Fiorentino, Mike Haridopolos, Lindsay M. Harrington, Randy Johnson, Bev Kilmer, Jeffrey D. "Jeff" Kottkamp, Bruce Kyle, Manuel Prieguez, Marco Rubio, David D. Russell, Jr., Ken Sorensen, Joseph R. "Joe" Spratt

Joint Administrative Procedures

Bill Galvano, Juan-Carlos "J.C." Planas, *Yolly Roberson*

Joint Legislative Auditing

Kevin C. Ambler, *Bruce Antone*, Ray Sansom, John K. Stargel, Juan C. Zapata

Joint Legislative Committee on Everglades Oversight

Joseph R. "Joe" Spratt (Chair), Frank Attkisson, *Richard A. Machek*

Joint Legislative Committee on Intergovernmental Relations

Loranne Ausley, *Mary Brandenburg*, Mike Haridopolos, Adam Hasner, David Rivera

Joint Select Committee on Collective Bargaining

Jeffrey D. "Jeff" Kottkamp (Chair), Donald D. "Don" Brown, *Curtis B. Richardson*, Leslie Waters

Joint Select Committee on Nursing Homes

Carole Green (Vice Chair), Aaron P. Bean, Marsha L. "Marty" Bowen, *Ron L. Greenstein*, *James "Hank" Harper, Jr.*, Dave Murzin

Legislative Budget Commission

Bruce Kyle (Chair), Gus Michael Bilirakis, Frederick C. "Fred" Brummer, Carole Green, *Wilbert "Tee" Holloway*, Sandra L. "Sandy" Murman, Joe Negron, Jerry Paul, David Simmons, Leslie Waters

SELECT COMMITTEES

Article V

Anna Holliday "Holly" Benson (Chair), Frederick C. "Fred" Brummer, *Dan Gelber*, J. Dudley Goodlette, *Arthenia L. Joyner*, Jeffrey D. "Jeff"

Kottkamp, Mark Mahon, Joe Negron, Juan-Carlos "J.C." Planas, Ray Sansom, David Simmons, *Dwight Stansel*

Florida's Economic Future

Donald D. "Don" Brown (Chair), Marsha L. "Marty" Bowen, Frederick C. "Fred" Brummer, Mike Davis, Connie Mack, *Sheri McInvale*, Joe Negron, *Frank Peterman, Jr.*, Julio Robaina, *Dwight Stansel*, Leslie Waters

Medical Liability Insurance

J. Dudley Goodlette (Chair), Donald D. "Don" Brown, Gaston I. Cantens, *Dan Gelber*, Carole Green, Gayle B. Harrell, David Simmons, *Christopher L. "Chris" Smith, Eleanor Sobel*

Workers' Compensation

Dennis A. Ross (Chair), Donald D. "Don" Brown (Vice Chair), Donna Clarke, Larry Cretul, Nancy C. Detert, Carl J. Domino, *Terry L. Fields, Bob "Coach" Henriquez, Jim Kallinger, Pat Patterson, Baxter G. Troutman, Roger B. Wishner*

**RULES
of the
FLORIDA HOUSE OF REPRESENTATIVES**

RULE ONE

LEGISLATIVE ORGANIZATION

1.1—Officers of the House

- (a) The officers of the Florida House of Representatives are the following:
- (1) Speaker
 - (2) Speaker pro tempore
 - (3) Majority Leader
 - (4) Majority Whip
 - (5) Minority Leader
 - (6) Clerk
 - (7) Sergeant at Arms.
- (b) The Speaker and the Speaker pro tempore shall each be elected by a majority of the duly elected and certified Members of the House. For each office, the vote shall be recorded and, if a majority vote is not received on the first ballot, the Members voting shall vote on the two names receiving the highest number of votes on the first ballot until a majority vote is received.
- (c) The Majority Leader and Majority Whip shall be selected by and serve at the pleasure of the Speaker, and the Minority Leader shall be selected by the Minority Conference.

1.2—Political Party Conferences

Conference rules shall be interpreted and enforced solely by the respective caucuses.

1.3—Standing Committees and Subcommittees

Standing committees and subcommittees of the House are hereby created as follows:

- (a) Committee on Agriculture
- (b) Committee on Appropriations
 - (1) Subcommittee on Agriculture & Environment Appropriations
 - (2) Subcommittee on Commerce & Local Affairs Appropriations
 - (3) Subcommittee on Education Appropriations
 - (4) Subcommittee on Health Appropriations
 - (5) Subcommittee on Human Services Appropriations
 - (6) Subcommittee on Judicial Appropriations
 - (7) Subcommittee on Public Safety Appropriations
 - (8) Subcommittee on Transportation & Economic Development Appropriations
- (c) Committee on Business Regulation
 - (1) Subcommittee on Energy
 - (2) Subcommittee on Gaming & Pari-mutuels
 - (3) Subcommittee on Telecommunications
 - (4) Subcommittee on Trades, Professions & Regulated Business
- (d) Committee on Commerce
 - (1) Subcommittee on Banking & Securities
 - (2) Subcommittee on Tourism
 - (3) Subcommittee on Workforce & Economic Development
- (e) Committee on Education K-20
 - (1) Subcommittee on General Education
 - (2) Subcommittee on Higher Education
 - (3) Subcommittee on Education Innovation
 - (4) Subcommittee on Pre-K through 12
- (f) Committee on The Future of Florida's Families
 - (1) Subcommittee on Elder Affairs & Long-Term Care
 - (2) Subcommittee on Children's Services
- (g) Committee on Finance & Tax
- (h) Committee on Health Care
 - (1) Subcommittee on Health Services
 - (2) Subcommittee on Health Standards
- (i) Committee on Insurance

- (1) Subcommittee on Health Access & Financing
- (2) Subcommittee on Insurance Regulation
- (j) Committee on Judiciary
 - (1) Subcommittee on Claims
 - (k) Committee on Local Government & Veterans' Affairs
 - (1) Subcommittee on Local Affairs
 - (2) Subcommittee on Veterans' & Military Affairs
 - (l) Committee on Natural Resources
 - (1) Subcommittee on Environmental Regulation
 - (2) Subcommittee on Public Lands & Water Resources
 - (m) Committee on Procedures
 - (1) Subcommittee on Ethics & Elections
 - (2) Subcommittee on Rules
 - (n) Committee on Public Safety & Crime Prevention
 - (1) Subcommittee on Corrections
 - (2) Subcommittee on Criminal Justice
 - (3) Subcommittee on Juvenile Justice
 - (o) Committee on State Administration
 - (p) Committee on Transportation
 - (1) Subcommittee on Highway Safety
 - (2) Subcommittee on Transportation Systems

1.4—Qualifications and Elections of Members

(a) As specified in Section 2 of Article III of the Florida Constitution, the House is the sole judge of the qualifications, elections, and returns of its Members.

(b) In cases of contest for a seat in the House, notice setting forth the specific grounds of such contest and the supporting evidence must have been received by the Clerk not less than five (5) days before the Organization Session of the Legislature. No motion to disqualify a Member shall be in order at the Organization Session until a Speaker has been elected in accordance with the Florida Constitution. In the case of a special election, notice must have been received by the Clerk not less than five (5) days before the next regular or special session convenes. If the election is during a session or less than five (5) days before the next session, the notice must have been on the next legislative day following the receipt of certified election results. Any contest setting forth facts sufficient to warrant review shall be referred by the Speaker to an appropriate committee. The committee shall hold a hearing and report its findings and recommendations as soon as reasonably possible. Upon receipt of the committee report, the House shall with all dispatch, upon motion, determine the contest by a majority vote.

RULE TWO

DUTIES AND RIGHTS OF THE SPEAKER

2.1—Speaker to Enforce Rules; Questions of Order

(a) The Speaker shall enforce, apply, and interpret the Rules of the House in all deliberations.

(b) All questions of order shall be presented to the Speaker for determination. The Speaker may require the Member raising a point of order to cite the Rule or other authority in support of the question. The Speaker may decide the question of order, put such question to the House, or refer such question to the Chair of the Subcommittee on Rules for a recommendation to the House. Any decision of the Speaker on a point of order is subject to an appeal to the House made timely and separately by any five (5) Members. When a decision of the Speaker on a question of order is appealed, the Speaker shall put the appeal to the House or refer the appeal to the Subcommittee on Rules for a recommendation to the House. No Member may speak more than once, for not more than five (5) minutes, on an appeal unless given leave by the House by majority vote. Responses to parliamentary inquiries and decisions of recognition made by the Speaker may not be appealed.

2.2—Speaker to Bring Business Before the House

The Speaker shall lay all business before the House, reserve times for the committee and subcommittee meetings in compliance with these Rules, and receive motions made by Members and put them to the House.

2.3—Preservation of Order and Decorum; Control Over Chamber and Other Rooms Assigned to the House

The Speaker shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, lobby, galleries, and rooms of the House whether in the Capitol or elsewhere. If there is a disturbance, the Speaker may order the area cleared or direct any other action to preserve order and decorum.

2.4—Appointment of Temporary Presiding Officer

The Speaker may appoint any Member to perform the duties of presiding officer for a temporary period of time not to extend beyond a single legislative day. If the Speaker is absent and has not made such an appointment, the Speaker pro tempore shall act as presiding officer during the Speaker's absence. However, if the Speaker pro tempore is also absent and has not made such an appointment, the Chair of the Subcommittee on Rules shall act as presiding officer during the absence of both the Speaker and Speaker pro tempore or may appoint another Member to perform such duties.

2.5—Appointment of Liaisons

The Speaker may at any time designate a Member or Members to serve as liaison of the Speaker for the purpose of agency oversight or development of legislative policy.

2.6—House Employees Serve at the Pleasure of the Speaker

The Speaker shall employ all employees of the House and shall determine their qualifications, hours of work, and compensation, including perquisites and other benefits. All employees work for and serve at the pleasure of the Speaker. The Speaker has the right to dismiss any employee of the House without cause, and the pay of such employee shall stop on the designated day of dismissal.

2.7—Speaker to Sign Papers and Authorize Counsel in Suits Affecting the House

(a) The Speaker shall sign all acts, joint resolutions, concurrent resolutions, resolutions, memorials, writs, vouchers for expenditures chargeable to the House, contracts binding on the House, or other papers issued by the House. The Speaker may delegate the authority to sign papers authorizing payments and other papers of an administrative nature.

(b) The Speaker may authorize counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the House, a committee of the House, a Member of the House (whether in the legal capacity of Member or taxpayer), a former Member of the House, or an officer, employee, or agent of the House when the Speaker determines that such suit is of significant interest to the House and that the interest of the House would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the Speaker.

RULE THREE**MEMBERS****3.1—Disclosures of Interest and Disqualification from Voting**

(a) No Member may vote on any measure that the Member knows or believes would inure to the Member's special private gain. The Member must disclose the nature of the interest for which the Member is required to refrain from voting. Disclosure shall be done in a timely manner by filing a memorandum with the Clerk, which shall be printed in the *Journal* if the vote is taken on the floor. If the vote is taken in a committee, the memorandum

shall be filed with the committee administrative assistant, who shall attach such memorandum to the committee report.

(b) A Member, when voting on any measure that the Member knows or believes would inure to the special private gain of a family member of the Member, or to the special private gain of any principal by whom the Member or a family member of the Member is retained or employed, must disclose the nature of the interest of such person in the outcome of the vote. Disclosure shall be done promptly by filing a memorandum with the Clerk, which shall be printed in the *Journal* if the vote is taken on the floor. If the vote is taken in a committee, the memorandum shall be filed promptly with the committee administrative assistant, who shall attach such memorandum to the committee report. For the purpose of this Rule, family members include the Member's spouse, parents, and children.

3.2—Attendance Upon Meetings Required

A Member shall attend all meetings of committees and subcommittees to which appointed, unless excused by the Chair or by the Speaker. Excuse from House session shall constitute excuse from that day's meetings. Failure to attend two consecutive committee or subcommittee meetings, unless excused, shall be reported by the Chair to the Speaker.

3.3—Attendance at Sessions

A Member may not be absent from the sessions of the House without approval from the Speaker. Upon written request of a Member submitted in a timely manner, the Speaker may, by written notice to the Clerk, excuse the Member from attendance for any stated period. It shall be the responsibility of the excused Member to advise the Clerk when leaving and returning to the Chamber.

3.4—Members Presumed Present Unless Excused or Necessarily Prevented; Failure to Answer Roll Call

(a) Any Member who has answered roll call (either orally or by electronic means) at the opening of any daily session, or who enters after the initial quorum call and informs the Clerk of the Member's presence, shall thereafter be presumed present unless necessarily prevented or leave of absence is obtained from the Speaker. The Speaker shall make each determination as to whether a Member was necessarily prevented.

(b) Any Member who is present and who fails or refuses to record on a roll call after being requested to do so by the Speaker shall be recorded as present by the Speaker and shall be counted for the purpose of making a quorum.

3.5—Possession of Bills

No Member or other person may take possession of an original bill, after filing, with the intention of depriving the Legislature of its availability for consideration.

3.6—Open Meetings

(a) Subject to order and decorum, each Member shall provide reasonable access to members of the public to any meeting between such Member and more than one other Member of the Legislature, if such members of the public have requested admission and such meeting has been prearranged for the purpose of agreeing to take formal legislative action on pending legislation or amendments at such meeting or at a subsequent time. No such meeting shall be conducted in the Members' Lounge, at any location that is closed to the public, or at any location that the Member knows prohibits admission on the basis of race, religion, gender, national origin, physical handicap, or similar classification.

(b) Meetings conducted in the Chamber of either the House or the Senate while such body is in session shall be considered to be held at a location providing reasonable access to, and to be reasonably open to, the public. When the number of persons must be limited because of space considerations or otherwise for the maintenance of order or decorum, at least one representative each of the print, radio, and television media shall be included among the members of the public admitted, if such persons have requested

admission.

(c) For the purpose of this Rule, and as used in Section 4 of Article III of the Florida Constitution, legislation shall be considered pending if filed with the Clerk. An amendment shall be considered pending if it has been delivered to the administrative assistant of a committee in which the legislation is pending or to the Clerk, if the amendment is to a bill that has been reported favorably by each committee of reference, and the term "formal legislative action" shall include any vote of the House or Senate, or of a committee or subcommittee of either house, on final passage or on a motion other than a motion to adjourn or recess.

RULE FOUR

DUTIES OF THE CLERK AND EMPLOYEES

4.1—Clerk

(a) The House of Representatives shall designate a Clerk to serve at its pleasure. The Clerk shall:

- (1) Be the custodian of all bills, resolutions, and memorials.
- (2) Provide for the keeping of a complete record of introduction and action on all bills, resolutions, and memorials, including the number, the author, a brief description of the subject matter, and each committee reference.
- (3) Keep a correct journal of proceedings of the House. The *Journal* shall be numbered serially and published from the first day of each session of the Legislature.
- (4) Superintend the engrossing and transmitting of bills, resolutions, and memorials and approve the enrolling of all House bills.
- (5) Not permit any records or papers belonging to the House to be taken out of the Clerk's custody other than in the regular course of business and only then upon receipt.
- (6) Publish Daily and Interim Calendars necessary to provide public notice of consideration of bills, resolutions, and memorials by the House and its committees.
- (7) Examine bills, resolutions, and memorials upon their tender for introduction to determine whether facially they meet the requirements of the Florida Constitution for the presence of the enacting or resolving clause or the provision in local bills, including local claim bills, for advertising or for referendum; however, beyond calling an apparent defect to the attention of the first-named sponsor, the obligation of the Clerk shall end.
- (8) Sign and receive necessary papers in the name of the House between a general election and election of the Speaker.
- (b) It shall be a ministerial duty of the Clerk to attest to all writs, issued by order of the House, and to the passage of all bills, resolutions, and memorials.

4.2—Employees Forbidden to Lobby; Restriction on Employee Campaign Activities

(a) An employee of the House may not, directly or indirectly, be interested in or concerned with the passage or consideration of any bill without direction from a Member with authority over the designated staff member. An employee may, on behalf of a Member, present a bill in committee in the Member's absence only with the Member's prior written direction. An employee shall not exhibit an improper interest in or concern with any bill.

(b) An employee of the House may not engage in campaign activities during regular work hours, except when on approved leave, and may neither hold, nor be a candidate for, public office (other than a political party executive committee office) while in the employ of the House.

RULE FIVE

FORM AND INTRODUCTION OF BILLS

5.1—"Bill" Stands for All Legislation

Except when the context otherwise indicates, "bill," as used in these Rules, means a bill, joint resolution, concurrent resolution, resolution, memorial, or other measure upon which a committee may be required to report.

5.2—Filing Deadlines

(a) No general bill, local bill originating in the House, joint resolution, concurrent resolution (except one relating to extension of a session or legislative organization or procedures), or memorial originating in the House shall be given first reading unless filed for introduction no later than noon of the first day of the regular session.

(b) Bills, resolutions, and memorials introduced by committees are exempt from the requirements of this Rule.

5.3—Limitation on Member Bills Filed

(a) A Member may not file more than six (6) bills for a regular session. For purposes of this Rule, the Member considered to have filed a bill is the first-named sponsor of the bill. Bills that have been withdrawn from further consideration prior to the filing deadline shall not be considered filed.

(b) Bills not counted toward these limits include:

- (1) Local bills
- (2) Claim bills
- (3) House resolutions
- (4) Memorials
- (5) Concurrent resolutions relating to extension of a session or legislative organization or procedures
- (6) Trust fund bills adhering to another bill
- (7) Public records or public meetings exemption bills adhering to another bill
- (8) Joint resolutions adhering to a general bill
- (9) Bills introduced by a committee under Rule 7.23
- (10) Bills that only repeal or delete, without substantive replacement, provisions of the Florida Statutes or Laws of Florida.

5.4—Forms of Measures

(a) To be acceptable for introduction, all bills shall be produced in accordance with standards approved by the Speaker. Members desiring to be cosponsors must file a cosponsor form to be agreed to by the first-named sponsor.

(b) No Member may be added or deleted as a sponsor or cosponsor of a bill without the Member's consent on forms provided by the Clerk.

(c) Bills that propose to amend existing provisions of law shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the Florida Constitution shall contain the full text of the section to be amended. As to those portions of general bills and joint resolutions that propose to amend existing provisions of the Florida Statutes or the Florida Constitution, new words shall be inserted in the text underlined and words to be deleted shall be lined through with hyphens. If the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it is not necessary to use the coded indicators of words added or deleted, but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the affected section of the bill: "Substantial rewording of section. See s. ..., F.S., for present text." When such a notation is used, the notation, as well as the substantially reworded text, shall be underlined. The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and do not constitute a part of the bill under consideration. Numerals in the margins of the line-numbered paper do not constitute a part of the bill and are shown on the page only for convenience in identifying lines. Section catchlines of existing text shall not be underlined, nor shall any other portion of a bill covered by this Rule other than new material.

5.5—Local Bills

(a) If the Committee on Local Government & Veterans' Affairs determines that the substance of a local bill may be enacted into law by ordinance of a local governing body, the committee shall not report the bill. However, if a local governing body would be required to call a referendum to enact the substance of a local bill into law, the committee may report the local bill.

(b) A local bill that provides an exemption from general law may not be

placed on the Special Order Calendar in any section reserved for the expedited consideration of local bills.

(c) All local bills, including local claim bills, must either, as required by Section 10 of Article III of the Florida Constitution, embody provisions for a ratifying referendum (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement, securely attached to the original bill ahead of its first page.

5.6—Claim Bills

(a) Claim bills may be referred by the Speaker to any committee for consideration. The Speaker may appoint a Special Master to conduct a hearing. The Special Master may administer an oath to all witnesses, accept relevant documentary and tangible evidence offered, tape record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the Special Master, who shall be available, in person, to explain his or her report to any committee of reference.

(b) Stipulations entered by the parties are not binding on the Special Master or the House or its committees.

(c) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted, except that the hearing and consideration of a claim that is still within the judicial or administrative system may proceed when the parties have executed a written settlement agreement.

5.7—Reviser's Bills

(a) Reviser's bills are nonsubstantive bills initiated by the Office of Legislative Services pursuant to section 11.242, Florida Statutes, for any of the following purposes:

- (1) To reduce the number and bulk of the statutes
- (2) To remove inconsistencies and redundancies in the statutes
- (3) To improve the clarity and facilitate the correct and proper interpretation of the statutes.

(b) Reviser's bills shall be prepared by the Subcommittee on Rules, which may request prior review by another substantive committee. They shall be filed by the Committee on Procedures as soon as possible prior to or during each legislative session. Reviser's bills may be amended only by making deletions.

5.8—Memorials

A memorial expresses the opinion of the Legislature to the Federal Government. All memorials shall contain the resolving clause "Be It Resolved by the Legislature of the State of Florida:".

5.9—House Resolutions and Concurrent Resolutions and Tributes

(a) All House resolutions and all concurrent resolutions originating in the House shall contain a title and a resolving clause. In the case of House resolutions, the resolving clause shall be "Be It Resolved by the House of Representatives of the State of Florida:". In the case of concurrent resolutions originating in the House, the resolving clause shall be "Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:". Concurrent resolutions originating in the House shall present only questions pertaining to extension of a session, enactment of joint rules, ratification of federal constitutional amendments, communications with the judiciary, actions taken pursuant to federal law not requiring gubernatorial approval, or other exclusively legislative matters.

(b) All resolutions shall be reviewed and approved by the Chair of the Subcommittee on Rules before introduction.

(c) Copies of House resolutions shall be furnished by the Clerk. The Secretary of State shall be requested to prepare certified copies of concurrent resolutions after their adoption.

(d) Any matter commemorating local achievement, condolences, or other recognition shall be prepared by the House Bill Drafting Service as an individual tribute for the Member sponsoring the measure.

5.10—Prefiled Bills

During the period between the Organization Session and the convening of the first regular session of the legislative biennium and during the period between the first and second regular sessions of the legislative biennium, Members may file for introduction bills that have been prepared or reviewed by the House Bill Drafting Service.

5.11—Requirements for Introduction

(a) All bills (other than a General Appropriations Bill, concurrent resolutions relating to organization of the Legislature, resolutions relating to organization of the House, reviser's bills, reapportionment bills or resolutions, and recall of acts from the Governor) shall either be prepared or, in the case of local bills, reviewed by the House Bill Drafting Service. After completion and delivery by the House Bill Drafting Service, no change may be made in the text or title of the bill without returning the bill to the House Bill Drafting Service prior to filing.

(b) The Director of the House Bill Drafting Service shall notify any Member proposing a bill if an identical or similar bill has been filed and, if so, the name of the sponsor of such bill.

5.12—Identification

All bills shall be given a number and filed on behalf of a Member by the House Bill Drafting Service. Bills shall be serially numbered, in an odd-numbered sequence, except that bills of a similar type may be serially numbered separately. The Clerk shall validate the original copy of each bill, and each page thereof, to ensure its identification as the item introduced in order to prevent unauthorized or improper substitutions therefor. Any device used for such validation shall be used by and at all times shall be in the secure custody of the Clerk, and its use by any person not authorized by this Rule shall be prohibited.

5.13—Companion Measures

A companion Senate bill must be substantially similar in wording, and identical as to specific intent and purpose, to the House bill for which it is being substituted. Whenever a House bill is reached on the floor for consideration, either on second or third reading, and there is also pending on the Calendar of the House a companion bill already passed by the Senate, it shall be in order to move that the Senate companion bill be substituted and considered in lieu of the House bill. Such motion may be adopted by a majority vote, provided the Senate bill is on the same reading, otherwise the motion shall be to waive the Rules by two-thirds vote of the Members present and voting and substitute such Senate bill. At the moment the House substitutes the Senate companion bill or takes up a Senate bill in lieu of a House bill, the House bill so replaced shall be automatically tabled. Recommitment of a House bill shall automatically carry with it any Senate companion bill then on the Calendar of the House.

RULE SIX

REFERENCE

6.1—Speaker to Refer Legislation

The authority to make bill referrals rests with the Speaker, except as otherwise provided in these Rules.

6.2—Reference: Generally

(a) Bills, upon prefilng or introduction, whether House or Senate, may be referred by the Speaker to one or more committees or subcommittees or to the Calendar of the House. The order of reference shall be determined by the Speaker.

(b) References of bills and the nature of any documents referred shall be recorded in the *Journal*.

6.3—Reference: Exception; Additional or New References

(a) All bills, whether House or Senate, may be referred by the Speaker to the appropriate committees and subcommittees. A Senate bill with a House companion may be paired with the companion House bill at whatever its stage of consideration, provided both bills are on the same reading.

(b) If a bill is reported with an amendment, the Speaker may redetermine reference of the bill.

(c) If after a bill is placed on the Calendar of the House and any amendment is filed, the Speaker may recommit the bill to a committee or subcommittee of reference or may otherwise redetermine reference of the bill.

6.4—Reference of Resolutions, Concurrent Resolutions: Exception

Resolutions on House organization and concurrent resolutions pertaining to extension of the session may be taken up upon motion and adopted at the time of introduction without reference. Resolutions or concurrent resolutions of a substantive nature, as authorized under Rule 5.9, may first be referred to appropriate committees or subcommittees.

6.5—Reference of Appropriations or Tax Measures

Except as provided in Rule 6.2, all bills carrying or affecting appropriations or tax matters shall be referred to an appropriate fiscal committee or subcommittee. If an amendment adopted on the floor of the House affects an appropriation or a tax matter, the Speaker, upon motion made by the Chair of the Committee on Appropriations, or the Chair of the Committee on Procedures or the Majority Whip in the absence of the Chair, shall refer the bill with the amendment to the Committee on Appropriations, unless the amendment is the substance of a bill which has been reported favorably by the Committee on Appropriations. If the bill, as amended, is reported favorably, it shall be returned to the same reading as when referred.

6.6—Reference of Veto Messages

The Speaker may refer veto messages to the appropriate committees for recommendations.

RULE SEVEN

COMMITTEES—ORGANIZATION, MEETINGS, AND OVERSIGHT

Part One—Organization

7.1—Standing Committee Appointments

(a) The Speaker shall appoint the Chair, the Vice Chair, and any Co-Chairs deemed necessary for each standing House committee and subcommittee and shall also appoint the remaining membership of each such committee and subcommittee. The Speaker shall give notice of each such appointment in writing to the Clerk for publication.

(b) If the need arises, the Speaker may appoint a temporary Chair for any standing committee or subcommittee.

(c) All standing committee or subcommittee Chairs, Vice Chairs, and members serve at the pleasure of the Speaker.

(d) All standing committee and subcommittee appointments shall be made by the Speaker prior to the convening of each regular session and shall expire on August 1 of odd-numbered years or, if the Legislature is convened in special or extended session on that date, upon adjournment *sine die* of such session.

7.2—Appointment of Select Committees

The Speaker may at any time create a select committee or select subcommittee and shall appoint the membership and name the Chair and Vice Chair thereof. A select committee may include the entire membership of the House. A select committee has the jurisdiction, authority, and duties and exists for the period of time specified by the Speaker. A select committee has the powers granted by these Rules to a standing committee except as limited by the Speaker. The Speaker shall give notice of the creation of a select committee or select

subcommittee in writing to the Clerk for publication in an Interim Calendar and the Session *Journal*.

7.3—Ex Officio Members

The Speaker may designate the Speaker pro tempore or the Majority Whip as an *ex officio*, voting member of any standing committee. No standing committee may have more than one *ex officio* member voting at any one time. For the purpose of a quorum, an *ex officio* member shall not be included in the membership of a committee. The Speaker shall give notice of the designation of any such *ex officio* member in writing to the Member so designated and to the committee Chair. The Speaker may designate the Chair of the parent committee, *ex officio*, as an additional voting member of a subcommittee. However, for the purpose of a quorum, the parent committee Chair shall not be included in the membership of a subcommittee.

Part Two—Meetings; Powers, Duties, and Procedure

7.4—Powers of the Chair

(a) The committee or subcommittee Chair shall sign all notices, vouchers, or reports required or permitted by these Rules. The committee Chair shall sign all subpoenas as provided in Rule 16.1. Except as otherwise provided in these Rules, the Chair has all authority necessary to ensure an efficient operation of the committee or subcommittee, including, but not limited to, presiding over the committee or subcommittee, establishing the agenda for the committee or subcommittee, recognition of members or presenters, deciding all questions of order in committee or subcommittee, and determining the order in which matters are considered in committee or subcommittee. There shall be no appeal from the Chair's recognition, but the Chair shall be governed by the Rules and usage in priority of entertaining motions.

(b) Questions of order are subject to an appeal. Such appeal shall be made during the committee meeting and shall be submitted in writing to the Chair signed by at least two members of the committee or subcommittee prior to 4:30 p.m. of the next business day. The appeal shall be certified by the Chair to the House for timely action by the Speaker following such certification. The Speaker may refer an appeal to the Chair of the Subcommittee on Rules for a recommendation. The ruling of the Speaker shall be entered in the *Journal* and shall be subject to appeal as any other question. The Chair may, or on majority vote of the committee or subcommittee shall, certify a question of parliamentary procedure to the Speaker as contemplated by the Rule without a formal appeal. Such a certified question shall be disposed of by the Speaker as if it had been on appeal. The certification of an appeal or of a question of parliamentary procedure pursuant to this Rule does not constitute an automatic stay to further legislative action on the measure under consideration.

7.5—Absence of the Chair

For the purpose of convening or presiding over a meeting in the absence of the Chair, the Vice Chair shall assume all duties of the Chair until the Chair's return or replacement, unless a temporary Chair has been appointed by the Speaker to assume those duties instead.

7.6—Meetings of Committees and Subcommittees

Committees and subcommittees shall meet at the call of the committee Chair, within the dates, times, and locations designated by the Speaker. Meeting beyond the designated time shall be allowed only with special leave granted by the Speaker. A committee or subcommittee may continue the consideration of properly noticed legislation after the expiration of the time set for the meeting with the Speaker's approval and if a majority agree to continue or to temporarily recess to continue the meeting at a time and place certain on the same day, provided there is no conflict with another scheduled committee or subcommittee meeting.

7.7—Time for Meetings

No committee or subcommittee meeting shall begin before 8:00 a.m. or last beyond 6:00 p.m., unless granted special leave by the Speaker.

7.8—Committees and Subcommittees Meeting During House Session

No committee or subcommittee shall meet while the House is in session without the consent of the House, except the Subcommittee on Rules, when meeting to consider matters other than legislation, and conference committees.

7.9—Consideration of Bills, Including Proposed Committee Bills

(a) The Chair of any committee or subcommittee shall give prior notice in writing of the intention to take up any bill or proposed bill. The Chair of any committee or subcommittee may remove any item from an agenda at any time by filing an amended notice prior to commencement of the meeting.

(b) Proposed committee bills (PCBs) shall be treated as other bills in meeting the requirements for notice under Rules 7.10-7.12. Each PCB shall be available to each committee member no later than the time of posting of notice. A PCB taken up without the committee conforming to this Rule shall be regarded as being considered in workshop session only, with final action carried over to a future meeting of the committee at which the requirements of this Rule have been met.

(c) Before a standing committee may consider a proposed committee bill, the Speaker must approve the consideration by the committee of the proposed bill.

7.10—Meetings of Committees and Subcommittees: Time Required for Advance Notice

(a) During the first 45 calendar days of a regular session, prior notice shall be given two (2) days (excluding Saturday and Sunday) in advance of a committee or subcommittee meeting for the purpose of considering legislation. If the notice is given by 4:30 p.m., a bill or proposed bill may be heard at any time on the second succeeding day. After the 45th calendar day and during any extended or special session, the notice shall be given at least one (1) day in advance of the committee or subcommittee meeting.

(b) If a committee or subcommittee is approved and scheduled for a meeting by the Speaker, but does not plan to meet, a notice stating that no meeting is to be held shall be posted.

(c) Except when meeting to consider the substance of legislation, the Subcommittee on Rules shall be exempt from the requirements of this Rule.

7.11—Nature and Distribution of Notice

(a) A notice shall include a listing and sufficient title for identification of any and all bills or proposed bills to be considered by the committee or subcommittee holding the meeting, including, time permitting, those pending on reconsideration. However, failure to include a bill pending on reconsideration in the notice does not preclude the motion to reconsider from being made as provided under Rule 7.13(b).

(b) A notice shall state the date, time, and place of a meeting. The first-named sponsor and the members of the committee or subcommittee shall be provided separate notice.

(c) Whenever timely, such notices shall be included in the Calendar of the House.

7.12—Notices of Meetings Between Sessions

During the period when the Legislature is not in session, before any committee or subcommittee holds a meeting for the purpose of considering a prefiled bill or a proposed committee bill (PCB), a notice of such meeting shall be filed no later than seven (7) calendar days before the Friday preceding the week of the meeting. If a committee or subcommittee is approved and scheduled for a meeting by the Speaker, but does not plan to meet, a notice stating that no meeting is to be held shall be filed. The committee administrative assistant shall send copies of the notice to the members of the committee or subcommittee and to the first-named sponsor of the bill. This notice shall state the date, time, and place of the meeting, the bill number, and a portion of the title sufficient for identification. Whenever timely, the Clerk shall enter such notices in an Interim Calendar. When two meetings have been scheduled by a committee or subcommittee during a 30-day period when the Legislature is not in session, the committee Chair may provide in the notice for the first meeting that bills placed on the agenda for the first meeting and

not reported out shall be available for consideration at the second meeting without further notice.

7.13—Reconsideration in Committee or Subcommittee

The Rules of the House shall govern proceedings in committee or subcommittee insofar as they are applicable, except that a motion for reconsideration shall be treated in the following manner:

(a) When a main question has been decided by a committee or subcommittee, any member voting with the prevailing side, or any member when the vote was a tie or by voice, may move for reconsideration.

(b) Without recognition, a member voting on the prevailing side on passage or defeat of a bill may, as a matter of right, order the bill to be retained through the next committee or subcommittee meeting for the purpose of reconsideration. Such an order of an individual member may be set aside by adoption of a motion to report the bill immediately, which shall require a two-thirds vote of the members present and voting. No bill may be ordered retained after the 40th day of a regular session or during an extended or special session.

(c) A motion to reconsider a collateral matter must be disposed of during the course of consideration of the main subject to which it is related.

(d) If the committee or subcommittee refuses to reconsider or, upon reconsideration, confirms its prior decision, no further motion to reconsider shall be in order except upon unanimous consent of the committee or subcommittee members present.

(e) If a bill is not directed to be retained, the committee administrative assistant shall promptly report the bill.

7.14—Open Meetings; Decorum

(a) All meetings of all committees and subcommittees shall be open to the public at all times, subject always to the authority of the Chair to maintain order and decorum; however, when reasonably necessary for security purposes or the protection of a witness, a Chair, with the concurrence of the Speaker and the Minority Leader, may close a committee or subcommittee meeting, or portion thereof, and the record of such meeting may not disclose the identity of the witness appearing before the committee or subcommittee.

(b) The Chair shall exercise all authority necessary to maintain order and decorum, including the authority to require all persons attending a committee or subcommittee meeting to silence all telephones, audible beepers, and other audible electronic equipment.

7.15—Unfavorable Reports

(a) A bill reported unfavorably by a committee shall be laid on the table. A bill so reported may be taken from the table upon the motion of any Member on the floor, adopted by a two-thirds vote of the Members present and voting, after debate not to exceed six (6) minutes evenly divided between proponents and opponents of the motion.

(b) A bill reported unfavorably by a subcommittee shall appear on the agenda for the next meeting of the parent committee following the unfavorable vote of the subcommittee, consistent with time and notice requirements. A bill reported unfavorably by a subcommittee shall be laid upon the table and shall be reported unfavorably following the next meeting of the parent committee after the unfavorable report of the subcommittee, unless a member of the parent committee, at such meeting, makes a motion, which shall be decided without debate, to take the bill from the table. A two-thirds majority vote of the membership of the parent committee shall be required to take the bill from the table. If the bill that previously had been reported unfavorably by a subcommittee is taken from the table, the parent committee shall take up the bill with debate limited to members of the committee and the first-named sponsor. However, by a two-thirds majority vote of the members of the parent committee, the bill may receive a hearing *de novo* and witnesses shall be permitted to testify.

7.16—Voting in Committee

A majority of the members of a committee or subcommittee present, a quorum having been established, shall agree by their recorded votes upon the disposition of any bill or other main question considered by the committee or

subcommittee. (Florida Constitution, Article III, Section 4(c): "In any legislative committee or subcommittee, the vote of each member voting on the final passage of any legislation pending before the committee, and upon the request of any two members of the committee or subcommittee, the vote of each member on any other question, shall be recorded.")

7.17—Proxy Voting Prohibited; Votes Recorded After Roll Call

A member of a committee or subcommittee may not, under any circumstance, vote by proxy. Absent members may have recorded an indication of how they would have voted if present, but this shall not be counted on a roll call.

7.18—Quorum Required

A committee or subcommittee may not file a report unless the committee or subcommittee has met at an authorized time and place, with a quorum present. A majority of the membership of the committee or subcommittee shall constitute a quorum. Only those members present may vote on any matter. A committee or subcommittee may conduct a workshop with or without a quorum.

7.19—Nature and Contents of Committee and Subcommittee Reports

(a) It shall be the duty of committees and subcommittees to report bills either favorably, favorably with a committee substitute, or unfavorably, but never without recommendation. A motion to lay a bill on the table shall be construed as a motion to report the pending bill unfavorably.

(b) Each report of a committee or subcommittee must contain the action of the committee or subcommittee on the bill being transmitted, together with a Committee or Subcommittee Information Record stating:

- (1) The time and place of the meeting at which the action was taken;
- (2) The name and address of each person appearing before the committee or subcommittee relative to the measure and, if an agent, the interest represented; and
- (3) The vote of each member of the committee or subcommittee on the motion to report each bill.

(c) Each report by a committee or subcommittee shall set forth the identifying number of the bill, and, if a committee substitute is proposed by the committee or subcommittee, the words "with amendment" shall follow the identifying number. For the purpose of documentation, committees and subcommittees shall retain copies of their reports and amendments adopted, rejected, or withdrawn, with the committee or subcommittee action noted thereon.

(d) Committees and subcommittees shall, after consideration of prefiled bills, report their actions promptly, in the manner prescribed by these Rules.

7.20—Minority Reports

Minority reports on any matter may be published in the *Journal* only by majority vote of the House.

7.21—Fiscal Analysis

All general bills affecting revenues, expenditures, or fiscal liability shall be accompanied by a fiscal analysis upon being reported favorably by a fiscal standing committee. Fiscal analyses shall state in dollars the estimated increase or decrease in revenues or expenditures and the present and future fiscal implication of the bill. A fiscal analysis shall be regarded as a memorandum of factual information and may be included within the body of the bill analysis that accompanies the bill, which statement shall be made available to Members. The fiscal analysis portion of the bill analysis shall not express comment or opinion relative to the merits of the legislation proposed, but should point out technical or mechanical defects. If any bill of this nature is reported favorably by any fiscal standing committee without a fiscal analysis having been prepared, it shall be the right of any Member to raise a point of order on second reading and the Speaker may, in the Speaker's discretion, order return of the bill to the appropriate fiscal committee. The accuracy of a fiscal analysis shall not be a basis for a point of order under these Rules. A fiscal analysis prepared for a House bill may be presumed as prepared also for its Senate companion.

7.22—Committee and Subcommittee Amendments

(a) Committees and subcommittees may only consider amendments presented in final written form prior to adoption.

(b) Any Member may offer an amendment to a bill being considered by any committee or subcommittee of the House and shall be recognized to introduce and close on the amendment. If not appointed to the committee or subcommittee, a Member who offers an amendment must comply with the amendment filing deadline and must be present at the meeting. If such Member is not present, the amendment may still be considered, but only if taken up and offered by a Member who is appointed to the committee or subcommittee.

(c) During the first 45 calendar days of a regular session, the filing deadline for amendments to be offered in a committee or subcommittee by nonappointed Members shall be 5:00 p.m., one (1) day (excluding Saturday and Sunday) in advance of the committee or subcommittee meeting. After the 45th day and during any extended or special session, such amendments shall be filed two (2) hours before the committee or subcommittee meeting. Amendments introduced by committee or subcommittee members, including *ex officio* members, shall not be subject to these filing deadlines and may be offered at any time during consideration of a bill.

(d) Committees shall propose revisions to a bill only in the form of a single amendment. The amendment shall be made up of the text of the bill with recommended changes engrossed. Such a measure shall be known as a committee substitute and shall be treated as the bill. A committee of later reference shall address itself for purposes of amendment to the most recently adopted committee substitute, if one accompanies the pending measure. An earlier committee substitute shall be laid on the table upon adoption of a committee substitute by a later committee of reference.

7.23—Committee Bills; Designation of Cosponsors

A committee, in introducing a committee bill, shall submit a Committee Information Record. In introducing a committee bill, the Chair shall designate a member of the committee as cosponsor, with the approval of such member, and may designate other members of the committee as cosponsors, with their approval.

Part Three--Conference Committees

7.24—Conference Committee Meetings; Procedures

(a) Meetings of conference committees shall be open to the public at all times, subject to the authority of the Chair to maintain order and decorum. Once appointed, the conference committee shall determine its procedures.

(b) The Chair of any conference committee shall give notice at least two (2) hours prior to the meeting and after the 50th day one (1) hour notice of intention to meet.

7.25—Composition of Conference Committee

(a) A conference committee shall consist of managers from each house. The Speaker shall appoint the House managers of all conference committees. The Speaker shall determine the number as need appears and shall appoint no less than a majority who generally supported the House position as determined by the Speaker. In addition, the Speaker shall name the House Chair of each conference committee and may also name the House Vice Chair thereof.

(b) The conference committee shall select one of its members to preside. A conference committee report shall require the affirmative votes of a majority of the managers from each house.

7.26—Presentation of Conference Committee Report

(a) The receiving of conference committee reports shall always be in order, except when the House is voting on any proposition. When a conference committee report is presented to the House, the sequence shall be:

- (1) The vote first shall be on whether the report shall be considered at that time.
- (2) The next vote shall be on acceptance or rejection of the report in its

entirety. The report must be acted upon as a whole, being agreed to or disagreed to in its entirety.

(3) The final vote shall be a roll call on the passage of the bill as amended by the report.

(b) If either paragraph (a)(2) or paragraph (a)(3) fails, the report shall be automatically recommitted to the conference committee. If a motion to reconsider is made, the vote first would be on paragraph (a)(2) and then on paragraph (a)(3).

7.27—Form of Conference Committee Report

(a) When a conference committee has redrafted a bill, the committee shall report an amendment removing everything after the enacting clause, together with an appropriate title amendment if needed.

(b) Each conference committee report must be accompanied by a statement, written or oral, to inform the House of the effect of the report on the measure to which it relates.

7.28—Time Restraints on Conference Committees

(a) During the first 54 calendar days of a regular session, it shall be a motion of highest privilege either to discharge the House managers and appoint new House managers or to instruct the House managers after House and Senate managers have been appointed for seven (7) calendar days and have failed to report.

(b) During the last six (6) calendar days of a regular session, it shall be a motion of highest privilege either to discharge the House managers and appoint new House managers or to instruct the House managers after House and Senate managers have been appointed for 36 hours and have failed to report.

7.29—When Managers Are Unable to Agree

When a conference committee is appointed in reference to any bill and the House managers report inability to agree, no action of the House taken prior to such appointment shall preclude further action by the House as the House may determine.

Part Four—Oversight Responsibilities and Powers

7.30—Oversight Powers and Responsibilities of Committees and Subcommittees

(a) Committees and subcommittees are authorized:

(1) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;

(2) To invite public officials, public employees, and private individuals to appear before the committees or subcommittees to submit information;

(3) To request reports from departments performing functions reasonably related to the committees' jurisdictions;

(4) To complete the interim projects assigned by the Speaker; and

(5) To conduct such other business as directed by the Speaker.

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

(c) In order to carry out the duties of the committee and its subcommittees, the Chair of each committee may issue subpoenas *duces tecum*, as provided in Rule 16.1, and other necessary process to compel the attendance of witnesses either before the committee or subcommittee or at deposition and the production of any books, letters, or other documentary evidence required by such committee. Any member of a committee or subcommittee may administer all oaths and affirmations, in a manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

RULE EIGHT

CHAMBER PROTOCOL

Part One—Privilege of the Floor

8.1—Privilege of the Floor

(a) Only present Members of the House and of the Senate, and contestants in election cases during the pendency of their cases in the House, shall be admitted during regular daily sessions to the Chamber of the House. The Governor, the Lieutenant Governor, Cabinet Members, Justices of the Supreme Court, Members of Congress, visiting dignitaries, official guests, and former Members of the Legislature who are not interested in any claim or directly in any bill pending before the Legislature, may be granted the privilege of the floor by the Speaker. Employees of the House may be admitted to the Chamber as determined by the Speaker. Persons granted the privilege of the floor may not lobby the Members while the House is in session, unless by motion granted leave to address the House.

(b) When the House is in session, all persons in the House Chamber shall be dressed in proper business attire.

Part Two—Speaking

8.2—Addressing the House; Requirements to Spread Remarks Upon the Journal

(a) When a Member desires to speak or deliver any matter to the House, the Member shall rise and respectfully address the Speaker as "Mr. (or Madam) Speaker" and shall confine all remarks to the question under debate, avoiding personalities. Once recognized, a Member may speak from the Member's desk or may, with the Speaker's permission, speak from the well.

(b) Any motion to spread remarks upon the *Journal*, except those of the Governor or the Speaker, shall be referred to the Chair of the Subcommittee on Rules for recommendation before being put to the House.

8.3—When Two Members Rise at Once

When two or more Members rise at once, the Speaker shall name the one who is to speak first. This decision shall be final and not open to debate or appeal.

8.4—Recognition of Members

There shall be no appeal from the Speaker's recognition, but the Speaker shall be governed by the Rules and usage in priority of entertaining motions from the floor. When a Member seeks recognition, the Speaker may ask, "For what purpose does the Member rise?" or "For what purpose does the Member seek recognition?"

8.5—Recognition of Gallery Visitors and Physician of the Day

On written request by a Member, on a form prescribed by the Subcommittee on Rules, the Speaker may recognize or permit the Member to recognize any person or persons in the gallery. After granting a request for recognition, the Speaker shall afford that recognition at a convenient place in the order of business, considering the need for order and decorum and the need for continuity of debate. At an appropriate time during proceedings on the floor, the Speaker may recognize a Physician of the Day.

Part Three—Debate

8.6—Decorum

The Members shall attend to the debates unless necessarily prevented, and a Member shall not stand between the Speaker and a Member recognized to speak.

8.7—Speaking and Debate

(a) A Member may not speak more than once or occupy more than 15 minutes in debate on any question. A Member who has the floor may not be interrupted by another Member for any purpose, save the privilege of the

House, unless he or she consents to yield to the other Member. A Member desiring to interrupt another in debate should first address the Speaker for the permission of the Member speaking. The Speaker shall then ask the Member who has the floor if he or she wishes to yield, and then announce the decision of that Member. Whether to yield shall be entirely within the speaking Member's discretion. However, this subsection shall not deprive the first-named sponsor or mover of the right to close when the effect of an amendment or motion would be to kill the bill, amendment, or motion.

(b) Debate may not be disguised in the form of a question, but questions may be asked on second reading or with respect to an amendment offered on third reading.

8.8—Right to Open and Close Debate

The mover of any proposition, or the Member reporting any measure from a committee or subcommittee, or, in the absence of either of them, any other Member designated by such absentee, shall have the right to open and close the debate, and for this purpose may speak each time up to ten (10) minutes, unless otherwise limited by majority vote of the House, notwithstanding the limitation in Rule 8.7(a).

Part Four--Materials and Meals in Chamber

8.9—Distribution of Materials in Chamber; Meals in Chamber

(a) The following constitutes policy regarding material distributed to the general membership through the Sergeant at Arms' Office and pages:

(1) All material prior to such distribution must be approved by the Chair of the Subcommittee on Rules.

(2) The following official materials are approved: House and Senate bills, resolutions, memorials, and amendments thereto, and official calendars and journals; committee and subcommittee meeting notices; communications from the Speaker and Clerk and official communications from the Senate; and official staff reports of standing or select committees or subcommittees or of the majority or minority parties.

(b) Meals will not be allowed on the floor without concurrence of the Members present and voting. This shall not be construed to prevent the serving of drinks such as juices, coffee, tea, soft drinks, milk, and the like.

Part Five--Miscellaneous Papers

8.10—Miscellaneous Papers

Papers of a miscellaneous nature addressed to the House may, at the discretion of the Speaker, be read, noted in the *Journal*, or filed with the appropriate committee. When the reading of a paper other than one upon which the House is called to give a final vote is demanded, and such reading is objected to by any Member, it shall be determined without debate by the House by majority vote.

RULE NINE

VOTING

9.1—Members Shall Vote

Every Member shall be within the House Chamber during its sittings, unless excused or necessarily prevented, and shall vote on each question put.

9.2—Taking the Yeas and Nays

The Speaker shall declare all votes, but if any Member rises to doubt a vote, upon a showing of hands by five (5) Members, the Speaker shall take the sense of the House by oral roll call or electronic roll call. When taking the yeas and nays on any question, the electronic roll-call system may be used and when so used shall have the force and effect of a roll call taken as provided in these Rules. This system likewise may be used to determine the presence of a quorum. When the House is ready to vote upon a question requiring roll call, and the vote is by electronic roll call, the Speaker shall say, "The question now recurs on (designating the matter to be voted upon). The Clerk will

unlock the machine and the House will proceed to vote." When sufficient time has elapsed for each Member to vote, the Speaker shall ask, "Have all Members voted?" After a short pause the Speaker shall say, "The Clerk will lock the machine and record the vote." When the vote is completely recorded, the Speaker shall announce the result to the House, and the Clerk shall record the action upon the *Journal*.

9.3—Vote of the Speaker or Temporary Presiding Officer

The Speaker or temporary presiding officer is not required to vote in legislative proceedings other than on final passage of a bill, except when the Speaker's or temporary presiding officer's vote would be decisive. In all yeas and nays votes, the Speaker's or temporary presiding officer's name shall be called last. With respect to voting, the Speaker or temporary presiding officer is subject to the same disqualification and disclosure requirements as any other Member.

9.4—Votes After Roll Call

After the result of a roll call has been announced, a Member may advise the Clerk of how the Member would have voted or would have voted differently. The Clerk shall provide forms for the recording of these actions. When timely made, these requests shall be shown beneath the roll call in the *Journal*. Otherwise, the request shall be shown separately in the *Journal*. In no instance, other than by reason of an electronic or mechanical malfunction, shall the result of a voting machine roll call on any question be changed.

9.5—No Member to Vote for Another Except by Request

No Member may vote for another Member except at the other Member's request when absent from his or her seat but present elsewhere in the Chamber, nor may any person who is not a Member cast a vote for a Member. In no case shall a Member vote for another on a quorum call. Any Member who votes or attempts to vote for another Member in violation of this Rule may be punished in such a manner as the House may deem proper. Any person who is not a Member and who votes wrongfully in the place of a Member shall be excluded from the Chamber for the remainder of the session, in addition to such punishment as the House may deem proper.

9.6—Explanation of Vote

A Member may not explain his or her vote during a roll call, but may reduce his or her explanation to writing, in not more than 200 words in an electronic format, and upon filing with the Clerk, this explanation shall be spread upon the *Journal*.

RULE TEN

ORDER OF BUSINESS AND CALENDARS

Part One--Order of Business

10.1—Daily Sessions

The House shall meet each legislative day at a time determined by the Speaker or as stated in the motion adjourning the House on the prior legislative day on which the House met.

10.2—Daily Order of Business

(a) When the House convenes on a new legislative day, the daily order of business shall be as follows:

1. Call to Order
2. Prayer
3. Roll Call
4. Pledge of Allegiance
5. Correction of the *Journal*
6. Communications
7. Messages from the Senate
8. Reports of Standing Committees

9. Reports of Select Committees
10. Motions Relating to Committee References
11. Matters on Reconsideration
12. Bills and Joint Resolutions on Third Reading
13. Special Orders
14. House Resolutions
15. Unfinished Business
16. Introduction and Reference.

(b) During special sessions, the order of business of Introduction and Reference shall be conducted immediately following the order of business of Correction of the *Journal*.

(c) By majority vote of the Members present, the House may on motion of the Chair of the Committee on Procedures or the Chair of the Subcommittee on Rules move to any order of business. The motion may provide which matter on such order of business may be considered.

10.3—Chaplain to Offer Prayer

A chaplain shall attend at the beginning of each day's sitting of the House and open the same with prayer. In the absence of a chaplain, the Speaker may designate someone else to offer prayer.

10.4—Quorum

A majority of the membership of the House shall constitute a quorum to conduct business.

10.5—Consideration of Senate Messages; Generally

Senate messages may be considered by the House at the time and in the order determined by the Speaker.

Part Two—Readings

10.6—"Reading" Defined

"Reading" means the stage of consideration of a bill, resolution, or memorial after reading of a portion of the title sufficient for identification, as determined by the Speaker.

10.7—Reading of Bills and Joint Resolutions

Each bill and each joint resolution shall receive three (3) readings on three (3) separate days prior to a vote upon final passage unless two-thirds of the Members decide otherwise. The publication of a bill or joint resolution by its title in the *Journal* shall satisfy the requirements of first reading.

10.8—Reading of Concurrent Resolutions and Memorials

Concurrent resolutions and memorials shall receive two (2) readings on two (2) separate days prior to a voice vote upon adoption, except that concurrent resolutions extending a legislative session or involving other procedural legislative matters authorized under Rule 5.9 may be read twice without motion on the same legislative day.

10.9—Reading of House Resolutions

A House resolution shall receive two (2) readings by title only prior to a voice vote upon adoption, except that ceremonial resolutions may be shown as read and adopted by publication in full in the *Journal* in accordance with Rule 10.18.

10.10—Measures on Third Reading

(a) Except upon motion by the Chair of the Subcommittee on Rules and adopted by majority vote, bills on third reading shall be taken up in the order in which the House concluded action on them on second reading.

(b) Before any bill shall be read the third time, whether amended or not, it shall be referred without motion to the Engrossing Clerk for examination and, if amended, the engrossing of amendments. In the case of any Senate bill

amended in the House, the amendment adopted shall be reproduced and attached to the bill amended in such manner that it will not be lost therefrom.

(c) A bill shall be deemed on its third reading when it has been read a second time on a previous day and has no motion left pending.

10.11—Waiting Period Prior to Vote on Final Passage

No bill shall be considered for a vote on passage on the day it is amended or on the next succeeding calendar day. Technical amendments drafted by House Bill Drafting and offered in the name of the Subcommittee on Rules shall not delay a vote on passage.

Part Three—Bills Subject to Special Rule

10.12—Bills Subject to Special Rule

(a) The Subcommittee on Rules may by majority vote recommend that any bill be subject to a Special Rule created by the Subcommittee. The Subcommittee on Rules shall submit the recommendation to the House for its approval.

(b) A Special Rule may not limit or prohibit the offering of amendments, but may prescribe the time and conditions of debate, may govern floor action on both second and third readings, or may contain any other provisions deemed appropriate.

(c) A specific provision in a Special Rule is controlling over a conflicting provision of these Rules.

Part Four—Calendars

10.13—Special Order Calendar

(a) REGULAR SESSION

(1) The Subcommittee on Rules shall periodically submit, as needed, a Special Order Calendar determining the sequence for consideration of legislation. The Special Order Calendar may include bills on second reading, bills on third reading, resolutions, and specific sections for local bills, trust fund bills, bills to be taken up at a time certain, and bills subject to Special Rule. Upon adoption of a Special Order Calendar, no other bills shall be considered for the time period set forth for that Special Order Calendar, except that any bill appearing on that Special Order Calendar may be stricken from it by a majority vote of the Members present and voting or any bill may be added to it pursuant to Rule 10.14. A previously adopted Special Order Calendar shall expire upon adoption by the House of a new Special Order Calendar.

(2) Any committee or Member may apply to the Chair of the Subcommittee on Rules to place a bill on the Special Order Calendar. The Subcommittee on Rules may grant such requests by a majority vote.

(3) During the regular session, the Special Order Calendar shall be published in two (2) Calendars of the House, and it may be taken up on the day of the second published Calendar.

(b) EXTENDED OR SPECIAL SESSION

(1) If the Legislature extends a legislative session, all bills on the Calendar of the House at the time of expiration of the regular session shall be placed in the Committee on Procedures.

(2) During any extended or special session, all bills upon being reported favorably by the last committee of reference shall be placed in the Committee on Procedures.

(3) During any extended or special session, the Subcommittee on Rules shall establish a Special Order Calendar and only those bills on such Special Order Calendar shall be placed on the Calendar of the House.

10.14—Consideration of Bills Not on Special Order

A bill not included on the Special Order Calendar may be considered by the House upon two-thirds vote of the Members present and voting.

10.15—Consent Calendar

The Subcommittee on Rules may submit a Consent Calendar designed to expedite the consideration of noncontroversial legislation, according to

procedures recommended by the Subcommittee on Rules and approved by the House.

10.16—Requirements for Placement on a Calendar

No measure may be placed on a calendar until it has been reported favorably by each committee of reference.

10.17—Informal Deferral of Bills

Whenever the Member who introduced a bill or the first-named Member sponsor of a committee bill is absent from the Chamber when the bill has been reached in the regular order on second or third reading, consideration shall be informally deferred until such Member's return, unless another Member consents to offer the bill on behalf of the original Member. The bill shall retain its position on the Calendar of the House during the same legislative day. The Member shall have the responsibility of making the motion for its subsequent consideration.

Part Five--Ceremonial Resolutions

10.18—Ceremonial Resolutions Published in *Journal*

Upon approval of the Chair of the Subcommittee on Rules, a ceremonial resolution may be shown as read and adopted by publication in full in the *Journal*. The Committee on Procedures shall periodically distribute a list of such resolutions one (1) day (excluding Saturday and Sunday) prior to the day of their publication, during which time any Member may file an objection with the Committee on Procedures to any resolution listed. Each resolution for which an objection has been filed shall be removed from the list and placed on the Calendar of the House. All resolutions without objections shall be printed on the next legislative day in the *Journal* and considered adopted by the House.

RULE ELEVEN

MOTIONS

11.1—Motions; How Made

Every motion shall be made orally, except when requested by the Speaker to be reduced to writing.

11.2—Precedence of Motions During Debate

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

- (1) To adjourn at a time certain
 - (2) To adjourn
 - (3) To recess to a time certain
 - (4) To lay on the table
 - (5) To reconsider
 - (6) For the previous question
 - (7) To limit debate
 - (8) To temporarily postpone
 - (9) To postpone to a time or day certain
 - (10) To refer to or to recommit to committee or subcommittee
 - (11) To amend
 - (12) To amend by removing the enacting or resolving clause.
- (b) Such motions shall have precedence in the descending order given.

11.3—Questions of Order Decided Without Debate

All procedural questions of order, arising after a motion is made for any of the motions named in Rule 11.2 and pending that motion, shall be decided by the Speaker without debate, whether on appeal or otherwise; however, the Speaker may ask the House for comment.

11.4—Division of Question

Any Member may call for a division of a question when the sense will admit of it. A motion to remove and insert shall be deemed indivisible. A motion to remove, being lost, shall preclude neither amendment nor a motion to remove and insert.

11.5—Motion to Recess to a Time Certain

A motion to recess to a time certain shall be treated the same as a motion to adjourn, except that the motion is debatable when no business is before the House and can be amended as to the time to recess and duration of the recess. It yields only to a motion to adjourn.

11.6—Motion to Lay on the Table

A motion to lay on the table is not debatable and cannot be amended; however, before the motion is put, the first-named sponsor of a bill or the mover of a debatable motion shall be allowed five (5) minutes within which to discuss the same and may divide the time with, or waive this right in favor of, some other Member. A motion to table a main question requires a majority vote. A motion to lay an amendment on the table, if adopted, does not carry with it the measure to which it adheres. A motion to lay an amendment on the table may be adopted by a majority vote.

11.7—Motion to Reconsider

(a) When a motion or main question has been made and carried or lost, it shall be in order at any time as a matter of right on the same or succeeding legislative day for a Member voting with the prevailing side, or for any Member in the case of a voice or tie vote, to move for reconsideration thereof. When a majority of Members vote in the affirmative but the proposition is lost because it is one in which the concurrence of a greater number than a majority is necessary for adoption or passage, any Member may move for a reconsideration. No bill referred or recommitted to a committee by a vote of the House shall be brought back into the House on a motion to reconsider. The motion to reconsider shall require a majority vote for its adoption, and such motion shall not be renewed on any proposition, after once being considered by vote of the House, except by unanimous consent. Debate shall be allowed on a motion to reconsider only when the question that it is proposing to reconsider is debatable. When debate upon a motion to reconsider is in order, no Member shall speak thereon more than once or for more than five (5) minutes. The adoption of a motion to reconsider a vote upon any secondary matter shall not remove the main subject under consideration from consideration of the House. A motion to reconsider a collateral matter must be disposed of at once during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the House has passed to other business.

(b) The Clerk shall retain possession of all bills and joint resolutions for the period after passage during which reconsideration may be moved or for such longer period as directed by the Speaker; however, unless otherwise directed by the Speaker, during the last 14 calendar days allowed under the Florida Constitution for a regular session and during any extensions thereof, or during any special session, these shall be transmitted to the Senate forthwith.

(c) The adoption of a motion to waive the Rules and immediately certify any bill to the Senate shall be construed as releasing the measure from the Clerk's possession for the period of reconsideration. Local bills, concurrent resolutions, and memorials shall be transmitted to the Senate without delay. Unless otherwise directed by the Speaker, messages relating to procedural motions, to House action on Senate amendments, or to conference committee reports shall be transmitted forthwith.

11.8—Motion for the Previous Question

(a) The previous question may be asked and ordered upon any debatable single motion, series of motions, or amendment pending and the effect thereof shall be to conclude all action on the same day. If third reading is reached on another day, the order for the previous question must be renewed on that day.

(b) The motion for the previous question shall be decided without debate.

If the motion prevails, the sponsor of a bill or debatable motion and an opponent shall be allowed three (3) minutes each within which to discuss the same, and each may divide the time with, or waive this right in favor of, some other Member.

(c) When the motion for the previous question is adopted on a main question, the sense of the House shall be taken forthwith on pending amendments and such question in the regular order. If amendments have been adopted, the regular order shall include the adoption of necessary title amendments.

(d) The motion for the previous question may not be made by the first-named sponsor or mover.

11.9—Motion to Limit Debate

When there is debate by the House, it shall be in order for a Member to move to limit debate and such motion shall be decided without debate, except that the first-named sponsor or mover of the question under debate shall have five (5) minutes within which to discuss the motion and may divide the allotted time with, or waive it in favor of, some other Member. If, by majority vote, the question is decided in the affirmative, debate shall be limited to ten (10) minutes for each side, unless a greater time is stated in the motion, such time to be apportioned by the Speaker; however, the first-named sponsor or mover shall have an additional five (5) minutes within which to close the debate and may divide the allotted time with, or waive it in favor of, some other Member.

11.10—Motion to Temporarily Postpone

The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk. If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back before the House on the same legislative day, it shall be placed under the order of unfinished business on the Calendar of the House. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business. The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending. If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the House in the course of consideration of the adhering or main question, it shall be deemed abandoned.

11.11—Motions to Withdraw or Refer Bills

(a) Any Member may, no later than under the order of business of Motions Relating to Committee References on the legislative day following reference of a bill, move for reference from one committee or subcommittee to a different committee or subcommittee, which shall be decided by a majority vote.

(b) A motion to withdraw a bill from committee or subcommittee, or to refer a bill from one committee or subcommittee to another committee or subcommittee other than as provided in subsection (a), may be made during the regular order of business and shall require an affirmative vote of two-thirds of the Members present and voting.

(c) A motion to refer a bill to an additional committee may be made during the regular order of business and shall require an affirmative vote of two-thirds of the Members present and voting.

(d) A motion to refer shall be debated only as to the propriety of the reference.

(e) A motion to withdraw a bill from further consideration of the House shall require an affirmative vote of two-thirds of the Members present and voting.

(1) For the purpose of withdrawing bills from further consideration, the first-named Member sponsor shall be regarded as the only Member empowered to move for the withdrawal of a bill. The first-named Member sponsor of a bill may, prior to its introduction, withdraw the bill by letter to the Clerk.

(2) In moving for the withdrawal of a bill from further consideration by floor motion, the introducer shall be required to identify the nature of the bill.

11.12—Motion to Recommit

(a) After a committee or subcommittee reports favorably on a bill, the bill may be recommitted by the House to a committee or subcommittee by a majority vote.

(b) A motion to recommit to committee or subcommittee a bill that is before the House may be made during the regular order of business. The motion shall be debatable only as to the propriety of that reference and shall require an affirmative majority vote.

11.13—Dilatory Motions

Dilatory or delaying motions shall not be in order as determined by the Speaker.

11.14—Withdrawal of Motions

The mover of a motion may withdraw the motion at any time before it has been amended or a vote on it has commenced, except that a motion to reconsider may be withdrawn only on the day made.

RULE TWELVE

AMENDMENTS

12.1—Form

Floor amendments and committee substitute amendments shall be prepared by House Bill Drafting and filed electronically.

12.2—Filing; 2-day Amendment Cycle

(a) When placed on Calendar, a bill or, if accompanied by a committee substitute, the committee substitute is available for floor amendment. A bill referred directly to Calendar or reported favorably by the last committee of reference by 4:30 p.m. shall be placed on Calendar that day. A list of those bills placed on Calendar and available for floor amendment shall be published by 6:00 p.m. that day or as soon thereafter as practicable. A main floor amendment must be filed by 10:00 a.m. of the second day, excluding Saturday and Sunday, following the day the bill is placed on Calendar. A substitute floor amendment or amendment to a floor amendment must be filed by 6:00 p.m. on the second day, excluding Saturday and Sunday, after the bill is placed on Calendar. For the purpose of this Rule, an amendment shall be considered timely filed if the first-named sponsor has approved the amendment for filing or has provided the amendment in substantially completed form for final completion by the Office of House Bill Drafting.

(b) A bill placed on a Special Order Calendar scheduled to be heard at a session prior to completion of the bill's 2-day amendment filing cycle shall be available for floor amendment until 2 hours prior to the session at which the bill is scheduled to be heard. Substitute amendments and amendments to floor amendments for such a bill must be filed 1 hour prior to the session at which the bill is scheduled to be heard.

12.3—Presentation and Consideration

(a) Amendments shall be taken up only as sponsors gain recognition from the Speaker to move their adoption, except that the Chair of the committee (or any member thereof designated by the Chair) reporting the measure under consideration shall have preference for the presentation of committee amendments.

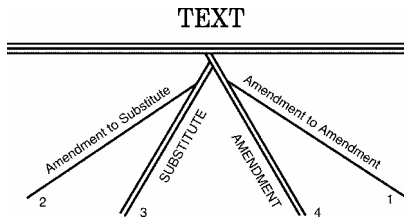
(b) If a committee substitute accompanies a bill, it shall be considered as the original bill. Floor amendments shall be drawn to the committee substitute. An amendment to a pending main amendment may be received, but until it is disposed of no other motion to amend will be in order except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:

(1) Amendments to the amendment are voted on before the substitute is taken up. Only one amendment to the amendment is in order at a time.

(2) Amendments to the substitute are next voted on.

(3) The substitute then is voted on. The adoption of a substitute

amendment in lieu of an original amendment shall be treated and considered as an amendment of the bill itself.



(c) The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order.

(d) For the purpose of this Rule, an amendment shall be deemed pending only after its proposer has been recognized by the Speaker and has moved its adoption.

12.4—Second and Third Reading; Vote Required on Third Reading

(a) A motion to amend is in order during the second or third reading of any bill.

(b) Amendments proposed on third reading shall require a two-thirds vote of the Members present and voting for adoption, except that technical amendments introduced in the name of the Subcommittee on Rules shall require a majority vote for adoption.

(c) A motion for reconsideration of an amendment on third reading requires a two-thirds vote of the Members present and voting for adoption.

12.5—Amendment of General Appropriations Bill

(a) Whenever an amendment is offered to a General Appropriations Bill that would increase any line item of such bill, such amendment shall show the amount by line item of the increase and shall, from within the jurisdiction of the same fiscal standing subcommittee, decrease a line item or items in an amount or amounts equivalent to or greater than the increase required by the amendment.

(b) A floor amendment to the General Appropriations Bill that proposes to move spending authority between sections of the bill shall require a two-thirds vote of the Members present and voting.

12.6—Consideration of Senate Amendments

(a) After the reading of a Senate amendment to a House bill, the following motions shall be in order and shall be privileged in the order named:

(1) Amend the Senate amendment by a concurrence of the majority required for the final passage of the bill

(2) Concur in the Senate amendment by a concurrence of the same majority required for the final passage of the bill

(3) Refuse by the majority of the required quorum to concur and ask the Senate to recede

(4) Request the Senate to recede and, failing to do so, to appoint a conference committee to meet with a like committee appointed by the Speaker.

(b) If the Senate refuses to concur in a House amendment to a Senate bill, the following motions shall be in order and shall be privileged in the order named:

(1) That the House recede

(2) That the House insist and ask for a conference committee

(3) That the House insist.

(c) The Speaker may, upon determining that a Senate amendment substantially changes the bill as passed by the House, refer the Senate message, with the bill and Senate amendment or amendments, to the appropriate House committee for review and report to the House. The Speaker, upon such reference, shall announce the date and time for the committee to meet. The committee shall report to the House the recommendation for disposition of the Senate amendment or amendments

under one of the four options presented in subsection (a). The report shall be given to the House, in writing, by the Chair of the reporting committee.

12.7—Motion to Amend by Removing Enacting or Resolving Clause

An amendment to remove the enacting clause of a bill or the resolving clause of a resolution or memorial shall, if carried, be considered as equivalent to rejection of the bill, resolution, or memorial by the House.

12.8—Germanity of House Amendments

(a) GERMANITY

(1) Neither the House nor any committee or subcommittee shall consider an amendment that relates to a different subject or is intended to accomplish a different purpose than that of the pending question or that, if adopted and passed, would require a title amendment for the proposal that is substantially different from the proposal's original title or that would unreasonably alter the nature of the proposal.

(2) The Speaker, or the Chair in the case of an amendment offered in committee or subcommittee, shall determine the germanity of any amendment when the question is timely raised.

(3) An amendment of the second degree or a substitute amendment must be germane to both the main amendment and the measure to which it adheres.

(b) AMENDMENTS THAT ARE NOT GERMANE. House amendments that are not germane include:

(1) A general proposition amending a specific proposition

(2) An amendment amending a statute or session law when the purpose of the bill is limited to repealing such law, or an amendment repealing a statute or session law when the purpose of the bill is limited to amending such law

(3) An amendment that substantially expands the scope of the bill

(4) An amendment to a bill when legislative action on that bill is by law or these Rules limited to passage, concurrence, or nonconcurrence as introduced.

(c) AMENDMENTS THAT ARE GERMANE. Amendments that are germane include:

(1) A specific provision amending a general provision

(2) An amendment that accomplishes the same purpose in a different manner

(3) An amendment limiting the scope of the proposal

(4) An amendment providing appropriations necessary to fulfill the original intent of a proposal

(5) An amendment that changes the effective date of a repeal, reduces the scope of a repeal, or adds a short-term nonstatutory transitional provision to facilitate repeal.

(d) WAIVER OF RULE. Waiver of this Rule shall require unanimous consent of the House.

12.9—Amendments Out of Order

An amendment is out of order if it is the principal substance of a bill that has received an unfavorable committee report, has been withdrawn from further consideration by the first-named sponsor, or has not been reported favorably by at least one committee of reference and may not be offered to a bill on the Calendar and under consideration by the House. Any amendment that is substantially the same, and identical as to specific intent and purpose, as the measure residing in the committee or committees of reference is covered by this Rule.

12.10—Printing of Amendments in *Journal*

All amendments taken up, unless withdrawn, shall be printed in the *Journal*, except that an amendment to a General Appropriations Bill constituting an entirely new bill shall not be printed until the filing of the conference committee report.

RULE THIRTEEN

RULES

13.1—Initial Adoption of Rules of the House

The initial adoption of the Rules of the House shall require a majority vote. Once adopted, the Rules of the House shall remain in effect, unless waived or amended as provided in these Rules.

13.2—Waiver of Rules of the House

Any Rule of the House, except a Rule requiring unanimous consent, may be waived by a two-thirds vote of the Members present and voting; however, the waiver shall apply only to the matter under immediate consideration and shall not extend beyond adjournment of a session day.

13.3—Amending Rules of the House

No Rule of the House may be amended except by a report or resolution from the Subcommittee on Rules adopted by the House by majority vote. A report or resolution of the Subcommittee on Rules proposing amendments to these Rules is always in order; however, any amendment of such a report or resolution prior to its adoption requires a two-thirds vote of the Members present and voting.

13.4—Parliamentary Authorities

In all cases not provided for by the Florida Constitution, the Rules of the House, or the Joint Rules of the Senate and House, the guiding, but nonbinding, authority shall be first the Rulings of the Speaker and then the latest edition of *Mason's Manual of Legislative Procedure*.

13.5—Majority Action

Unless otherwise indicated by these Rules, all action by the House or its committees shall be by majority vote of those Members present and voting. When the body is equally divided, the question is defeated.

13.6—"Days" Defined

Wherever used in these Rules, a "legislative" day means a day when the House convenes and a quorum is present. All other references to "days" mean "calendar" days.

RULE FOURTEEN

MISCELLANEOUS PROVISIONS

Part One--Public Records

14.1—Legislative Records

There shall be available for public inspection, whether maintained in Tallahassee or in a district office, the papers and records developed and received in connection with official legislative business, except as provided in section 11.0431, Florida Statutes, or other provision of law. Any person who is denied access to a legislative record and who believes that he or she is wrongfully being denied such access may appeal the decision to deny access to the Speaker.

14.2—Legislative Records; Maintenance, Control, Destruction, Disposal, and Disposition

(a) Records that are required to be created by these Rules or that are of vital, permanent, or archival value shall be maintained in a safe location that is easily accessible for convenient use. No such record need be maintained if the substance of the record is published or retained in another form or location. Whenever necessary, but no more often than annually or less often than biennially, records required to be maintained may be archived.

(b) Other records that are no longer needed for any purpose and that do not have sufficient administrative, legal, or fiscal significance to warrant their

retention shall be disposed of systematically.

(c)(1) The committee administrative assistant for each existing committee shall ensure compliance with this Rule for all records created or received by the committee or for a former committee or council whose jurisdiction has been assigned to the committee.

(2) The Speaker, the Speaker pro tempore, the Minority Leader, the Majority Leader, the Majority Whip, and the Sergeant at Arms shall ensure compliance with this Rule for all records created or received by their respective offices and their predecessors in office.

(3) Each Member shall ensure compliance with this Rule for all records created or received by the Member or the Member's district office.

(4) The director of an ancillary House office shall ensure compliance with this Rule for all records created or received by the director's office.

(5) The Clerk shall ensure compliance with this Rule for all other records created or received by the House of Representatives.

(d) If a committee, council, or office is not continued in existence, the records of such committee, council, or office shall be forwarded to the committee or office assuming the jurisdiction or responsibility of the former committee, council, or office, if any. Otherwise, such records shall be forwarded to the Clerk.

(e) The Clerk shall establish a schedule of reasonable and appropriate fees for copies of legislative records and documents.

Part Two--Distribution of Documents; Display of Signs

14.3—Distribution of Documents

Documents required by these Rules to be printed or published may be produced and distributed on paper or in electronic form.

14.4—Display of Signs, Placards, and the Like

Signs, placards, or other objects of similar nature shall be permitted in the rooms, lobby, galleries, or Chamber of the House only upon approval of the Chair of the Subcommittee on Rules.

Part Three--House Seal

14.5—House Seal

(a) REQUIREMENT. There shall be an official seal of the House of Representatives. The seal shall be used only by or on behalf of a Member or officer of the House in conjunction with his or her official duties or when specifically authorized in writing by the Chair of the Subcommittee on Rules.

(b) CONFIGURATION. The seal shall be a circle having in the center thereof a view of the sun's rays over a highland in the distance, a sabal palmetto palm tree, a steamboat on the water, and a Native American female scattering flowers in the foreground, encircled by the words "House of Representatives."

(c) USE. Unless a written exception is otherwise granted by the Chair of the Subcommittee on Rules:

(1) Material carrying the official seal shall be used only by a Member, officer, or employee of the House or other persons employed or retained by the House.

(2) The use, printing, publication, or manufacture of the seal, or items or materials bearing the seal or a facsimile of the seal, shall be limited to official business of the House or official legislative business.

(d) CUSTODIAN. The Clerk shall be the custodian of the official seal.

RULE FIFTEEN

ETHICS AND CONDUCT OF MEMBERS

15.1—Legislative Ethics and Official Conduct

Legislative office is a trust to be performed with integrity in the public interest. A Member is respectful of the confidence placed in the Member by the other Members and by the people. By personal example and by admonition to colleagues whose behavior may threaten the honor of the lawmaking body, the Member shall watchfully guard the responsibility of

office and the responsibilities and duties placed on the Member by the House. To this end, each Member shall be accountable to the House for violations of this Rule or any provision of the House Code of Conduct contained in Rules 15.1-15.7.

15.2—The Integrity of the House

A Member shall respect and comply with the law and shall perform at all times in a manner that promotes public confidence in the integrity and independence of the House and of the Legislature. Each Member shall perform at all times in a manner that promotes a professional environment in the House, which shall be free from unlawful employment discrimination.

15.3—Improper Influence; Solicitation of Campaign Contributions

(a) A Member may not accept anything that reasonably may be construed to improperly influence the Member's official act, decision, or vote.

(b) A Member may neither solicit nor accept any campaign contribution during the 60-day regular legislative session on the Member's own behalf, on behalf of a political party, or on behalf of a candidate for the House of Representatives; however, a Member may contribute to the Member's own campaign.

15.4—Ethics; Conflicting Employment

A Member shall:

(a) Scrupulously comply with the requirements of all laws related to the ethics of public officers.

(b) Not allow personal employment to impair the Member's independence of judgment in the exercise of official duties.

(c) Not directly or indirectly receive or agree to receive any compensation for any services rendered or to be rendered either by the Member or any other person when such activity is in substantial conflict with the duties of a Member of the House.

15.5—Use of Official Position

A Member may not corruptly use or attempt to use the Member's official position in a manner contrary to the trust or authority placed in the Member, either by the public or by other Members, for the purpose of securing a special privilege, benefit, or exemption for the Member or for others.

15.6—Use of Information Obtained by Reason of Official Position

A Member may engage in business and professional activity in competition with others but may not use or provide to others, for the Member's personal gain or benefit or for the personal gain or benefit of any other person or business entity, any information that has been obtained by reason of the Member's official capacity as a Member and that is unavailable to members of the public as a matter of law.

15.7—Representation of Another Before a State Agency

A Member may not personally represent another person or entity for compensation before any state agency other than a judicial tribunal. For the purposes of this Rule, "state agency" means any entity of the legislative or executive branch of state government over which the Legislature exercises plenary budgetary and statutory control.

15.8—Advisory Opinions

(a) A Member, when in doubt about the applicability and interpretation of these Rules with respect to legislative ethics and Member conduct, may convey the facts of the situation to the House general counsel for an advisory opinion. The general counsel shall issue the opinion within ten (10) days after receiving the request. The advisory opinion may be relied upon by the Member requesting the opinion. Upon request of any Member, the committee designated by the Speaker to have responsibility for the ethical conduct of Members may revise an advisory opinion rendered by the House general counsel through an advisory opinion issued to the Member who requested the

opinion.

(b) An advisory opinion rendered by the House general counsel or the committee shall be numbered, dated, and published. Advisory opinions from the House general counsel or the committee may not identify the Member seeking the opinion unless such Member so requests.

15.9—Felony Indictment or Information of a Member

(a) If an indictment or information for a felony of any jurisdiction is filed against a Member of the House, the Member indicted or informed against may request the Speaker to excuse the Member, without pay, from all privileges of membership of the House pending final adjudication.

(b) If the indictment or information is either *nolle prosequere* or dismissed, or if the Member is found not guilty of the felonies charged, or lesser included felonies, then the Member shall be paid all back pay and other benefits retroactive to the date the Member was excused.

15.10—Felony Guilty Plea of a Member

A Member who enters a plea of guilty or *nolo contendere* (no contest) to a felony of any jurisdiction may, at the discretion of the Speaker, be suspended immediately, without a hearing and without pay, from all privileges of membership of the House through the remainder of that Member's term.

15.11—Felony Conviction of a Member

(a) A Member convicted of a felony of any jurisdiction may, at the discretion of the Speaker, be suspended immediately, without a hearing and without pay, from all privileges of membership of the House pending appellate action or the end of the Member's term, whichever occurs first.

(b) A Member suspended under the provisions of this Rule may, within ten (10) days after such suspension, file a written request for a hearing, setting forth specific reasons contesting the Member's suspension. Upon receipt of a written request for a hearing, the Speaker shall appoint a select committee, which shall commence a hearing on the Member's suspension within 30 days and issue a report to the House within ten (10) days after the conclusion of the hearing. The report of the select committee shall be final unless the Member, within ten (10) days after the issuance of the report, requests in writing that the Speaker convene the full House to consider the report of the select committee. Upon receipt of a request for such consideration, the Speaker shall timely convene the House for such purpose.

(c) If the final appellate decision is to sustain the conviction, then the Member's suspension shall continue to the end of the Member's term. If the final appellate decision is to vacate the conviction and there is a rehearing, the Member shall be subject to Rule 15.9. If the final appellate decision is to vacate the conviction and no felony charges remain against the Member, the Member shall be entitled to restitution of back pay and other benefits retroactive to the date of suspension.

RULE SIXTEEN

PROCEDURES FOR LEGAL PROCEEDINGS

Part One--Committees Conducting Legal Proceedings

16.1—Procedures for Committees Conducting Legal Proceedings

(a) ISSUANCE OF SUBPOENA

(1) In order to carry out its duties, each standing or select committee, whenever required, may issue subpoena with the approval of the Speaker and other necessary process to compel the attendance of witnesses before such committee or the taking of a deposition pursuant to these Rules. The Chair of the committee shall issue such process on behalf of the committee. The Chair or any other member of such committee may administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear before such committee for the purpose of testifying in any matter about which such committee may require evidence.

(2) Each standing or select committee, whenever required, may also compel by subpoena *duces tecum* with the approval of the Speaker the production of any books, letters, or other documentary evidence it may need

to examine in reference to any matter before it. The Chair of the standing or select committee shall issue process on behalf of the standing or select committee.

(b) CONTEMPT PROCEEDINGS

(1) The House may punish, by fine or imprisonment, any person who is not a Member and who is guilty of disorderly or contemptuous conduct in its presence or of a refusal to obey its lawful summons.

(2) A person shall be deemed in contempt if the person:

a. Fails or refuses to appear in compliance with a subpoena or, having appeared, fails or refuses to testify under oath or affirmation;

b. Fails or refuses to answer any relevant question or fails or refuses to furnish any relevant book, paper, or other document subpoenaed on behalf of such committee; or

c. Commits any other act or offense against such committee that, if committed against the Legislature or either house thereof, would constitute contempt.

(3) A standing or select committee may, by majority vote of all of its members, apply to the House for contempt citation. The application shall be considered as though the alleged contempt had been committed in or against the House itself. If such committee is meeting during the interim, its application shall be made to the circuit court pursuant to subsection (f).

(4) A person guilty of contempt under this Rule shall be fined not more than \$500 or imprisoned not more than 90 days or both, or shall be subject to such other punishment as the House may, in the exercise of its inherent powers, impose prior to and in lieu of the imposition of the aforementioned penalty.

(5) The sheriffs in the several counties shall make such service and execute all process or orders when required by standing or select committees. Sheriffs shall be paid as provided for in section 30.231, Florida Statutes.

(c) FALSE SWEARING. Whoever willfully affirms or swears falsely in regard to any material matter or thing before any standing or select committee is guilty of perjury in an official proceeding, which is a felony of the third degree and shall be punished as provided in section 775.082, section 775.083, or section 775.084, Florida Statutes.

(d) RIGHTS OF WITNESSES

(1) All witnesses summoned before any standing or select committee shall receive reimbursement for travel expenses and per diem at the rates provided in section 112.061, Florida Statutes. However, the fact that such reimbursement is not tendered at the time the subpoena is served shall not excuse the witness from appearing as directed therein.

(2) Service of a subpoena requiring the attendance of a person at a meeting of a standing or select committee shall be made in the manner provided by law for the service of subpoenas in civil action at least seven (7) calendar days prior to the date of the meeting unless a shorter period of time is authorized by majority vote of all the members of such committee. If a shorter period of time is authorized, the persons subpoenaed shall be given reasonable notice of the meeting, consistent with the particular circumstances involved.

(3) Any person who is served with a subpoena to attend a meeting of any standing or select committee also shall be served with a general statement informing the person of the subject matter of such committee's investigation or inquiry and a notice that the person may be accompanied at the meeting by private counsel.

(4) Upon the request of any party and the approval of a majority of the standing or select committee, the Chair shall instruct all witnesses to leave the meeting room and retire to a designated place. The witness will be instructed by the Chair not to discuss the testimony of the witness or the testimony of any other person with anyone until the meeting has been adjourned and the witness has been discharged by the Chair. The witness shall be further instructed that if any person discusses or attempts to discuss the matter under investigation with the witness after receiving such instructions, the witness shall bring such matter to the attention of such committee. No member of such committee or representative thereof may discuss any matter or matters pertinent to the subject matter under investigation with any witness to be called before such committee from the time that these instructions are given until the meeting has been adjourned and the witness has been discharged by the Chair. Any person violating this Rule shall be in contempt of the Legislature.

(5) Any standing or select committee taking sworn testimony from witnesses as provided herein shall cause a record to be made of all proceedings in which testimony or other evidence is demanded or adduced,

which record shall include rulings of the Chair, questions of such committee and its staff, the testimony or responses of witnesses, sworn written statements submitted to the committee, and such other matters as the committee or its Chair may direct.

(6) A witness at a meeting, upon advance request and at the witness's own expense, shall be furnished a certified transcript of the witness's testimony at the meeting.

(e) RIGHT OF OTHER PERSONS TO BE HEARD

(1) Any person whose name is mentioned or who is otherwise identified during a meeting being conducted for the purpose of taking sworn testimony from witnesses of any standing or select committee and who, in the opinion of such committee, may be adversely affected thereby, may, upon the request of the person or upon the request of any member of such committee, appear personally before such committee and testify on the person's own behalf, or, with such committee's consent, file a sworn written statement of facts or other documentary evidence for incorporation into the record of the meeting. Any such witness, however, shall, prior to filing such statement, consent to answer questions from such committee regarding the contents of the statement.

(2) Upon the consent of a majority of the members present, a quorum having been established, any standing or select committee may permit any other person to appear and testify at a meeting or submit a sworn written statement of facts or other documentary evidence for incorporation into the record. No request to appear, appearance, or submission shall limit in any way the committee's power of subpoena. Any such witness, however, shall, prior to filing such statement, consent to answer questions from any standing or select committee regarding the contents of the statement.

(f) ENFORCEMENT OF SUBPOENA OUT OF SESSION. If any witness fails to respond to the lawful subpoena of any standing or select committee at a time when the Legislature is not in session or, having responded, fails to answer all lawful inquiries or to turn over evidence that has been subpoenaed, such committee may file a complaint before any circuit court of the state setting up such failure on the part of the witness. On the filing of such complaint, the court shall take jurisdiction of the witness and the subject matter of the complaint and shall direct the witness to respond to all lawful questions and to produce all documentary evidence in the possession of the witness that is lawfully demanded. The failure of any witness to comply with such order of the court shall constitute a direct and criminal contempt of court, and the court shall punish such witness accordingly.

Part Two—Complaints Against Members and Officers of the House

16.2—Complaints of Violations of the Standards of Conduct by Members and Officers of the House; Procedure

(a) FILING OF COMPLAINTS. The Chair of the Subcommittee on Rules shall receive and initially review allegations of improper conduct that may reflect upon the House, violations of law, violations of the House Code of Conduct, and violations of the Rules and regulations of the House relating to the conduct of individuals in the performance of their duties as Members or officers of the House. Complaints of improper conduct against the Chair of the Subcommittee on Rules shall be reviewed and managed by the Speaker or, if designated by the Speaker, the Speaker pro tempore.

(1) Review of Complaints. The Chair of the Subcommittee on Rules shall review each complaint submitted to the committee relating to the conduct of a Member or officer of the House.

(2) Complaints

a. A complaint shall be in writing and under oath, setting forth in simple, concise statements the following:

1. The name and legal address of the party filing the complaint (complainant);

2. The name and position or title of the Member or officer of the House (respondent) alleged to be in violation of the House Code of Conduct or a law, rule, regulation, or other standard of conduct;

3. The nature of the alleged violation, based upon the personal knowledge of the complainant, including, if possible, the specific section of the House Code of Conduct or law, rule, regulation, or other standard of conduct alleged to have been violated; and

4. The facts alleged to have given rise to the violation.

b. All documents in the possession of the complainant that are relevant to, and in support of, the allegations shall be attached to the complaint.

(3) Processing Complaint and Preliminary Findings

a. Upon the filing of a complaint, the Chair shall, within five (5) working days, notify the Member or officer against whom the complaint has been filed and give such person a copy of the complaint. Within 20 days, the Chair shall take the necessary actions as provided in subparagraphs b.-g.

b. The Chair shall examine each complaint for jurisdiction and for compliance with paragraph (a)(2).

c. If the Chair determines that a complaint does not comply with such Rule, the complaint shall be returned to the complainant with a general statement that the complaint is not in compliance with such Rule and with a copy of the Rule. A complainant may resubmit a complaint, provided such complaint is resubmitted prior to the expiration of the time limitation set forth in subsection (o).

d. If the Chair determines that the verified complaint does not allege facts sufficient to constitute a violation of any of the provisions of the House Code of Conduct, or a law, rule, regulation, or other standard of conduct, the Chair shall dismiss the complaint and notify the complainant and the respondent of such action.

e. If the Chair determines that the complaint is outside the jurisdiction of the House, the Chair shall dismiss the complaint and notify the complainant and the respondent of such action.

f. If the Chair determines that a violation is inadvertent, technical, or otherwise of a *de minimis* nature, the Chair may attempt to correct or prevent such a violation by informal means.

g. If the Chair determines that such a complaint does allege facts sufficient to constitute a violation of any of the provisions of the House Code of Conduct, or a law, rule, regulation, or other standard of conduct, and that the complaint is not *de minimis* in nature, the Chair shall, within 20 days, transmit a copy of the complaint to the Speaker and, in writing, request the appointment of a Probable Cause Panel or Special Master regarding the complaint. A copy of the letter shall be provided to the complainant and the respondent.

(4) Withdrawal of Complaints. A complaint may be withdrawn at any time.

(b) PROBABLE CAUSE PANEL OR SPECIAL MASTER

(1) Creation. Whenever the Speaker receives a copy of a complaint and request made pursuant to subsection (a), the Speaker shall, within 20 days, either appoint a Probable Cause Panel (the panel) consisting of an odd number of members or appoint a Special Master. If the Speaker appoints a Probable Cause Panel, the Speaker shall also appoint one member of the panel as its Chair. The Speaker may appoint up to two (2) additional persons who are not Members of the House to serve as nonvoting, public members of a Probable Cause Panel.

(2) Powers and Duties. The members of the panel or the Special Master shall have the following powers and duties:

a. Investigate complaints and make appropriate findings of fact promptly regarding allegations of improper conduct sufficient to establish probable cause of violations of law, violations of the House Code of Conduct, and violations of Rules and regulations of the House relating to the conduct of individuals in the performance of their duties as Members or as officers of the House;

b. Based upon the investigation by the Special Master or the panel, make and report findings of probable cause to the Speaker and to the House as it relates to the complaint that occasioned the appointment of the Probable Cause Panel or the Special Master;

c. Recommend to the Subcommittee on Rules such additional Rules or regulations as the Probable Cause Panel or the Special Master shall determine are necessary or desirable to ensure proper standards of conduct by Members and officers of the House in the performance of their duties and the discharge of their responsibilities; and

d. Adopt rules of procedure as appropriate.

(3) Quorum. A quorum of a Probable Cause Panel, when appointed, shall consist of a majority of the members of the panel. All action by a Probable Cause Panel shall require the concurrence of a majority of the full panel.

(4) Term. A Probable Cause Panel or Special Master, as appropriate, shall serve until the complaint that occasioned the appointment of the panel or the Special Master has been dismissed or until a finding of probable cause has been transmitted to the Speaker.

(c) PRELIMINARY INVESTIGATION AND PROBABLE CAUSE FINDING

(1) Preliminary Investigation

a. The Probable Cause Panel or the Special Master shall provide the respondent an opportunity to present to the panel, the Special Master, or the staff of the panel, orally or in writing, a statement addressing the allegations.

b. The panel, Special Master, or the staff of the panel may interview witnesses and examine documents and other evidentiary matters.

c. The panel or Special Master may order the testimony of witnesses to be taken under oath, in which event the oath may be administered by the Chair or any other member of the panel, by the Special Master, or by any person authorized by law to administer oaths.

d. The panel or Special Master may require, by subpoena issued pursuant to these Rules or otherwise, the attendance and testimony of witnesses and the production of such books, records, correspondence, memoranda, papers, documents, and other items as it deems necessary to the conduct of the inquiry.

(2) Probable Cause Finding

a. Findings

1. The panel, by a recorded vote of a majority of the full panel, or the Special Master, as appropriate, shall determine whether there is probable cause to conclude that a violation within the jurisdiction of the panel or the Special Master has occurred.

2. If the panel or Special Master, as appropriate, finds that probable cause does not exist, the panel or Special Master shall dismiss the complaint and notify the complainant and the respondent of its determination.

3. If the panel or Special Master, as appropriate, determines that probable cause exists to believe that a violation occurred but that the violation, if proven, is of a *de minimis* nature or is not sufficiently serious to justify expulsion, censure, or reprimand, the panel or Special Master may recommend an appropriate, lesser penalty or may resolve the complaint informally. If the respondent agrees, a summary of the panel's or Special Master's conclusions, as appropriate, shall be published in the House *Journal* and the penalty agreed upon shall be imposed. If the panel or Special Master is unable to satisfactorily settle the complaint, the complaint shall be subject to a full evidentiary hearing before the Select Committee on Standards of Official Conduct pursuant to subsection (d).

4. If the panel or Special Master determines that probable cause exists to believe that a violation occurred and that, if proven, would be sufficiently serious to justify expulsion, censure, or reprimand, the panel or Special Master shall cause to be transmitted to the respondent a Statement of Alleged Violation. The statement shall be divided into counts, and each count shall be related to a separate violation and shall contain a plain and concise statement of the alleged facts of such violation, including a reference to the provision of the House Code of Conduct or law, rule, regulation, or other standard of conduct alleged to have been violated. A copy of the statement shall also be transmitted to the Speaker.

b. Collateral Proceedings. If the complaint against a Member or officer of the House has been the subject of action before any other body, the panel or Special Master may forward the complaint directly to a hearing pursuant to subsection (d).

(d) HEARING

(1) Select Committee on Standards of Official Conduct. Upon receipt by the Speaker of a Statement of Alleged Violation, the Speaker shall appoint, within 20 days, a Select Committee on Standards of Official Conduct (the select committee) to hold hearings regarding the statement and make a recommendation for disciplinary action to the full House. Upon the receipt by the Speaker of a complaint and findings by the Commission on Ethics regarding a Member of the House, the Speaker shall appoint, within 20 days, a Select Committee on Standards of Official Conduct to hold hearings to determine whether a violation has occurred and, if so, to make a recommendation for disciplinary action to the full House.

(2) Hearing. A hearing regarding a violation charged in a Statement of Alleged Violation or in a complaint and findings by the Commission on Ethics shall be held promptly to receive evidence upon which to base findings of fact and recommendations, if any, to the House respecting such violation.

a. Chair. The Chair of the select committee or other member presiding at a hearing shall rule upon any question of admissibility of testimony or evidence presented to the select committee. Rulings shall be final unless reversed or modified by a majority vote of the members of the select committee. If the select committee appoints a referee pursuant to subsection (i), the referee shall make all evidentiary rulings.

b. Referee. The select committee shall serve as referee for all proceedings under these Rules, unless the select committee retains an independent referee pursuant to subsection (i).

c. Prosecutor. The select committee's staff shall serve as a legal advisor to the committee. The select committee may retain independent counsel pursuant to subsection (j) to serve as prosecutor in all proceedings conducted under these Rules.

d. Respondent's Rights. The respondent shall have the right to be represented by legal counsel, to call witnesses, to introduce exhibits, and to cross-examine opposing witnesses. The respondent or respondent's counsel shall be permitted to take the deposition of the complainant in accordance with sub-subparagraph (3)a.3.

e. Complainant's Rights. The complainant is not a party to any part of the complaint process or these proceedings. The complainant has no standing to challenge these Rules or procedures and has no right to appeal. The complainant may submit a list of witnesses or questions for the select committee's consideration to assist in its preparation for the hearing.

(3) Procedures

a. Procedure and Evidence

1. Procedure. The select committee may adopt rules of procedure as appropriate to its needs.

2. Evidence. Irrelevant, immaterial, or unduly repetitious evidence shall be excluded, but all other evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether or not such evidence would be admissible in a trial in the courts of Florida. However, hearsay evidence may not be used unless same would be admissible under the *Florida Rules of Evidence* and it shall not be sufficient in itself to support a factual finding unless it would be admissible over objection in civil actions.

3. Discovery. Discovery may be permitted upon motion, which shall state the reason therefor. Discovery shall be in accordance with the *Florida Rules of Civil Procedure* but may be limited in time, scope, and method by the Chair or the referee.

4. Testimony. The select committee shall order the testimony of witnesses to be taken under oath, in which event the oath may be administered by the Chair or a member of the select committee, by any referee appointed pursuant to subsection (i), or by any person authorized by law to administer oaths.

5. Subpoenas. The select committee may require, by subpoena issued pursuant to these Rules or otherwise, the attendance and testimony of witnesses and the production of such books, records, correspondence, memoranda, papers, documents, and other items as it deems necessary to the conduct of the inquiry.

b. Order of Hearing. The order of the full hearing before the select committee or the referee shall be as follows:

1. The Chair or the referee shall open the hearing by stating the select committee's authority to conduct the hearing, the purpose of the hearing, and its scope.

2. Testimony from witnesses and other evidence pertinent to the subject of the hearing shall be received in the following order, whenever possible: witnesses and other evidence offered by the independent counsel, witnesses and other evidence offered by the respondent, and rebuttal witnesses. The select committee may call witnesses at any time during the proceedings.

3. Witnesses at the hearing shall be examined first by the independent counsel. The respondent or the respondent's counsel may then cross-examine the witnesses. The members of the select committee may then question the witnesses. Redirect and recross may be permitted in the Chair's or the referee's discretion. With respect to witnesses offered by the respondent, a witness shall be examined first by the respondent or the respondent's counsel and then may be cross-examined by the independent counsel. Members of the select committee may then question the witness. Redirect and recross may be permitted in the Chair's or the referee's discretion. Participation by the select committee at the hearing stage is at the sole discretion of the select committee and is not mandatory.

(4) Burden of Proof. At the hearing, the burden of proof rests on the appointed independent counsel to establish the facts alleged by clear and convincing evidence with respect to each count.

(e) COMMITTEE RECOMMENDED ORDER

(1) Committee Deliberations. As soon as practicable, the select committee shall consider each count contained in a Statement of Alleged

Violation or in a complaint and findings, as the case may be. A count shall not be proven unless at least a majority of the select committee votes for a motion that the count has been proved. A count that is not proved shall be considered as dismissed by the select committee.

(2) Dismissal of Complaint. After the hearing, the select committee shall, in writing, state its findings of fact. If the select committee finds that the respondent has not violated any of the provisions of the House Code of Conduct, or a law, rule, regulation, or other standard of conduct, it shall order the action dismissed and shall notify the respondent and the complainant of such action.

(3) Recommended Order

a. Recommended Order. If the select committee finds that the respondent has violated any of the provisions of the House Code of Conduct, or a law, rule, regulation, or other standard of conduct, it shall, in writing, state its findings of fact and submit a report to the House. A copy of the report shall be sent to the respondent and the complainant and shall be published in the *House Journal*.

b. Penalty. With respect to any violation with which a Member or officer of the House is charged in a count that the select committee has voted as proved, the select committee may recommend to the House that the Member or officer be fined, censured, reprimanded, placed on probation, or expelled, as appropriate, or may recommend such other lesser penalty as may be appropriate.

(f) PROPOSED RECOMMENDED ORDER

(1) Referee. When a hearing is conducted by referee, as provided in subsection (i), the referee shall prepare a proposed recommended order and file it, together with the record of the hearing, with the select committee. Copies of the proposed recommended order shall be served on all parties.

(2) Proposed Recommended Order. The proposed recommended order will contain the time and place of the hearing, appearances entered at the hearing, issues, and proposed findings of fact and conclusions of law.

(3) Exceptions. The respondent and the independent counsel may file written exceptions with the select committee in response to a referee's recommended order. Exceptions shall be filed within 20 days after service of the recommended order unless such time is extended by the referee or the Chair of the select committee.

(4) Recommended Order. The select committee shall deliberate and render a recommended order pursuant to the provisions of subsection (e).

(g) CONSENT DECREE. At any stage of the proceedings, the respondent and the select committee may agree to a consent decree. The consent decree shall state findings of fact and shall be published in the *House Journal*. The consent decree shall contain such penalty as may be appropriate. If the House accepts the consent decree, the complaint pursuant to these proceedings shall be resolved. If the House does not accept the consent decree, the proceedings before the select committee shall resume.

(h) CONFIDENTIALITY. Any material provided to the House in response to a complaint filed under this Rule that is confidential under applicable law shall remain confidential and shall not be disclosed except as authorized by applicable law. Except as otherwise provided in this section, a complaint and the records relating to a complaint shall be available for public inspection upon the dismissal of a complaint by the Chair of the Subcommittee on Rules, a determination as to probable cause or informal resolution of a complaint by a Special Master or Probable Cause Panel, or the receipt by the Speaker of a request in writing from the respondent that the complaint and other records relating to the complaint be made public records.

(i) REFEREE. The Select Committee on Standards of Official Conduct may, in its discretion and with the approval of the Speaker, employ a referee to preside over the proceedings, to hear testimony, and to make findings of fact and recommendations to the select committee concerning the disposition of complaints.

(j) INDEPENDENT COUNSEL. The Select Committee on Standards of Official Conduct is authorized to retain and compensate counsel not regularly employed by the House, as authorized by the Speaker.

(k) ATTORNEY'S FEES. When a Probable Cause Panel or a Special Master finds that probable cause does not exist or the select committee finds that the respondent has not violated any of the provisions of the House Code of Conduct or a law, rule, regulation, or other standard of conduct, the panel or Special Master or the select committee may recommend to the Speaker that the reasonable attorney's fees and costs incurred by the respondent be paid by the House. Payment of such reasonable fees and costs shall be subject to the

approval of the Speaker.

(l) ELIGIBILITY; SPEAKER OF THE HOUSE. If any allegation under this Rule involves the conduct or activities of the Speaker, the duties of the Speaker pursuant to this Rule shall be transferred to the Speaker pro tempore.

(m) COLLATERAL ACTIONS

(1) Criminal Actions. Any criminal complaints relating to Members shall be governed by these Rules.

(2) Commissions or Quasi-Judicial Agencies with Concurrent Jurisdiction. If a complaint against a Member or an officer of the House is filed with a commission or quasi-judicial agency with concurrent jurisdiction, the Chair of the Subcommittee on Rules, a Probable Cause Panel or a Special Master, and the Select Committee on Standards of Official Conduct shall have the discretion to refrain from processing a similar complaint until such commission or quasi-judicial agency has completed its review of the matter. If such a complaint is filed initially with the Chair of the Subcommittee on Rules and subsequently filed with a commission or quasi-judicial agency with concurrent jurisdiction, the Chair of the Subcommittee on Rules, the panel or Special Master, and the select committee shall have the discretion to suspend their proceedings until all such commissions and agencies have completed their review of the matter.

(n) *EX PARTE* COMMUNICATIONS

(1) A Special Master or a member of a Probable Cause Panel or of a Select Committee on Standards of Official Conduct shall not initiate or consider any *ex parte* communication relative to the merits of a pending complaint proceeding by:

a. Any person engaged in prosecution or advocacy in connection with the matter; or

b. A party to the proceeding or any person who, directly or indirectly, would have a substantial interest in the action of the panel, Special Master, or select committee, or authorized representatives or counsel thereof.

(2) Except when acting in official capacity as a Special Master or as a member of a panel or select committee, a Special Master or a member of a Probable Cause Panel or of a Select Committee on Standards of Official Conduct shall not comment upon or discuss with any other person the matters that occasioned the appointment of the Special Master, panel, or select committee during the pendency of proceedings held pursuant to this Rule before the Special Master, panel, or select committee. This section shall not apply to communications initiated or considered by the Special Master or the Chair of the panel or select committee relating to a settlement pursuant to subparagraph (c)(2)a.3. or to a consent decree authorized pursuant to subsection (g).

(o) TIME LIMITATIONS

(1) On or after the effective date of these Rules, all sworn complaints alleging violation of the House Code of Conduct, including any violation of law or of the Rules and regulations of the House, shall be filed with the Subcommittee on Rules within two (2) years after the alleged violation.

(2) A violation of the House Code of Conduct is committed when every element of the Rule has occurred, and time starts to run on the day after the violation occurred.

(3) The applicable period of limitation is tolled on the day a sworn complaint against the Member or officer is filed with the Subcommittee on Rules. If it can be concluded from the face of the complaint that the applicable period of limitation has run, the allegations shall not be considered a complaint for the purpose of requiring action by the Chair of the Subcommittee on Rules. The complaint and all material related thereto shall remain confidential.

16.3—Penalties for Violations

Separately from any prosecutions or penalties otherwise provided by law, any Member determined to have violated the foregoing requirements of these Rules shall be fined, censured, reprimanded, placed on probation, or expelled, or have such other lesser penalty imposed as may be appropriate. Such determination and disciplinary action shall be taken by a two-thirds vote of the House, except that expulsions shall require two-thirds vote of the membership, upon recommendation of the select committee so designated under Rule 16.2.

Part Three—Complaints Against Lobbyists

16.4—Lobbyists

(a) OBLIGATIONS OF A LOBBYIST

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view that the lobbyist openly declares. A lobbyist shall not offer or propose anything that may reasonably be construed to improperly influence the official act, decision, or vote of a legislator, nor shall a lobbyist attempt to improperly influence the selection of officers or employees of the House. A lobbyist, by personal example and admonition to colleagues, shall maintain the honor of the legislative process by the integrity of the lobbyist's relationship with legislators as well as with the principals whom the lobbyist represents.

(2) A lobbyist shall not knowingly and willfully falsify, conceal, or cover up, by any trick, scheme, or device, a material fact or make any false, fictitious, or fraudulent statement or representation, or make or use any writing or document knowing the same to contain any false, fictitious, or fraudulent statements or entry.

(3) No registered lobbyist shall be permitted upon the floor of the House while it is in session.

(b) ADVISORY OPINIONS; COMPILATION THEREOF. A lobbyist, when in doubt about the applicability and interpretation of subsection (a) in a particular context, shall submit in writing the facts for an advisory opinion to the Speaker, who shall either refer the issue to the House general counsel for an advisory opinion or refer the issue to a committee designated by the Speaker to have responsibility for the ethical conduct of lobbyists and may appear in person before such committee. The House general counsel or this committee shall render advisory opinions to any lobbyist who seeks advice as to whether the facts in a particular case would constitute a violation of such Rule by a lobbyist. Such opinion, until amended or revoked, shall be binding in any subsequent complaint concerning the lobbyist who sought the opinion and acted on it in good faith, unless material facts were omitted or misstated in the request for advisory opinion. Upon request of the lobbyist or any Member, the committee designated by the Speaker to have responsibility for the ethical conduct of lobbyists may revise any advisory opinion issued by the House general counsel or may revise any advisory opinion issued by the general counsel of the Office of Legislative Services under Joint Rule 1.7. The House general counsel or committee shall make sufficient deletions to prevent disclosing the identity of persons in the decisions or opinions. All advisory opinions of the House general counsel or this committee shall be numbered, dated, and published in an annual publication of the House. The Clerk shall keep a compilation of all advisory opinions of the House general counsel or committee designated by the Speaker to have responsibility for the ethical conduct of lobbyists.

16.5—Complaints of Violations Relating to Lobbyists; Procedure

(a) FILING OF COMPLAINTS. The Chair of the Subcommittee on Rules shall receive and initially review allegations of violations of the Rules of the House, Joint Rule 1, or violations of a law, rule, or other standard of conduct by a lobbyist.

(1) Review of Complaints. The Chair of the Subcommittee on Rules shall review each complaint submitted to the subcommittee relating to the conduct of a lobbyist.

(2) Complaints

a. A complaint shall be in writing and under oath, setting forth in simple, concise statements the following:

1. The name and legal address of the party filing the complaint (complainant);

2. The name and address of the lobbyist (respondent) alleged to be in violation of the Rules of the House, Joint Rule 1, or a law, rule, or other standard of conduct;

3. The nature of the alleged violation based upon the personal knowledge of the complainant, including, if possible, the specific section of the Rules of the House, Joint Rule 1, or law, rule, or other standard of conduct alleged to have been violated; and

4. The facts alleged to give rise to the violation.

b. All documents in the possession of the complainant that are relevant to, and in support of, the allegations shall be attached to the complaint.

(3) Processing Complaint and Preliminary Findings

a. Upon the filing of a complaint, the Chair shall, within five (5) working

days, notify the lobbyist against whom the complaint has been filed and give such person a copy of the complaint. Within 20 days, the Chair shall take the necessary actions as provided in subparagraphs b.-g.

b. The Chair shall examine each complaint for jurisdiction and for compliance with paragraph (a)(2).

c. If the Chair determines that a complaint does not comply with such Rule, the complaint shall be returned to the complainant with a general statement that the complaint is not in compliance with such Rule and with a copy of the Rule. A complainant may resubmit a complaint, provided such complaint is resubmitted prior to the expiration of the time limitation set forth in subsection (m).

d. If the Chair determines that the verified complaint does not allege facts sufficient to constitute a violation of any of the provisions of the Rules of the House, Joint Rule 1, or a law, rule, or other standard of conduct, the Chair shall dismiss the complaint and notify the complainant and the respondent of such action.

e. If the Chair determines that the complaint is outside the jurisdiction of the House, the Chair shall dismiss the complaint and notify the complainant and the respondent of such action.

f. If the Chair determines that a violation is inadvertent, technical, or otherwise of a *de minimis* nature, the Chair may attempt to correct or prevent such a violation by informal means.

g. If the Chair determines that such a complaint does allege facts sufficient to constitute a violation of any of the provisions of the Rules of the House, Joint Rule 1, or a law, rule, or other standard of conduct, and that the complaint is not *de minimis* in nature, the Chair shall transmit a copy of the complaint to the Speaker and, in writing, request the appointment of a Probable Cause Panel or Special Master regarding the complaint. A copy of the letter shall be provided to the complainant and the respondent.

(4) Withdrawal of Complaints. A complaint may be withdrawn at any time.

(b) PROBABLE CAUSE PANEL OR SPECIAL MASTER

(1) Creation. Whenever the Speaker receives a copy of a complaint and request made pursuant to subsection (a), the Speaker shall, within 20 days, either appoint a Probable Cause Panel (the panel) consisting of an odd number of members or appoint a Special Master. If the Speaker appoints a Probable Cause Panel, the Speaker shall also appoint one member of the panel as its Chair. The Speaker may appoint up to two (2) additional persons who are not Members of the House to serve as nonvoting, public members of a Probable Cause Panel.

(2) Powers and Duties. The members of the panel or the Special Master shall have the following powers and duties:

a. Investigate complaints and make appropriate findings of fact promptly regarding allegations of improper conduct sufficient to establish probable cause of violation of the Rules of the House, Joint Rule 1, or a law, rule, or other standard of conduct;

b. Based upon the investigation by the Special Master or the panel, make and report findings of probable cause to the Speaker and to the House as it relates to the complaint that occasioned the appointment of the Probable Cause Panel or the Special Master;

c. Recommend to the Subcommittee on Rules such additional Rules or regulations as the Probable Cause Panel or the Special Master shall determine are necessary or desirable to ensure proper standards of conduct by lobbyists; and

d. Adopt rules of procedure as appropriate to its needs.

(3) Quorum. A quorum of a Probable Cause Panel, when appointed, shall consist of a majority of the members of the panel. All action by a Probable Cause Panel shall require the concurrence of a majority of the full panel.

(4) Term. A Probable Cause Panel or Special Master, as appropriate, shall serve until the complaint that occasioned the appointment of the panel or the Special Master has been dismissed or until a finding of probable cause has been transmitted to the Speaker.

(c) PRELIMINARY INVESTIGATION AND PROBABLE CAUSE FINDING

(1) Preliminary Investigation

a. The Probable Cause Panel or the Special Master shall provide the respondent an opportunity to present to the panel, the Special Master, or staff of the panel, orally or in writing, a statement addressing the allegations.

b. The panel, Special Master, or the staff of the panel may interview witnesses and examine documents and other evidentiary matters.

c. The panel or Special Master may order the testimony of witnesses to be taken under oath, in which event the oath may be administered by the Chair or any other member of the panel, by the Special Master, or by any person authorized by law to administer oaths.

d. The panel or Special Master may require, by subpoena issued pursuant to these Rules or otherwise, the attendance and testimony of witnesses and the production of such books, records, correspondence, memoranda, papers, documents, and other items as it deems necessary to the conduct of the inquiry.

(2) Probable Cause Finding

a. The panel, by a recorded vote of a majority of the full panel, or the Special Master, as appropriate, shall determine whether there is probable cause to conclude that a violation within the jurisdiction of the panel or the Special Master has occurred.

b. If the panel or Special Master, as appropriate, finds that probable cause does not exist, the panel or Special Master shall dismiss the complaint and notify the complainant and the respondent of its determination.

c. If the panel or Special Master, as appropriate, determines that probable cause exists to believe that a violation occurred but that the violation, if proven, is of a *de minimis* nature or is not sufficiently serious to justify the imposition of a penalty pursuant to Rule 16.6, the panel or Special Master may recommend an appropriate, lesser penalty or may resolve the complaint informally. If the respondent agrees, a summary of the panel's or Special Master's conclusions, as appropriate, shall be published in the House *Journal* and the penalty agreed upon shall be imposed. If the panel or Special Master is unable to satisfactorily settle the complaint, the complaint shall be subject to a full evidentiary hearing before the Select Committee on Lobbyist Conduct pursuant to subsection (d).

d. If the panel or Special Master determines that probable cause exists to believe that a violation occurred and that, if proven, would be sufficiently serious to justify imposition of a penalty pursuant to Rule 16.6, the panel or Special Master shall cause to be transmitted to the respondent a Statement of Alleged Violation. The statement shall be divided into counts, and each count shall be related to a separate violation and shall contain a plain and concise statement of the alleged facts of such violation, including a reference to the provision of the Rules of the House, Joint Rule 1, or law, rule, or other standard of conduct alleged to have been violated. A copy of the statement shall also be transmitted to the Speaker.

(d) HEARING

(1) Select Committee on Lobbyist Conduct. Upon receipt by the Speaker of a Statement of Alleged Violation, the Speaker shall appoint, within 20 days, a Select Committee on Lobbyist Conduct (the select committee) to hold hearings regarding the statement and make a recommendation for disciplinary action to the full House.

(2) Hearing. A hearing regarding a violation charged in a Statement of Alleged Violation shall be held promptly to receive evidence upon which to base findings of fact and recommendations, if any, to the House respecting such violation. The hearing before the select committee shall be subject to Rule 7.14.

a. Chair. The Chair of the select committee or other member presiding at a hearing shall rule upon any question of admissibility of testimony or evidence presented to the select committee. Rulings shall be final unless reversed or modified by a majority vote of the members of the select committee. If the select committee appoints a referee pursuant to subsection (i), the referee shall make all evidentiary rulings.

b. Referee. The select committee shall serve as referee for all proceedings under these Rules, unless the select committee retains an independent referee pursuant to subsection (i).

c. Prosecutor. The select committee's staff shall serve as prosecutor in all proceedings conducted under these Rules, unless the select committee retains independent counsel pursuant to subsection (j).

d. Respondent's Rights. The respondent shall have the right to be represented by legal counsel, to call witnesses, to introduce exhibits, and to cross-examine opposing witnesses. The respondent or respondent's counsel shall be permitted to take the deposition of the complainant in accordance with sub-subparagraph (3)a.3.

e. Complainant's Rights. The complainant is not a party to any part of the complaint process or these proceedings. The complainant has no standing to challenge these Rules or procedures and has no right to appeal. The complainant may submit a list of witnesses or questions for the select

committee's consideration to assist in its preparation for the hearing.

(3) Procedures

a. Procedure and Evidence

1. Procedure. The select committee may adopt rules of procedure as appropriate to its needs.

2. Evidence. Irrelevant, immaterial, or unduly repetitious evidence shall be excluded, but all other evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether or not such evidence would be admissible in a trial in the courts of Florida. However, hearsay evidence may not be used unless same would be admissible under the *Florida Rules of Evidence* and it shall not be sufficient in itself to support a factual finding unless it would be admissible over objection in civil actions.

3. Discovery. Discovery may be permitted upon motion, which shall state the reason therefor. Discovery shall be in accordance with the *Florida Rules of Civil Procedure*, but may be limited in time, scope, and method by the Chair or the referee.

4. Testimony. The select committee shall order the testimony of witnesses to be taken under oath, in which event the oath may be administered by the Chair or a member of the select committee, by any referee appointed pursuant to subsection (i), or by any person authorized by law to administer oaths.

5. Subpoenas. The select committee may require, by subpoena issued pursuant to these Rules or otherwise, the attendance and testimony of witnesses and the production of such books, records, correspondence, memoranda, papers, documents, and other items as it deems necessary to the conduct of the inquiry.

b. Order of Hearing. The order of the full hearing before the select committee or the referee shall be as follows:

1. The Chair or the referee shall open the hearing by stating the select committee's authority to conduct the hearing, the purpose of the hearing, and its scope.

2. Testimony from witnesses and other evidence pertinent to the subject of the hearing shall be received in the following order, whenever possible: witnesses and other evidence offered by the select committee's staff or the independent counsel, witnesses and other evidence offered by the respondent, and rebuttal witnesses. The select committee may call witnesses at any time during the proceedings.

3. Witnesses at the hearing shall be examined first by the select committee's staff or the independent counsel. The respondent or the respondent's counsel may then cross-examine the witnesses. The members of the select committee may then question the witnesses. Redirect and recross may be permitted in the Chair's or the referee's discretion. With respect to witnesses offered by the respondent, a witness shall be examined first by the respondent or the respondent's counsel, and then may be cross-examined by the select committee's staff or the independent counsel. Members of the select committee may then question the witness. Redirect and recross may be permitted in the Chair's or the referee's discretion. Participation by the select committee at the hearing stage is at the sole discretion of the select committee and is not mandatory.

(4) Burden of Proof. At the hearing, the burden of proof rests on the select committee's staff or the appointed independent counsel to establish the facts alleged by clear and convincing evidence with respect to each count.

(e) COMMITTEE RECOMMENDED ORDER

(1) Committee Deliberations. As soon as practicable, the select committee shall consider each count contained in a Statement of Alleged Violation. A count shall not be proven unless at least a majority of the select committee votes for a motion that the count has been proven. A count that is not proved shall be considered as dismissed by the select committee.

(2) Dismissal of Complaint. After the hearing, the select committee shall, in writing, state its findings of fact. If the select committee finds that the respondent has not violated any of the provisions of the Rules of the House, Joint Rule 1, or a law, rule, or other standard of conduct, it shall order the action dismissed and shall notify the respondent and the complainant of such action.

(3) Recommended Order

a. Recommended Order. If the select committee finds that the respondent has violated any of the provisions of the Rules of the House, Joint Rule 1, or a law, rule, or other standard of conduct, it shall, in writing, state its findings of fact and submit a report to the House. A copy of the report shall be sent to the

respondent and the complainant and shall be published in the House *Journal*.

b. Penalty. With respect to any violation with which a lobbyist is charged in a count that the select committee has voted as proved, the select committee may recommend to the House that the lobbyist be censured, reprimanded, or prohibited from lobbying for all or any part of the legislative biennium during which the violation occurred, or such other penalty as may be appropriate.

(f) PROPOSED RECOMMENDED ORDER

(1) Referee. When a hearing is conducted by referee, as provided in subsection (i), the referee shall prepare a proposed recommended order and file it, together with the record of the hearing, with the select committee. Copies of the proposed recommended order shall be served on all parties.

(2) Proposed Recommended Order. The proposed recommended order shall contain the time and place of the hearing, appearances entered at the hearing, issues, and proposed findings of fact and conclusions of law.

(3) Exceptions. The respondent and the independent counsel may file written exceptions with the select committee in response to a referee's recommended order. Exceptions shall be filed within 20 days after service of the recommended order unless such time is extended by the referee or the Chair of the select committee.

(4) Recommended Order. The select committee shall deliberate and render a recommended order pursuant to the provisions of subsection (e).

(g) CONSENT DECREE. At any stage of the proceedings, the respondent and the select committee may agree to a consent decree. The consent decree shall state findings of fact and shall be published in the House *Journal*. The consent decree shall contain such penalty as may be appropriate. If the House accepts the consent decree, the complaint pursuant to these proceedings shall be resolved. If the House does not accept the consent decree, the proceedings before the select committee shall resume.

(h) CONFIDENTIALITY. Any material provided to the House in response to a complaint filed under this Rule that is confidential under applicable law shall remain confidential and shall not be disclosed except as authorized by applicable law. Except as otherwise provided in this section, a complaint and the records relating to a complaint shall be available for public inspection upon the dismissal of a complaint by the Chair of the Subcommittee on Rules, a determination as to probable cause or informal resolution of a complaint by a Special Master or Probable Cause Panel, or the receipt by the Speaker of a request in writing from the respondent that the complaint and other records relating to the complaint be made public records.

(i) REFEREE. The Select Committee on Lobbyist Conduct may, in its discretion and with the approval of the Speaker, employ a referee to preside over the proceedings, to hear testimony, and to make findings of fact and recommendations to the select committee concerning the disposition of complaints.

(j) INDEPENDENT COUNSEL. The Select Committee on Lobbyist Conduct is authorized to retain and compensate counsel not regularly employed by the House, as authorized by the Speaker.

(k) ELIGIBILITY; SPEAKER OF THE HOUSE. If any allegation under this Rule involves the conduct or activities of the Speaker, the duties of the Speaker pursuant to this Rule shall be transferred to the Speaker pro tempore.

(l) EX PARTE COMMUNICATIONS

(1) A Special Master or a member of a Probable Cause Panel or of a Select Committee on Lobbyist Conduct shall not initiate or consider any *ex parte* communication relative to the merits of a pending complaint proceeding by:

a. Any person engaged in prosecution or advocacy in connection with the matter; or

b. A party to the proceeding or any person who, directly or indirectly, would have a substantial interest in the action of the panel, Special Master or select committee, or authorized representatives or counsel thereof.

(2) Except when acting in official capacity as a Special Master or as a member of a panel or select committee, a Special Master or a member of a Probable Cause Panel or of a Select Committee on Lobbyist Conduct shall not comment upon or discuss with any other person the matters that occasioned the appointment of the Special Master, panel, or select committee during the pendency of proceedings held pursuant to this Rule before the Special Master, panel, or select committee. This section shall not apply to communications initiated or considered by the Special Master or the Chair of the panel or select committee relating to a settlement pursuant to subparagraph (c)(2)c. or to a consent decree authorized pursuant to subsection (g).

(m) TIME LIMITATIONS

(1) On or after the effective date of these Rules, all sworn complaints alleging violation of the Rules of the House, Joint Rule 1, or any law, rule, or other standard of conduct by a lobbyist shall be filed with the Subcommittee on Rules within two (2) years after the alleged violation.

(2) A violation of the Rules of the House is committed when every element of the Rule has occurred, and time starts to run on the day after the violation occurred.

(3) The applicable period of limitation is tolled on the day a sworn complaint against the lobbyist is filed with the Subcommittee on Rules. If it can be concluded from the face of the complaint that the applicable period of limitation has run, the allegations shall not be considered a complaint for the purpose of requiring action by the Chair of the Subcommittee on Rules. The complaint and all material related thereto shall remain confidential.

16.6—Penalties for Violations

Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the foregoing requirements of these Rules, any provision in Joint Rule 1 adopted by the House and the Senate, or any law, rule, or other standard of conduct by a lobbyist may be reprimanded, censured, prohibited from lobbying for all or any part of the legislative biennium during which the violation occurred, or have such other penalty imposed as may be appropriate. Such determination shall be made by a majority of the House, upon recommendation of the select committee so designated under Rule 16.5.

JOINT RULES

Joint Rule One

Lobbyist Registration and Reporting

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

(1) All lobbyists before the Florida Legislature must register with the Lobbyist Registration Office in the Division of Legislative Information Services of the Office of Legislative Services, referred to in Joint Rule One as the Lobbyist Registration Office. Registration is required for each principal represented.

(2) As used in this rule, unless the context otherwise requires:

(a) "Designated lobbyist" means the lobbyist who is appointed, by a principal represented by two or more lobbyists, to file expenditure reports that include lobbying expenditures made directly by the principal.

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

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

(d) "Lobbyist" means a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. An employee of the principal is not a "lobbyist" unless the employee is principally employed for governmental affairs. "Principally employed for governmental affairs" means that one of the principal or most significant responsibilities of the employee to the employer is overseeing the employer's various relationships with government or representing the employer in its contacts with government. Any person employed by any executive, judicial, or quasi-judicial department of the state or any community college of the state who seeks to encourage the passage, defeat, or modification of any legislation by personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, is a lobbyist.

(e) "Payment" or "salary" means wages or any other consideration provided in exchange for services, but does not include reimbursement for

expenses.

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

(3) For purposes of this rule, the terms "lobby" and "lobbying" do not include any of the following:

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

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

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

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

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

(a) A member of the Legislature.

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

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

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

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

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

(5) When a person, whether or not the person is registered as a lobbyist, appears before a committee of the Legislature, that person must submit a Committee Appearance Record on a form to be provided by the respective house.

1.2—Method of Registration

(1) Each person who is required to register under Joint Senate and House Rule 1.1 must register on forms furnished by the Lobbyist Registration Office, on which that person must state, under oath, that person's full legal name, driver's license number, business address, and phone number, the name and business address of each principal that person represents, the areas of that person's legislative interest, and the extent of any direct business association or partnership that person has with any member of the Legislature. The Lobbyist Registration Office or its designee is authorized to acknowledge the oath of any person who registers in person. Any changes to the information provided in the registration form must be reported to the Lobbyist Registration Office in writing within 15 days on forms furnished by the Lobbyist Registration Office.

(2) Any person required to register must do so with respect to each principal prior to commencement of lobbying on behalf of that principal. At the time of registration, the registrant shall provide a statement signed by the principal or principal's representative that the registrant is authorized to represent the principal. Any person required to register must renew the registration annually, in accordance with Joint Senate and House Rule 1.3.

(3) If a principal is represented by two or more lobbyists, the first lobbyist who registers to represent that principal shall be the designated lobbyist. The principal may change its designated lobbyist at any time in writing on forms furnished by the Lobbyist Registration Office. Upon termination of the designated lobbyist's representation, the principal shall notify the Lobbyist Registration Office within 15 days, on forms furnished by the office, of the appointment of a new designated lobbyist.

(4) A lobbyist shall promptly send a notice to the Lobbyist Registration Office, on forms furnished by the Lobbyist Registration Office, cancelling the

registration for a principal upon termination of the lobbyist's representation of that principal. A notice of cancellation takes effect the day it is received by the Lobbyist Registration Office. Notwithstanding this requirement, the Lobbyist Registration Office may remove the name of a lobbyist from the list of registered lobbyists if the principal notifies the Lobbyist Registration Office that the lobbyist is no longer authorized to represent that principal. Each lobbyist shall file an expenditure report for each period during any portion of which he or she was registered, and each principal shall ensure that an expenditure report is filed for each period during any portion of which the principal was represented by a registered lobbyist.

(5) The Lobbyist Registration Office shall publish on the first Monday of each regular session and weekly thereafter through the end of that session a compilation of the names of persons who have registered and the information contained in their registrations.

(6) The Lobbyist Registration Office shall retain all original documents submitted under this section.

(7) A person who is required to register under this rule, or who chooses to register, shall be considered a lobbyist of the Legislature for the purposes of sections 112.3148 and 112.3149, Florida Statutes, relating to the reporting of and the prohibited receipt of gifts and honoraria.

1.3—Registration Costs; Exemptions

(1) To cover the costs incurred in administering this joint policy, each person who registers under Joint Senate and House Rule 1.1 must pay an annual registration fee to the Lobbyist Registration Office. The annual period runs from January 1 to December 31. These fees must be paid at the time of registration.

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

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

(3) The annual fee is up to \$50 per each house for a person to register to represent one principal and up to an additional \$10 per house for each additional principal that the person registers to represent. The amount of each fee shall be established annually by the President of the Senate and the Speaker of the House of Representatives. The fees set shall be adequate to ensure operation of the lobbyist registration and reporting operations of the Lobbyist Registration Office. The fees collected by the Lobbyist Registration Office under this joint policy shall be deposited in the State Treasury and credited to the Legislative Lobbyist Registration Trust Fund specifically to cover the costs incurred in administering this joint policy.

1.4—Periodic Reports Required

(1) REPORTING DATES.--Each person who registers pursuant to Joint Senate and House Rule 1.2 must submit to the Lobbyist Registration Office, on forms provided by the Lobbyist Registration Office and for each reporting period required by this rule, a signed and certified statement listing all lobbying expenditures during the reporting period and the sources of funds for those expenditures as required in this rule. Reporting statements shall be filed no later than 45 days after the end of the reporting period. Only two reports are required each calendar year. The first report shall disclose expenditures made from January 1 through June 30. The second report shall disclose expenditures for July 1 through December 31. It is the intent of this rule that each reporting period be separate from the other reporting period and that each expenditure be reported just once. In addition, any reporting statement may be filed by electronic means, when feasible.

(2) TIMELINESS OF REPORTS.--Reports shall be filed not later than 5 p.m. of the report due date. However, any report that is postmarked by the United States Postal Service no later than midnight of the due date shall be deemed to have been filed in a timely manner. A certificate of mailing obtained from and dated by the United States Postal Service at the time of the

mailing, or a receipt from an established courier company which bears a date on or before the due date, shall be proof of mailing in a timely manner.

(3) LOBBYIST'S EXPENDITURE REPORT.--

(a) The Lobbyist's Expenditure Report shall include the name of the lobbyist and the name of the principal on whom the report is prepared. Expenditures for the reporting period shall be reported by the following categories: Food and Beverages; Entertainment; Research; Communications; Media Advertising; Publications; Travel; Lodging; Special Events; and Other. For each expenditure category, the report must identify the amount paid directly by the lobbyist, directly by the principal, initiated or expended by the lobbyist and paid for by the principal, or initiated or expended by the principal and paid for by the lobbyist. Forms shall be provided by the Lobbyist Registration Office.

(b) A lobbyist shall file a Lobbyist's Expenditure Report for each principal represented.

(c) When a principal has two or more lobbyists, the designated lobbyist will be responsible for filing a report that discloses the expenditures made directly by the principal and the expenditures of the designated lobbyist on behalf of the principal. The designated lobbyist is responsible for making a good faith effort to obtain the figures reported as lobbying expenditures made by the principal.

(d) When there are multiple lobbyists, only the designated lobbyist is to report expenditures made directly by the principal. When there are multiple lobbyists, only unduplicated amounts should be reported for expenditures initiated or expended by the lobbyist and paid for by the principal.

(e) The principal is responsible for the accuracy of the figures submitted to the lobbyist for reporting, and the lobbyist is responsible for the accuracy of the figures reported as lobbying expenditures made by that lobbyist. The principal shall sign the expenditure report submitted by the principal's sole or designated lobbyist.

(4) EXPENDITURES.--

(a) Definitions.--

1. "Expenditure" means a payment, distribution, loan, advance, reimbursement, deposit, or anything of value made or controlled, directly or indirectly, by a lobbyist or principal for the purpose of lobbying. Expenditures shall be accounted for and reported on an accrual accounting basis.

2. "Accrual accounting basis" means the method of accounting that recognizes expenses during the period in which they are incurred regardless of when they are actually paid.

(b) Goodwill expenditures.--An expenditure shall be considered to have been intended to be for the purpose of engendering goodwill if it is a gift, an entertainment, any food or beverage, or any other item or service of similar personal benefit to a member or an employee of the Legislature, unless the member or employee is a relative of the lobbyist. A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, half sister, grandparent, great grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

(c) Expenditure categories.--Each reporting individual shall make a good faith effort to report an expenditure and to report it in the appropriate category. If an expenditure fits in two or more categories, it shall be reported in the category to which the expense primarily relates. When an expenditure is not within any defined category, it should be reported in the "Other" category. The categories of expenditures used in this rule are as follows:

I.a. "Communications" means dissemination of information, including, but not limited to, by means of the following:

I. Audio-visual materials; and

II. Signs, placards, banners, buttons, promotional materials, and other display materials;

together with any associated production services.

b. This category does not include media advertising, publications, or research.

2. "Entertainment" means amusement or recreation, including, but not limited to, sporting, hunting, fishing, theatrical, artistic, cultural, and musical activities or events.

3. "Food and Beverages" means meals, snacks or other edible substances, or liquids for drinking, including services associated therewith.

4. "Lodging" means sleeping or living accommodations for an individual for one or more nights.

5. "Media Advertising" means newspaper and magazine advertising, radio and television advertising, and outdoor advertising, including production services and copywriting services.

6. "Other" means any item or service that is not included within one of the specified categories, but does not include any item or service that is not required by law to be reported.

7. "Publications" means mass-produced, printed materials, including, but not limited to, magazines, newsletters, brochures, or pamphlets, which expressly encourage persons to communicate with members or employees of the Legislature to influence the official actions of members or employees of the Legislature or which are designed to communicate with members or employees of the Legislature.

8. "Research" means procurement of information relating to a specific issue, regardless of the form or medium in which that information is provided, including, but not limited to, surveys, bill-tracking services, information services, periodicals, and consultants or consultant services to gather data or statistics.

9. "Special Events" means large-scale occurrences, including, but not limited to, receptions, banquets, dinners, or legislative days, to which more than 250 persons are invited and for which the expenditures associated with hosting the occurrence are negotiated with a catering service or facility at a single, set price or which include multiple expenditure categories.

10. "Travel" means transporting an individual from one place to another, regardless of the means used.

(d) Items that are not expenditures.--The term "expenditure" does not include:

1. Contributions or expenditures reported pursuant to chapter 106, Florida Statutes; campaign-related personal services provided without compensation by individuals volunteering their time; or any other contribution or expenditure by a political party.

2. A lobbyist's or principal's salary, office expenses, and personal expenses for lodging, meals, and travel. If the principal is a firm, corporation, association, or person, other than a natural person, the office expenses of the entity and the salaries of the officers of the entity, as well as expenses for their lodging, meals, and travel, are not lobbying expenditures. Office expenses include, but are not limited to, payment or obligation for rent or mortgage, utilities, postage, telephone service, employees' salaries, furniture, copies, computers, software, paper supplies, and custodial or maintenance services. Communications, publications, and research are office expenses if performed or produced by the lobbyist or principal or their employees. If those functions are performed by independent contractors, other than the lobbyist or principal or an affiliate controlled by the principal, they are expenditures reportable under the appropriate expenditure category.

3. If an expense is incurred for a nonlobbying business purpose and the product of that expense is later used for a lobbying purpose, a reportable expenditure is not created.

(e) Valuation of expenditures.--

1. In calculating the amount of aggregate expenditures, a lobbyist or principal may, prior to prorating, round each entry up or down to the nearest \$5. A record is not required to be maintained for any amount that rounds to zero.

2. The amount to be reported for an expenditure shall be determined using the actual cost to the lobbyist or principal or other person making the payment on behalf of the lobbyist or principal, less any compensation received by such lobbyist or principal in payment for the object of the expenditure. If a lobbyist or principal makes a contribution to an expenditure by another lobbyist or principal, the person making the contribution shall report the amount of the contribution as an expenditure, and the person receiving the contribution shall subtract the value of the contribution from the expenditure to be reported by that person.

3. When a lobbyist has multiple principals, expenditures made for the purpose of engendering goodwill that are not attributable to one principal may be prorated among the lobbyist's principals or may be attributed to one

principal.

4. When a lobbyist has multiple principals, expenditures for research or other expenditures that may benefit several principals may be reported to the principal for whom the research was done or other expenditures incurred or prorated to those principals that may benefit from the research or other expenditures.

5. The amount reported as an expenditure shall not include the amount of any additional expenses that are required as a condition precedent to eligibility to make an expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying or if it is paid to a charitable organization. If the amount expended for the condition precedent is primarily intended to be for a lobbying purpose and is not paid to a charitable organization, the total amount of the expenditure shall be reported as a lobbying expenditure. Initiation fees, membership fees, and booster fees are examples, although not exclusive examples, of additional expenses that are regularly required as conditions precedent for eligibility to make other expenditures.

6. A person providing transportation in a private automobile shall be considered to be making an expenditure at the rate of 29 cents per mile, and the amount of an expenditure made for transportation provided in other private conveyances shall be determined in accordance with the provisions of section 112.3148(7), Florida Statutes.

7. A person providing lodging in a private residence shall be considered to be making an expenditure of \$29 per night.

8. Expenditures made for more than one person may be attributed, on a *pro rata* basis, among all of the persons for whom the expenditure is made.

(5) AGGREGATION OF EXPENDITURE FIGURES.--For each reporting period, the Lobbyist Registration Office shall aggregate the expenditures reported by all of the lobbyists for a principal represented by more than one lobbyist. Following the last report for each calendar year, the Lobbyist Registration Office shall provide a total of expenditures reported as spent by and on behalf of each principal for that calendar year.

1.5—Penalties for Late Filing

(1) Upon determining that a report is late, the person designated to review the timeliness of reports shall immediately notify the lobbyist as to the failure to timely file the report and that a fine is being assessed for each late day. The fine shall be \$50 per day per report for each late day, not to exceed \$5,000 per report.

(2) Upon receipt of the report, the person designated to review the timeliness of reports shall determine the amount of the fine due based upon the earliest of the following:

(a) When a report is actually received by the lobbyist registration and reporting office;

(b) When the report is postmarked;

(c) When the certificate of mailing is dated; or

(d) When the receipt from an established courier company is dated.

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

(4) A fine shall not be assessed against a lobbyist the first time any reports for which the lobbyist is responsible are not timely filed. However, to receive this one-time fine waiver, all reports for which the lobbyist is responsible must be filed within 30 days after notice that any reports have not been timely filed is transmitted by the Lobbyist Registration Office. A fine shall be assessed for any subsequent late-filed reports.

(5) A lobbyist, a lobbyist's legal representative, or the principal of a lobbyist may request that the filing of an expenditure report be waived upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services, who shall make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may grant or deny the request. The registration of a lobbyist who fails to timely pay a fine is automatically suspended until the fine is paid or waived.

(6) The person designated to review the timeliness of reports shall notify the director of the division of the failure of a lobbyist to file a report after notice or of the failure of a lobbyist to pay the fine imposed.

1.6—Appeal of Fines; Hearings; Unusual Circumstances

(1) A lobbyist wishing to appeal or dispute a fine imposed in accordance with Joint Senate and House Rule 1.5 shall file with the Lobbyist Registration Office a notice of appeal within 30 days after the notice of payment due is transmitted by the Lobbyist Registration Office, setting out with specificity the unusual circumstances surrounding the failure to file on the designated due date. A request for a hearing on the matter before the General Counsel of the Office of Legislative Services must be made within the same 30-day period. The notice of appeal may be accompanied by any documentation or evidence supporting the claim. Failure to timely file a notice of appeal as described in this subsection shall constitute a waiver of the right to appeal or to dispute a fine.

(2) The President of the Senate and the Speaker of the House of Representatives may waive the fine in whole or in part for good cause shown based on the unusual circumstances presented by the lobbyist.

(3) The term "unusual circumstances" for the purposes of this rule means uncommon, rare, or sudden events over which the person has no control and which directly result in the failure to meet the filing requirements.

(4) The Department of Banking and Finance shall collect any fine that is not timely paid.

1.7—Questions Regarding Registration

(1) A person may request in writing an informal opinion from the general counsel of the Office of Legislative Services as to the application of this rule to a specific situation. The general counsel shall issue the opinion within 10 days after receiving the request. The informal opinion may be relied upon by the person who requested the informal opinion. A copy of each informal opinion which is issued shall be provided to the presiding officer of each house. The committees designated under section 11.045(4), Florida Statutes, may revise any informal opinion rendered by the general counsel through an advisory opinion to the person who requested the informal opinion. The advisory opinion shall supersede the informal opinion as of the date the advisory opinion is issued.

(2) Persons in doubt about the applicability or interpretation of this rule may submit in writing the facts for an advisory opinion to the committee of either house designated pursuant to section 11.045(4), Florida Statutes, and may appear in person before the committee in accordance with section 11.045(4), Florida Statutes.

1.8—Open Records

All of the lobbyist registration and expenditure reports received by the Lobbyist Registration Office shall be available for public inspection and for duplication at reasonable cost.

1.9—Records Retention and Inspection

Each lobbyist and each principal shall preserve for a period of 4 years all accounts, bills, receipts, computer records, books, papers, and other documents and records necessary to substantiate lobbying expenditures. Upon receipt of a complaint based upon the personal knowledge of the complainant made pursuant to the Senate Rules or Rules of the House of Representatives, any such documents and records may be inspected when authorized by the President of the Senate or the Speaker of the House of Representatives, as applicable. The person authorized to perform the inspection shall be designated in writing and shall be a member of The Florida Bar or a certified public accountant licensed in Florida. Any information obtained by such an inspection may only be used for purposes authorized by law, this rule, Senate Rules, or Rules of the House of Representatives, which purposes may include the imposition of sanctions against a person subject to this rule or Senate Rules or the Rules of the House of Representatives. Any employee who uses that information for an unauthorized purpose is subject to discipline. Any member who uses that information for an unauthorized purpose is subject to discipline under the applicable rules of each house. The right of inspection may be enforced by appropriate writ issued by any court of competent jurisdiction.

Joint Rule Two**General Appropriations Review Period****2.1—General Appropriations Bill; Review Period**

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

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

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

(4) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice, and members of the Cabinet shall be furnished to the official's office in the Capitol or Supreme Court Building. A member's copy shall be furnished to the member's desk in the appropriate chamber. The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

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

2.2—General Appropriations Bill; Definition

For the purposes of Joint Rule 2, the term "general appropriations bill" means a bill which provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill which contains appropriations which are incidental and necessary solely to implement a substantive law is not included within this term.

Joint Rule Three**Legislative Support Services****3.1—Organizational Structure**

The Legislature shall be supported by the Office of Legislative Services, the Office of Legislative Information Technology Services, and the Office of Economic and Demographic Research. These offices shall provide support services that are determined by the President of the Senate and the Speaker of the House of Representatives to be necessary and that can be effectively provided jointly to both houses and other units of the Legislature. Each office shall be directed by a coordinator selected by the President of the Senate and the Speaker of the House of Representatives.

(1) The Office of Legislative Services shall provide legislative support services other than those prescribed in subsections (2) and (3). The Division of Statutory Revision and the Division of Legislative Information shall be two of the divisions within the Office of Legislative Services.

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

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

3.2—Policies

The President of the Senate and the Speaker of the House of Representatives shall jointly adopt policies they consider advisable to carry out the functions of the Legislature.

Joint Rule Four**Joint Legislative Auditing Committee****4.1—Responsibilities**

(1) On or before December 31 of the year following each decennial census, the Legislative Auditing Committee shall review the performance of the Auditor General and shall submit a report to the Legislature which recommends whether the Auditor General should continue to serve in office.

(2) The expenses of the members of the committee shall be approved by the chair of the committee and paid from the appropriation for legislative expense.

(3) The committee shall submit to the President of the Senate and the Speaker of the House of Representatives, for approval, an estimate of the financial needs of the committee, the Auditor General, the Office of Program Policy Analysis and Government Accountability, and the Public Counsel.

(4) The committee and the units it oversees, including the Auditor General, the Office of Program Policy Analysis and Government Accountability, and the Public Counsel, shall submit their budget requests and operating budgets to the President of the Senate and the Speaker of the House of Representatives for prior written approval by the presiding officers acting together.

(5) The committee may receive requests for audits and reviews from legislators. Staff of the committee shall review each request and make a recommendation to the committee concerning its disposition. The manner of disposition recommended may be:

(a) Assignment to the Auditor General for inclusion in a regularly scheduled agency audit;

(b) Assignment to the Auditor General for special audit or review;

(c) Assignment to the Office of Program Policy Analysis and Government Accountability for inclusion in a regularly scheduled performance audit;

(d) Assignment to the Office of Program Policy Analysis and Government Accountability for special audit or review;

(e) Assignment to committee staff; or

(f) Rejection as being an unnecessary or inappropriate application of legislative resources.

(6) The committee may at any time, without regard to whether the Legislature is in session, take under investigation any matter within the scope of an audit either completed or then being conducted by the Auditor General or the Office of Program Policy Analysis and Government Accountability, and in connection with such investigation may exercise the powers of subpoena by law vested in a standing committee of the Legislature.

(7) The committee shall review the performance of the director of the Office of Program Policy Analysis and Government Accountability every 4 years and shall submit a report to the Legislature recommending whether the director should be reappointed. A vacancy in the office must be filled in the same manner as the original appointment.

Joint Rule Five**Auditor General****5.1—Rulemaking Authority**

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

5.2—Budget and Accounting

(1) The Auditor General shall prepare and submit annually to the President of the Senate and the Speaker of the House of Representatives for

their joint approval a proposed budget for the ensuing fiscal year.

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

5.3—Audit Report Distribution

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

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

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

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

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

Joint Rule Six**Office of Program Policy Analysis and Government Accountability****6.1—Responsibilities of the Director**

(1) The director may adopt and enforce reasonable rules necessary to facilitate the studies, reviews, and reports that the office is authorized to perform.

(2) The director shall prepare and submit annually to the President of the Senate and the Speaker of the House of Representatives for their joint approval the annual projected work plan of the office in conjunction with a proposed operating budget for the ensuing fiscal year.

(3) Within the monetary limitations of the approved operating budget, the salaries and expenses of the director and the staff of the Office of Program Policy Analysis and Government Accountability shall be paid from the appropriation for legislative expense or any other moneys appropriated by the Legislature for that purpose. The director shall approve all bills for salaries and expenses before the same shall be paid.

(4) Within the monetary limitations of the approved operating budget, the director shall make all spending decisions, including entering into contracts on behalf of the Office of Program Policy Analysis and Government Accountability.

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

Joint Rule Seven

Joint Legislative Budget Commission

7.1—General Responsibilities

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

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

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

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

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

(6) The commission shall develop policies and procedures necessary to carry out its assigned responsibilities.

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

7.2—Zero-based Budgeting

(1) The commission shall develop a schedule and apply zero-based budgeting principles in reviewing the budget of each state agency at least once every 8 years.

(2) By July 1 of each year, the commission shall issue instructions to the agencies whose budgets are to be reviewed prior to the next legislative session.

(3) The commission shall provide these reviews to the President of the Senate and the Speaker of the House of Representatives by December 31 of the year in which they are completed.

(4) By February 1, 2001, the commission shall provide to the President of the Senate and the Speaker of the House of Representatives a schedule for completing zero-based budgeting reviews of all state agencies prior to December 31, 2008.

7.3—Organizational Structure

(1) The commission shall be composed of seven members of the Senate appointed by the President of the Senate and seven members of the House of Representatives appointed by the Speaker of the House of Representatives. The appointees shall include the chairman of the Fiscal Responsibility Council in the House of Representatives and the chairman of the Committee on Appropriations in the Senate.

(2) The members of the commission shall elect a chairman and a vice chairman. In even-numbered years, a Senator shall be chairman and a House member vice chairman. In odd-numbered years, a House member shall be chairman and a Senator vice chairman.

(3) The commission shall meet at least quarterly and more frequently at the direction of the presiding officers or the chairman. Meetings may be conducted through teleconferences or other electronic means.

(4) A quorum shall consist of a majority of the commission members of each house plus one additional member of the commission.

(5) Action by the commission shall require a majority vote of the members present of each house.

(6) The commission shall be jointly staffed by the appropriations committees of both houses. During even-numbered years, the Senate shall provide the lead staff. During odd-numbered years, the House of Representatives shall provide the lead staff.

7.4—Notice of Commission Meetings

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

Joint Rule Eight

Continuing Existence of Joint Rules

8.1—Continuing Existence of Joint Rules

All joint rules adopted by concurrent resolution, and amendments thereto, shall continue in effect from session to session or Legislature to Legislature until repealed by concurrent resolution.