



# The Journal OF THE House of Representatives

Number 26

Thursday, April 23, 1998

The House was called to order by the Speaker at 8:30 a.m.

## Prayer

The following prayer was offered by the Reverend Barry L. Wagner of Trinity Assembly of God Church of Chuluota, upon invitation of Rep. Feeney:

Our Heavenly Father, Creator of all things both seen and unseen, giver and sustainer of life, we take this opportunity today at the opening of this most important legislative session of the Florida House of Representatives to humble ourselves before you and to publicly acknowledge our total dependency upon you in all that we do. Your word declares that with man this is impossible, but with God, all things are possible.

We confess to you today, O God, that as a people, as a state, and as a nation, we have strayed from you, from your laws, and from your precepts. And because we have strayed so far from you, we now find our nation morally bankrupt. Our spiritual moorings have been severed, and we find ourselves sailing on the great sea of life with no rudder to steer this ship of state to a safe and protected harbor.

For far too long, dear God, we as a people—as local, state, and federal leaders—have sought after the wisdom of sinful man instead of seeking the divine wisdom of a holy God for our guidance. Today, we now pay the price for such folly. You command us in your word, Father God, to trust in the Lord with all our hearts and lean not unto our own understanding; in all our ways to acknowledge you, and you will make our paths straight. So this morning, Father, we cry out to you as broken, humble, and needy people to forgive us our past failures; forgive us our past sins; forgive us our prideful ways; and to help us, dear God, to seek your face once again. We humbly thank you, O God, for the wonderful promise of redemption and healing for our society you have given to us and to all generations before us. In II Chronicles 7:14-15: "If my people, who are called by my name, will humble themselves and pray and seek my face and turn from their wicked ways, then will I hear from heaven and will forgive their sins and will heal their land."

It is our hope and prayer today, Father, that you will grant divine guidance and divine wisdom to each one of these elected officials who have been called to serve the people of Florida, so that every decision that is made in this Chamber will be made in accordance with your good and perfect will as they are used as instruments in your hands to bring this great state of Florida back to holiness, righteousness, and godliness. It is in the name of the God of Abraham, Isaac, and Jacob we pray and ask all these things. Amen and Amen.

The following Members were recorded present:

The Chair	Alexander	Argenziano	Arnold
Albright	Andrews	Arnall	Bainter

Ball	Eggelletion	Livingston	Sanderson
Betancourt	Fasano	Logan	Saunders
Bitner	Feeney	Lynn	Sembler
Bloom	Fischer	Mackenzie	Silver
Boyd	Flanagan	Mackey	Sindler
Bradley	Frankel	Maygarden	Smith
Brennan	Fuller	Meek	Spratt
Bronson	Futch	Melvin	Stabins
Brooks	Garcia	Merchant	Stafford
Brown	Gay	Miller	Starks
Bullard	Goode	Minton	Sublette
Bush	Gottlieb	Morrioni	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos
Cosgrove	Horan	Pruitt, K.	Wallace
Crady	Jacobs	Putnam	Warner
Crist	Jones	Rayson	Wasserman Schultz
Crow	Kelly	Reddick	Westbrook
Culp	King	Ritchie	Wiles
Dawson-White	Kosmas	Ritter	Wise
Dennis	Lacasa	Roberts-Burke	Ziebarth
Dockery	Lawson	Rodriguez-Chomat	
Edwards	Lippman	Rojas	
Effman	Littlefield	Safley	

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

A quorum was present.

## Pledge

The Members, led by James Freeman, Drew Hayes, Derek Sindler, and Chase Stevens, pledged allegiance to the Flag. James Freeman of Waldo served at the invitation of Rep. Casey. Drew Hayes of Plantation served at the invitation of Rep. Dawson-White. Derek Sindler of Sorrento served at the invitation of his father, Rep. Sindler. Chase Stevens of Bartow served at the invitation of Rep. Putnam.

## House Physician

The Speaker introduced Dr. David Spellberg of Naples, who served in the Clinic today upon invitation of Rep. Saunders.

## Correction of the *Journal*

The *Journal* of April 22 was corrected and approved as corrected.

The *Journal* of April 20 was further corrected as follows: On page 743, column 2, lines 19-21 from the bottom, in the report of the Committee on Health Care Standards & Regulatory Reform, delete "HB 4445, with 2 amendments (unanimous) **The above bill was referred to the Committee on Finance & Taxation.**" and insert in lieu thereof: HB 4445, with 1 amendment (unanimous) **The above bill was referred to the Committee on General Government Appropriations.**

## Daily Folder

### Economic Impact Council Calendar

#### Bills and Joint Resolutions on Third Reading

On motion by Rep. Thrasher, all bills on Third Reading on the Economic Impact Council Calendar were temporarily postponed.

#### Bills and Joint Resolutions on Second Reading

On motion by Rep. Valdes, **CS/HB 3291** was temporarily postponed under Rule 147 and the second reading nullified.

**HB 3907** was temporarily postponed under Rule 147 and the second reading nullified.

**CS/HB 4125** was temporarily postponed under Rule 147 and the second reading nullified.

**CS/HB 73** was temporarily postponed under Rule 147 and the second reading nullified.

**CS for SB 846**—A bill to be entitled An act relating to the Department of Transportation (RAB); amending s. 334.044, F.S.; authorizing the department to regulate the transfer of storm water to the right-of-way as a result of changes to adjacent property; amending s. 337.105, F.S.; authorizing the department to suspend a consultant from awards of department contracts for specified good cause; amending s. 337.18, F.S.; providing incentives or damages for contractors for early completion of projects that provide substantial benefits to the public; amending s. 339.0805, F.S.; authorizing the department to suspend or revoke the certification of a disadvantaged business enterprise for specified good cause; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/CS/HB 667**—A bill to be entitled An act relating to motorcycle safety education; amending s. 215.22, F.S.; providing an exemption from a required deduction for that portion of the Highway Safety Operating Trust Fund funded by the motorcycle safety education fee; amending s. 322.0255, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to purchase and maintain motorcycles, equipment, and materials for use in motorcycle safety courses; deleting a limitation on the reimbursement of certain fees; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**HB 4227**—A bill to be entitled An act relating to game promotions; amending s. 849.094, F.S.; redefining the terms "game promotion" and "operator" and defining the term "older individual"; prohibiting certain acts in connection with game promotions and promotional materials therefor; requiring certain information to be printed on envelopes; revising standards for waiver of requirements for maintaining trust accounts or surety bonds; providing penalties, including increased penalties when an unlawful act is against an older individual; providing an effective date.

—was read the second time by title.

The Committee on Crime & Punishment offered the following:

#### Amendment 1 (with title amendment)—

Remove from the bill: Everything after the enacting clause and insert in lieu thereof:

Section 1. Section 849.094, Florida Statutes, is amended to read:

849.094 Game promotion in connection with sale of consumer products or services.—

(1) As used in this section, the term:

(a) "Game promotion" means, but is not limited to, a contest, game of chance, *sweepstakes*, or gift enterprise, conducted within or throughout the state or offered to residents of this state and other states in connection with the sale, promotion, or advertisement of a consumer product or service of consumer products or services, and in which the elements of chance and prize are present. *The term includes, but is not limited to, enterprises commonly known as "matching," "instant winner," or "preselected sweepstakes" which involve the distribution of winning numbers or game pieces designated as such in the game promotion rules.* However, "game promotion" shall not be construed to apply to bingo games conducted pursuant to s. 849.0931.

(b) "Operator" means any person, firm, corporation, or association or agent or employee thereof who promotes, operates, or conducts a game promotion, or any entity authorized in any manner to promote, operate, or conduct a game promotion, except any charitable nonprofit organization.

(c) "Older individual" means an individual who is 60 years of age or older.

(2) It is unlawful for any operator:

(a) To design, engage in, promote, or conduct such a game promotion, in connection with the promotion or sale of consumer products or services, wherein the winner may be predetermined or the game may be manipulated or rigged so as to:

1. Allocate a winning game or any portion thereof to certain lessees, agents, or franchisees; or

2. Allocate a winning game or part thereof to a particular period of the game promotion or to a particular geographic area;

(b) Arbitrarily to remove, disqualify, disallow, or reject any entry;

(c) To fail to award prizes offered;

(d) To print, publish, or circulate literature or advertising material used in connection with such game promotions which is false, deceptive, or misleading; or

(e) To require an entry fee, payment, or proof of purchase as a condition of entering a game promotion;:

(f) To send advertising and promotional material in connection with game promotion to any person or any guardian or agent who has requested that his or her name be deleted from such game promotion distribution. Such a request must be processed by the operator within 60 days; or

(g) To use more than one type size, color of print, or type style within the same sentence or clause in any letter or on any envelope mailed to the public in connection with game promotion regarding the fact, likelihood, or odds of winning a prize.

Paragraphs (f) and (g) do not apply to timeshare prize and gift promotional offers defined in s. 721.111.

(3) The operator of a game promotion in which the total announced value of the prizes offered is greater than \$5,000 shall file with the Department of State a copy of the rules and regulations of the game promotion and a list of all prizes and prize categories offered at least 7 days before the commencement of the game promotion. Such rules and regulations may not thereafter be changed, modified, or altered. The operator of a game promotion shall conspicuously post the rules and regulations of such game promotion in each and every retail outlet or place where such game promotion may be played or participated in by the public and shall also publish the rules and regulations in all game promotion materials distributed to the public through the mail and in all

advertising copy used in connection therewith. *Any envelope distributed to or available to the public in connection with game promotion must include the following information on the outside of the envelope in 12-point type or larger:*

(a) *On the same side that the inducement appears, the odds of winning a particular prize if that prize is referenced on the envelope.*

(b) *The physical address of the operator.*

(c) *The toll-free number for the Department of State, along with a statement directing individuals to call the number if they have questions regarding the prizes offered or whether the operator is registered with the Department of State.*

Radio and television announcements may indicate that the rules and regulations are available at retail outlets or from the operator of the promotion. A nonrefundable filing fee of \$100 shall accompany each filing and shall be deposited into the Division of Licensing Trust Fund to be used to pay the costs incurred in administering and enforcing the provisions of this section.

(4)(a) Every operator of such a game promotion in which the total announced value of the prizes offered is greater than \$5,000 shall establish a trust account, in a national or state-chartered financial institution, with a balance sufficient to pay or purchase the total value of all prizes offered. On a form supplied by the Department of State, an official of the financial institution holding the trust account shall set forth the dollar amount of the trust account, the identity of the entity or individual establishing the trust account, and the name of the game promotion for which the trust account has been established. Such form shall be filed with the Department of State at least 7 days in advance of the commencement of the game promotion. In lieu of establishing such trust account, the operator may obtain a surety bond in an amount equivalent to the total value of all prizes offered; and such bond shall be filed with the Department of State at least 7 days in advance of the commencement of the game promotion.

1. The moneys held in the trust account may be withdrawn in order to pay the prizes offered only upon certification to the Department of State of the name of the winner or winners and the amount of the prize or prizes and the value thereof.

2. If the operator of a game promotion has obtained a surety bond in lieu of establishing a trust account, the amount of the surety bond shall equal at all times the total amount of the prizes offered.

(b) The Department of State may waive the provisions of this subsection for any operator who has conducted game promotions in the state for not less than 5 consecutive years and who has not had any civil, criminal, or administrative action instituted against him or her by the state or an agency of the state for violation of this section within that 5-year period. Such waiver may be revoked upon the commission of a violation of this section by such operator, as determined by the Department of State.

(5) Every operator of a game promotion in which the total announced value of the prizes offered is greater than \$5,000 shall provide the Department of State with a certified list of the names and addresses of all persons, whether from this state or from another state, who have won prizes which have a value of more than \$25, the value of such prizes, and the dates when the prizes were won within 60 days after such winners have been finally determined. The operator shall provide a copy of the list of winners, without charge, to any person who requests it. In lieu of the foregoing, the operator of a game promotion may, at his or her option, publish the same information about the winners in a Florida newspaper of general circulation within 60 days after such winners have been determined and shall provide to the Department of State a certified copy of the publication containing the information about the winners; *however, when this option is exercised by the operator, all published materials distributed to the public must indicate that the winners will be announced in this manner.* The operator of a game promotion is not required to notify a winner by mail or by telephone when the winner is already in possession of a game card from which the winner can determine that he or she has won a designated prize. All winning entries

shall be held by the operator for a period of 90 days after the close or completion of the game.

(6) The Department of State shall keep the certified list of winners for a period of at least 6 months after receipt of the certified list. The department thereafter may dispose of all records and lists.

(7) No operator shall force, directly or indirectly, a lessee, agent, or franchise dealer to purchase or participate in any game promotion. For the purpose of this section, coercion or force shall be presumed in these circumstances in which a course of business extending over a period of 1 year or longer is materially changed coincident with a failure or refusal of a lessee, agent, or franchise dealer to participate in such game promotions. Such force or coercion shall further be presumed when an operator advertises generally that game promotions are available at its lessee dealers or agent dealers.

(8)(a) ~~The Department of State has the authority to adopt rules pursuant to ss. 120.54 and 120.536(1) to implement the provisions of this section shall have the power to promulgate such rules and regulations respecting the operation of game promotions as it may deem advisable.~~

(b) Whenever the Department of State or the Department of Legal Affairs has reason to believe that a game promotion is being operated in violation of this section, it may bring an action in the circuit court of any judicial circuit in which the game promotion is being operated in the name and on behalf of the people of the state against any operator thereof to enjoin the continued operation of such game promotion anywhere within the state.

(9)(a) Any person, firm, or corporation, or association or agent or employee thereof, *or any operator who engages in any acts or practices stated in this section to be unlawful, or who violates any of the rules adopted and regulations made pursuant to this section, is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, when such unlawful acts or practices or such rule violations are against an older individual, the operator is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(b) Any person, firm, or corporation, or association, agent, or employee thereof, *or any operator who violates any provision of this section or any of the rules adopted and regulations made pursuant to this section shall be liable for a civil penalty of not more than \$1,000 for each such violation, which shall accrue to the state and may be recovered in a civil action brought by the Department of State or the Department of Legal Affairs. However, when such violation is against an older individual, the amount of the civil penalty shall be not more than \$5,000 for each such violation.*

(10) This section does not apply to actions or transactions regulated by the Department of Business and Professional Regulation or to the activities of nonprofit organizations or to any other organization engaged in any enterprise other than the sale of consumer products or services. Subsections (3), (4), (5), (6), and (7) and paragraph (8)(a) and any of the rules made pursuant thereto do not apply to television or radio broadcasting companies licensed by the Federal Communications Commission.

Section 2. This act shall take effect October 1, 1998.

And the title is amended as follows:

On page 1, line 2,  
remove from the title of the bill: all of said lines

and insert in lieu thereof: An act relating to game promotions; amending s. 849.094, F.S.; redefining the terms "game promotion" and "operator" and defining the term "older individual"; prohibiting certain acts in connection with game promotions and promotional materials therefor; requiring certain information to be printed on envelopes; providing penalties, including increased penalties when an unlawful act is against an older individual; providing an effective date.

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

Further consideration of **HB 4227** was temporarily postponed under Rule 147.

**CS/HB 3291** was taken up. On motion by Rep. Valdes, the rules were suspended and CS for CS for SB 1704 was substituted for CS/HB 3291. Under Rule 99, the House bill was laid on the table and—

**CS for CS for SB 1704**—A bill to be entitled An act relating to use of rights-of-way by telecommunications companies; amending s. 337.401, F.S.; limiting taxes, fees, or charges imposed by municipalities for use of rights-of-way; limiting local government authority to regulate certain matters within the jurisdiction of the Florida Public Service Commission or the Federal Communications Commission; prohibiting requiring telecommunications companies from obtaining additional consent to use certain rights-of-way under certain circumstances; providing construction; providing application; providing a definition; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**HB 3907**—A bill to be entitled An act relating to occupational safety and health; amending s. 442.012, F.S.; providing for voluntary workplace safety programs and practices by private employers; repealing ss. 442.003, 442.006, 442.008, 442.009, 442.0105, 442.013, 442.015, 442.017, and 442.019, F.S., relating to requirements, compliance, enforcement, and penalties for workplace safety programs and practices by private employers; providing an effective date.

—was read the second time by title.

The Committee on Financial Services offered the following:

**Amendment 1 (with title amendment)**—

Remove from the bill: Everything after the enacting clause

and insert in lieu thereof:

Section 1. Section 442.006, Florida Statutes, is amended to read:

442.006 Investigations by the division; refusal to admit; penalty.—

(1) The division shall make studies and investigations with respect to safety provisions and the causes of injuries in *public sector places of employment* ~~employments covered by this chapter~~, and shall make to the Legislature and *public sector* employers and carriers such recommendations as it considers proper as to the best means of preventing injuries. In making such studies and investigations, the division may:

(a) Cooperate with any agency of the United States charged with the duty of enforcing any law securing safety against injury in any *public sector place of employment* covered by this chapter, or any agency or department of the state engaged in enforcing any laws to assure safety for employees.

(b) Allow any such agency or department to have access to the records of the division.

(2) The division and its authorized representatives may enter and inspect any *public sector* place of employment at any reasonable time for the purpose of investigating compliance with this chapter and making inspections for the proper enforcement of this chapter. Any *public sector* employer ~~or owner~~ who refuses to admit any member of the division or its authorized representative to any *public sector* place of employment or to allow investigation and inspection pursuant to this paragraph is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 2. Section 442.008, Florida Statutes, is amended to read:

442.008 Division authority.—The division shall:

(1) Investigate and prescribe what safety devices, safeguards, or other means of protection must be adopted for the prevention of accidents in every *public sector employment* ~~or~~ place of employment; determine what suitable devices, safeguards, or other means of

protection for the prevention of occupational diseases must be adopted or followed in any or all such *public sector employments* ~~or~~ places of employment; and adopt reasonable rules for the prevention of accidents and the prevention of occupational diseases.

(2) Ascertain, fix, and order such reasonable standards and rules for the construction, repair, and maintenance of *public sector* places of employment as shall render them safe. Such rules and standards must be adopted in accordance with chapter 120.

(3) Assist employers in the development and implementation of employee safety training programs by contracting with professional safety organizations.

Section 3. Section 442.0085, Florida Statutes, is created to read:

442.0085 *State consultation program.*—

(1) *The division is hereby authorized to create a state consultation program separate and distinct from the consultation program operated pursuant to contract with the Occupational Health and Safety Administration of the United States.*

(2) *The division shall administer the state consultation program created in subsection (1) of this section on a fee-for-services basis. The division shall not utilize dollars from the Workers' Compensation Administration Trust Fund to fund any costs associated with the creation or administration of the state consultation program.*

Section 4. Section 442.013, Florida Statutes, is amended to read:

442.013 *Public employer penalties.*—If any *public* employer violates or fails or refuses to comply with this chapter or with any rule adopted by the division, in accordance with chapter 120, for the prevention of injuries, accidents, or occupational diseases or with any lawful order of the division in connection with this chapter, or fails or refuses to furnish or adopt any safety device, safeguard, or other means of protection prescribed by the division under this chapter for the prevention of accidents or occupational diseases, the division may assess against the *public* employer a civil penalty of not less than \$100 nor more than \$5,000 for each day the violation, omission, failure, or refusal continues after the *public* employer has been given notice thereof in writing. The total penalty for each violation may not exceed \$50,000. The division shall adopt rules requiring penalties commensurate with the frequency or severity, or both, of safety violations. A hearing must be held in the county where the violation, omission, failure, or refusal is alleged to have occurred, unless otherwise agreed to by the *public* employer and authorized by the division.

Section 5. Section 442.019, Florida Statutes, is amended to read:

442.019 *Compliance.*—Failure of a *public sector* ~~an~~ employer or a carrier to comply with this chapter or with any rules adopted under this chapter constitutes grounds for the division to seek remedies, including injunctive relief, for compliance by making appropriate filings with the Circuit Court of Leon County.

Section 6. *Sections 442.003, 442.009, 442.0105, 442.015, and 442.017, Florida Statutes, are hereby repealed.*

Section 7. This act shall take effect upon becoming a law.

And the title is amended as follows:

On page 1, lines 2-11

remove from the title of the bill: all of said lines

and insert in lieu thereof: An act relating to occupational safety and health; amending s. 442.006, F.S.; relating to investigations of the Division of Safety of the Department of Labor & Employment Security; amending s. 442.008, F.S.; relating to the authority of the Division of Safety; creating s. 442.0085, F.S.; authorizing the division to create a state consultation program; amending s. 442.013, F.S.; relating to employer penalties; amending s. 442.019, F.S.; relating to compliance; repealing ss. 442.003, 442.009, 442.0105, 442.015, and 442.017, F.S., relating to legislative intent, compliance, enforcement, and penalties for workplace safety programs and practices; providing an effective date.

Rep. Arnall moved the adoption of the amendment.

Representative(s) Mackey offered the following:

**Amendment 1 to Amendment 1 (with title amendment)**—On page 3, between lines 3 and 4,

and insert in lieu thereof:

*(4) Provide consultation to all employers who are insured pursuant to the joint underwriting plan approved by the Department of Insurance pursuant to s. 627.311(4).*

And the title is amended as follows:

On page 5, line 3, of the amendment

insert after the semicolon: providing additional division authority;

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

On motion by Rep. Arnall, under Rule 148(h), the following late-filed amendment to the amendment was considered.

Representative(s) Arnall offered the following:

**Amendment 2 to Amendment 1 (with title amendment)**—On page 3, lines 4 - 17

remove from the amendment: all of said lines

And the title is amended as follows:

On page 5, lines 3 - 5 of the amendment

remove: all of said lines

and insert in lieu thereof: authority of the Division of Safety; amending

Rep. Arnall moved the adoption of the amendment to the amendment, which was adopted.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 4125**—A bill to be entitled An act relating to public records; amending s. 288.1254, F.S.; providing an exemption from public records requirements for information held by the Office of Entertainment Industry Commissioner relating to specified information with respect to the business activities of private persons, partnerships, or corporations in the entertainment industry, when such confidentiality is requested; providing a penalty for violation of the act; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 3663**—A bill to be entitled An act relating to jai alai permitholders; amending s. 550.01215, F.S.; allowing any jai alai permitholder to apply, during a specified period, for licensure to conduct performances in fiscal year 1998-1999; requiring the Division of Pari-mutuel Wagering to issue the license within a specified period of time; amending s. 550.09511, F.S.; qualifying the provision that jai alai permitholders should pay their fair share of taxes on pari-mutuel wagering; providing that the amount of taxes on handle and admissions which is imposed on such a permitholder should not exceed the permitholder's operating earnings and that permitholders may apply any excess amount against future taxes due; defining the term "operating earnings"; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 73**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.04, F.S.; exempting admissions to certain collegiate tournament games, baseball all-star games, and

postseason collegiate football games from the tax on admissions; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 117**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; revising the definition of educational institutions for purposes of exemption; providing an exemption for the Gasparilla Distance Classic Association, Inc., in specified circumstances; providing an effective date.

—was read the second time by title.

The Committee on Rules, Resolutions, & Ethics offered the following:

**Technical Amendment 1**—On page 1, lines 4-5, remove from the bill: all of said lines

and on page 1, lines 13-15,

remove from the bill: all of said lines

and insert in lieu thereof:

Section 1. Paragraph (qq) is added to subsection (7) of section 212.08, Florida Statutes, to read:

and on page 1, line 21,

remove from the bill: part

and insert in lieu thereof: chapter

and on page 1, line 23, through page 6, line 27,

remove from the bill: all of said lines

and on page 6, line 28,

remove from the bill: (nn)

and insert in lieu thereof: (qq)

and on page 7, line 3,

remove from the bill: , 1997

and insert in lieu thereof: of the year in which enacted

Reps. Thrasher and Crady moved the adoption of the amendment, which was adopted.

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4179**—A bill to be entitled An act relating to workers' compensation; amending s. 440.092, F.S.; revising provisions relating to special requirements for compensability under Workers' Compensation Law to provide that certain injuries suffered by specified law enforcement and correctional officers shall be deemed to be injuries arising out of and in the course of employment; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

#### **Recognition Ceremony for the Honorable Frederick Lippman**

On motion by Rep. Thrasher, the rules were suspended and the regular order of business was superseded for Rep. Lippman to approach the well. Rep. Lippman announced that he was not seeking reelection and spoke of his years of service in the House. Guests present in the Chamber included Rep. Lippman's son, Matthew Lippman; the Honorable Sandra Mortham, Secretary of State; and the Honorable James A. Scott, Senator from District 31. The following were recognized for remarks: Rep. Tobin, Rep. Jones, Rep. Lawson, Rep. Wasserman Schultz, Rep. Kelly, Rep. Thrasher, Senator Scott, Rep. Crady, Rep. Ritchie, and Secretary Mortham. Speaker Webster closed with remarks.

On motion by Rep. Lippman, agreed to by two-thirds vote, CS/CS/CS/HB 447 was withdrawn from the Committee on Criminal Justice Appropriations and taken up.

**CS/CS/CS/HB 447**—A bill to be entitled An act relating to the Florida Safety Belt Law; amending s. 316.614, F.S.; providing for the issuance of a warning for a first violation of the act for a specified period; eliminating a provision which requires enforcement of the act only as a secondary action; providing an effective date.

—was read the second time by title. On motion by Rep. Lippman, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Dawson-White	Lacasa	Rodriguez-Chomat
Albright	Dennis	Lawson	Rojas
Andrews	Dockery	Lippman	Safley
Argenziano	Edwards	Littlefield	Sanderson
Arnall	Effman	Livingston	Saunders
Bainter	Eggelletion	Logan	Sembler
Ball	Fasano	Lynn	Silver
Barreiro	Feeney	Mackenzie	Sindler
Betancourt	Fischer	Mackey	Smith
Bitner	Flanagan	Maygarden	Spratt
Bloom	Frankel	Meek	Stabins
Boyd	Fuller	Melvin	Stafford
Bradley	Futch	Merchant	Sublette
Brennan	Garcia	Miller	Tamargo
Brooks	Gay	Minton	Thrasher
Brown	Goode	Morrone	Tobin
Bullard	Gottlieb	Morse	Trovillion
Burroughs	Greene	Murman	Turnbull
Bush	Hafner	Ogles	Valdes
Byrd	Harrington	Peaden	Villalobos
Casey	Healey	Posey	Wallace
Chestnut	Heyman	Prutt, D.	Warner
Clemons	Hill	Pruitt, K.	Wasserman Schultz
Constantine	Horan	Putnam	Westbrook
Cosgrove	Jacobs	Rayson	Wiles
Crady	Jones	Reddick	Wise
Crist	Kelly	Ritchie	
Crow	King	Ritter	
Culp	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Nays—Alexander, Starks, Ziebarth

Yeas to Nays—Argenziano, Dockery, Lacasa, Morrone, Putnam

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

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

### Motions Relating to Committee References

On motion by Rep. Garcia, agreed to by two-thirds vote, CS/HB 4229 was withdrawn from the Committee on Criminal Justice Appropriations and placed on the appropriate Calendar or Council list.

On motion by Rep. Garcia, agreed to by two-thirds vote, HB 4177 was withdrawn from the Committee on General Government Appropriations and placed on the appropriate Calendar or Council list.

On motion by Rep. Garcia, agreed to by two-thirds vote, HB 4277 was withdrawn from the Committee on Health & Human Services Appropriations and placed on the appropriate Calendar or Council list.

On motion by Rep. Garcia, agreed to by two-thirds vote, CS/HB 4283 was withdrawn from the Committee on Health & Human Services Appropriations and placed on the appropriate Calendar or Council list.

On motion by Rep. Garcia, agreed to by two-thirds vote, CS/HBs 3691 & 3441 was withdrawn from the Committee on Transportation & Economic Development Appropriations and placed on the appropriate Calendar or Council list.

### Continuation of Daily Folder

#### Justice Council Calendar

#### Bills and Joint Resolutions on Third Reading

On motion by Rep. Crist, all bills on Third Reading on the Justice Council Calendar were temporarily postponed.

#### Bills and Joint Resolutions on Second Reading

**CS/HB 3581**—A bill to be entitled An act relating to child care facilities; creating the “Jeremy Fiedelholz Safe Day Care Act”; amending s. 402.319, F.S.; increasing a penalty for violations relating to licensure or operation of a child care facility or family day care home; providing a penalty for making other misrepresentations to certain persons regarding such licensure or operation; providing a penalty for negligence or intentional act and the parent or guardian relied on a misrepresentation; amending s. 921.0022, F.S.; providing for ranking of violations on the offense severity ranking chart; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**HB 3139**—A bill to be entitled An act relating to offenses that evidence prejudice; amending s. 775.085, F.S.; providing enhanced penalties for offenses that show evidence of prejudice against the victim, based on the victim’s mental or physical disability or advanced age; providing definitions; providing an effective date.

—was read the second time by title.

Representative(s) Ogles offered the following:

**Amendment 1 (with title amendment)**—On page 2, between lines 23 and 24,

insert:

*(4) Those acts prohibited under chapters 395 and 400 shall not be construed as an offense evidencing prejudice based on the mental or physical disability or advanced age of the victim.*

And the title is amended as follows:

On page 1, line 7, after “definitions;”

insert: providing that certain offenses shall not be deemed as evidencing prejudice under certain circumstances;

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

Representative(s) Ogles offered the following:

**Amendment 2**—On page 2, lines 18 and 19,

insert before the period:

*against that natural person*

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 3883**—A bill to be entitled An act relating to protection of children; reorganizing and revising ch. 39, F.S.; providing for pt. I of said chapter, entitled “General Provisions”; amending ss. 39.001, 39.002, and 415.501, F.S.; revising purposes and intent; providing for personnel standards and screening and for drug testing; amending s. 39.01, F.S.; revising definitions; renumbering and amending s. 39.455, F.S., relating to immunity from liability for agents of the Department of Children and Family Services or a social service agency; amending s. 39.012, F.S., and creating s. 39.0121, F.S.; providing authority and requirements for department rules; renumbering and amending s. 39.40, F.S., relating to procedures and jurisdiction; providing for right to counsel; renumbering s. 39.4057, F.S., relating to permanent mailing address designation; renumbering and amending s. 39.411, F.S., relating to oaths, records, and confidential information; renumbering s. 39.414, F.S., relating to

court and witness fees; renumbering and amending ss. 39.415 and 39.474, F.S., relating to compensation of appointed counsel; renumbering and amending s. 39.418, F.S., relating to the Operations and Maintenance Trust Fund; renumbering and amending s. 415.5015, F.S., relating to child abuse prevention training in the district school system; providing for pt. II of ch. 39, F.S., entitled "Reporting Child Abuse"; renumbering and amending s. 415.504, F.S., relating to mandatory reports of child abuse, abandonment, or neglect; renumbering and amending s. 415.511, F.S., relating to immunity from liability in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.512, F.S., relating to abrogation of privileged communications in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.513, F.S.; providing penalties relating to reporting of child abuse, abandonment, or neglect; renumbering and amending s. 415.5131, F.S., increasing an administrative fine for false reporting; providing for pt. III of ch. 39, F.S., entitled "Protective Investigations"; creating s. 39.301, F.S.; providing for child protective investigations; creating s. 39.302, F.S.; providing for protective investigations of institutional child abuse, abandonment, or neglect; renumbering and amending s. 415.5055, F.S., relating to child protection teams and services and eligible cases; creating s. 39.3035, F.S.; providing standards for child advocacy centers eligible for state funding; renumbering and amending s. 415.507, F.S., relating to photographs, medical examinations, X rays, and medical treatment of an abused, abandoned, or neglected child; renumbering and amending s. 415.5095, F.S., relating to a model plan for intervention and treatment in sexual abuse cases; creating s. 39.306, F.S.; providing for working agreements with local law enforcement to perform criminal investigations; renumbering and amending s. 415.50171, F.S., relating to reports of child-on-child sexual abuse; providing for pt. IV of ch. 39, F.S., entitled "Family Builders Program"; renumbering and amending s. 415.515, F.S., relating to establishment of the program; renumbering and amending s. 415.516, F.S., relating to goals of the program; renumbering and amending s. 415.517, F.S., relating to contracts for services; renumbering and amending s. 415.518, F.S., relating to family eligibility; renumbering s. 415.519, F.S., relating to delivery of services; renumbering and amending s. 415.520, F.S., relating to qualifications of program workers; renumbering s. 415.521, F.S., relating to outcome evaluation; renumbering and amending s. 415.522, F.S., relating to funding; providing for pt. V of ch. 39, F.S., entitled "Taking Children into Custody and Shelter Hearings"; creating s. 39.395, F.S.; providing for medical or hospital personnel taking a child into protective custody; amending s. 39.401, F.S.; providing for law enforcement officers or authorized agents of the department taking a child alleged to be dependent into custody; amending s. 39.402, F.S., relating to placement in a shelter; amending s. 39.407, F.S., relating to physical and mental examination and treatment of a child and physical or mental examination of a person requesting custody; renumbering and amending s. 39.4033, F.S., relating to referral of a dependency case to mediation; providing for pt. VI of ch. 39, F.S., entitled "Petition, Arraignment, Adjudication, and Disposition"; renumbering and amending s. 39.404, F.S., relating to petition for dependency; renumbering and amending s. 39.405, F.S., relating to notice, process, and service; renumbering and amending s. 39.4051, F.S., relating to procedures when the identity or location of the parent, legal custodian, or caregiver is unknown; renumbering and amending s. 39.4055, F.S., relating to injunction pending disposition of a petition for detention or dependency; renumbering and amending s. 39.406, F.S., relating to answers to petitions or other pleadings; renumbering and amending s. 39.408(1), F.S., relating to arraignment hearings; renumbering and amending ss. 39.408(2) and 39.409, F.S., relating to adjudicatory hearings and orders; renumbering and amending ss. 39.408(3) and (4) and 39.41, F.S., relating to disposition hearings and powers of disposition; creating s. 39.5085, F.S.; establishing the Relative Caregiver Program; providing for assistance and services; authorizing certain funding; renumbering and amending s. 39.4105, F.S., relating to grandparents rights; renumbering and amending s. 39.413, F.S., relating to appeals; providing for pt. VII of ch. 39, F.S., entitled "Case Plans"; renumbering and amending ss. 39.4031 and 39.451, F.S., relating to case plan requirements and case planning for children in out-of-home care; renumbering and amending s. 39.452(1)-(4), F.S., relating

to case planning for children in out-of-home care when the parents, legal custodians, or caregivers do not participate; renumbering and amending s. 39.452(5), F.S., relating to court approvals of case planning; providing for pt. VIII of ch. 39, F.S., entitled "Judicial Reviews"; renumbering and amending s. 39.453, F.S., relating to judicial review of the status of a child; renumbering and amending s. 39.4531, F.S., relating to citizen review panels; renumbering and amending s. 39.454, F.S., relating to initiation of proceedings for termination of parental rights; renumbering and amending s. 39.456, F.S.; revising exemptions from judicial review; providing for pt. IX of ch. 39, F.S., entitled "Termination of Parental Rights"; renumbering and amending ss. 39.46 and 39.462, F.S., relating to procedures, jurisdiction, and service of process; renumbering and amending ss. 39.461 and 39.4611, F.S., relating to petition for termination of parental rights, and filing and elements thereof; creating s. 39.803, F.S.; providing procedures when the identity or location of the parent is unknown after filing a petition for termination of parental rights; renumbering s. 39.4627, F.S., relating to penalties for false statements of paternity; renumbering and amending s. 39.463, F.S., relating to petitions and pleadings for which no answer is required; renumbering and amending s. 39.464, F.S., relating to grounds for termination of paternal rights; renumbering and amending s. 39.465, F.S., relating to right to counsel and appointment of a guardian ad litem; renumbering and amending s. 39.466, F.S., relating to advisory hearings; renumbering and amending s. 39.467, F.S., relating to adjudicatory hearings; renumbering and amending s. 39.4612, F.S., relating to the manifest best interests of the child; renumbering and amending s. 39.469, F.S., relating to powers of disposition and order of disposition; renumbering and amending s. 39.47, F.S., relating to post disposition relief; creating s. 39.813, F.S.; providing for continuing jurisdiction of the court which terminates parental rights over all matters pertaining to the child's adoption; renumbering s. 39.471, F.S., relating to oaths, records, and confidential information; renumbering and amending s. 39.473, F.S., relating to appeal; creating s. 39.816, F.S.; authorizing certain pilot and demonstration projects contingent on receipt of federal grants or contracts; creating s. 39.817, F.S.; providing for a foster care demonstration pilot project; providing for pt. X of ch. 39, F.S., entitled "Guardians Ad Litem and Guardian Advocates"; creating s. 39.820, F.S.; providing definitions; renumbering s. 415.5077, F.S., relating to qualifications of guardians ad litem; renumbering and amending s. 415.508, F.S., relating to appointment of a guardian ad litem for an abused, abandoned, or neglected child; renumbering and amending s. 415.5082, F.S., relating to guardian advocates for drug dependent newborns; renumbering and amending s. 415.5083, F.S., relating to procedures and jurisdiction; renumbering s. 415.5084, F.S., relating to petition for appointment of a guardian advocate; renumbering s. 415.5085, F.S., relating to process and service; renumbering and amending s. 415.5086, F.S., relating to hearing for appointment of a guardian advocate; renumbering and amending s. 415.5087, F.S., relating to grounds for appointment of a guardian advocate; renumbering s. 415.5088, F.S., relating to powers and duties of the guardian advocate; renumbering and amending s. 415.5089, F.S., relating to review and removal of a guardian advocate; providing for pt. XI of ch. 39, F.S., entitled "Domestic Violence"; renumbering s. 415.601, F.S., relating to legislative intent regarding treatment and rehabilitation of victims and perpetrators; renumbering and amending s. 415.602, F.S., relating to definitions; renumbering and amending s. 415.603, F.S., relating to duties and functions of the department; renumbering and amending s. 415.604, F.S., relating to an annual report to the Legislature; renumbering and amending s. 415.605, F.S., relating to domestic violence centers; renumbering s. 415.606, F.S., relating to referral to such centers and notice of rights; renumbering s. 415.608, F.S., relating to confidentiality of information received by the department or a center; amending ss. 20.43, 61.13, 61.401, 61.402, 63.052, 63.092, 90.5036, 154.067, 216.136, 232.50, 318.21, 384.29, 392.65, 393.063, 395.1023, 400.4174, 400.556, 402.165, 402.166, 409.1672, 409.176, 409.2554, 409.912, 409.9126, 414.065, 447.401, 464.018, 490.014, 491.014, 741.30, 744.309, 784.075, 933.18, 944.401, 944.705, 984.03, 984.10, 984.15, 984.24, 985.03, and 985.303, F.S.; correcting cross references; conforming related provisions and references; amending s. 20.19, F.S.; providing for certification programs for family safety and preservation employees of the department; providing for rules; amending ss. 213.053 and 409.2577, F.S.; authorizing disclosure of certain confidential taxpayer and parent

locator information for diligent search activities under ch. 39, F.S.; creating s. 435.045, F.S.; providing background screening requirements for prospective foster or adoptive parents; amending s. 943.045, F.S.; providing that the Department of Children and Family Services is a "criminal justice agency" for purposes of the criminal justice information system; repealing s. 39.0195, F.S., relating to sheltering unmarried minors and aiding unmarried runaways; repealing s. 39.0196, F.S., relating to children locked out of the home; repealing ss. 39.39, 39.449, and 39.459, F.S., relating to definition of "department"; repealing s. 39.403, F.S., relating to protective investigation; repealing s. 39.4032, F.S., relating to multidisciplinary case staffing; repealing s. 39.4052, F.S., relating to affirmative duty of written notice to adult relatives; repealing s. 39.4053, F.S., relating to diligent search after taking a child into custody; repealing s. 39.45, F.S., relating to legislative intent regarding foster care; repealing s. 39.457, F.S., relating to a pilot program in Leon County to provide additional benefits to children in foster care; repealing s. 39.4625, F.S., relating to identity or location of parent unknown after filing of petition for termination of parental rights; repealing s. 39.472, F.S., relating to court and witness fees; repealing s. 39.475, F.S., relating to rights of grandparents; repealing ss. 415.5016, 415.50165, 415.5017, 415.50175, 415.5018, 415.50185, and 415.5019, F.S., relating to purpose and legislative intent, definitions, procedures, confidentiality of records, district authority and responsibilities, outcome evaluation, and rules for the family services response system; repealing s. 415.502, F.S., relating to legislative intent for comprehensive protective services for abused or neglected children; repealing s. 415.503, F.S., relating to definitions; repealing s. 415.505, F.S., relating to child protective investigations and investigations of institutional child abuse or neglect; repealing s. 415.506, F.S., relating to taking a child into protective custody; repealing s. 415.5075, F.S., relating to rules for medical screening and treatment of children; repealing s. 415.509, F.S., relating to public agencies' responsibilities for prevention, identification, and treatment of child abuse and neglect; repealing s. 415.514, F.S., relating to rules for protective services; providing effective dates.

—was read the second time by title.

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 1**—On page 259, lines 19 through 20, remove from the bill: all of said lines,

and insert in lieu thereof: *(d) The Department of Children and Families' Protective Investigations, which investigates the crimes of abuse and neglect.*

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

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 2 (with title amendment)**—On page 263, line 15 of the bill

insert:

Section 153. *There is hereby appropriated to the Department of Children and Families in a Lump Sum, \$11,000,000 from the Federal Grants Trust Fund to implement the Relative-Caregiver Program. The source of funding shall be the Temporary Assistance to Needy Families Block Grant. Any expenditures from the Temporary Assistance for Needy Families block grant shall be expended in accordance with the requirements and limitations of part A of Title IV of the Social Security Act, as amended or any other applicable federal requirement or limitation.*

And the title is amended as follows:

On page 9, line 8, after the semicolon,

insert:

providing an appropriation;

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

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 3 (with title amendment)**—On page 263, line 15 of the bill

insert:

Section 153. *There is hereby appropriated to the Justice Administration Commission \$3,500,000 from the General Revenue Fund for the purpose of implementing Sections 8, 41, and 72 of this act.*

And the title is amended as follows:

On page 9, line 8, after the semicolon,

insert:

providing an appropriation;

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

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 4 (with title amendment)**—On page 153, line 1 through page 155, line 12,

remove from the bill: all of said lines,

and insert in lieu thereof: *(1) It is the intent of the Legislature in enacting this section to:*

*(a) Recognize family relationships in which a grandparent or other relative is the head of a household that includes a child otherwise at risk of foster care placement.*

*(b) Enhance family preservation and stability by recognizing that most children in such placements with grandparents and other relatives do not need intensive supervision of the placement by the courts or by the department.*

*(c) Provide additional placement options and incentives that will achieve permanency and stability for many children who are otherwise at risk of foster care placement because of abuse, abandonment, or neglect, but who may successfully be able to be placed by the dependency court in the care of such relatives.*

*(d) Reserve the limited casework and supervisory resources of the courts and the department for those cases in which children do not have the option for safe, stable care within the family.*

*(2)(a) The Department of Children and Family Services shall establish and operate the Relative-Caregiver Program pursuant to eligibility guidelines established in this section as further implemented by rule of the department. The Relative-Caregiver Program shall, within the limits of available funding, provide financial assistance to relatives who are within the fifth degree by blood or marriage to the parent or stepparent of a child and who are caring full-time for that child in the role of substitute parent as a result of a departmental determination of child abuse, neglect, or abandonment and subsequent placement with the relative pursuant to chapter 39. Such placement may be either court-ordered temporary legal custody to the relative pursuant to s. 39.508(9), or court-ordered placement in the home of a relative under protective supervision of the department pursuant to s. 39.508(9). The Relative-Caregiver Program shall offer financial assistance to caregivers who are relatives and who would be unable to serve in that capacity without the relative-caregiver payment because of financial burden, thus exposing the child to the trauma of placement in a shelter or in foster care.*

*(b) Caregivers who are relatives and who receive assistance under this section must be capable, as determined by a home study, of providing a physically safe environment and a stable, supportive home for the children under their care, and must assure that the children's well-being is met, including, but not limited to, the provision of immunizations, education, and mental health services as needed.*



(c) *Relatives who qualify for and participate in the Relative-Caregiver Program are not required to meet foster care licensing requirements under s. 409.175.*

(d) *Relatives who are caring for children placed with them by the child protection system shall receive a special monthly relative-caregiver benefit established by rule of the department. The amount of the special benefit payment shall be based on the child's age within a payment schedule established by rule of the department and subject to availability of funding. The statewide average monthly rate for children judicially placed with relatives who are not licensed as foster homes may not exceed 82 percent of the statewide average foster care rate, nor may the cost of providing the assistance described in this section to any relative-caregiver exceed the cost of providing out-of-home care in emergency shelter or foster care.*

(e) *Children receiving cash benefits under this section are not eligible to simultaneously receive WAGES cash benefits under chapter 414.*

(f) *Within available funding, the Relative-Caregiver Program shall provide relative-caregivers with family support and preservation services, flexible funds in accordance with s. 409.165, subsidized child care, and other available services in order to support the child's safety, growth, and healthy development. Children living with relative-caregivers who are receiving assistance under this section shall be eligible for medicaid coverage.*

(g) *The department may use appropriate available state, federal, and private funds to operate the Relative-Caregiver Program.*

And the title is amended as follows:

On page 4, lines 30 and 31,  
remove from the title of the bill: said lines,

and insert in lieu thereof: Program; directing the Department of Children and Family Services to establish and operate the Relative-Caregiver Program; providing financial assistance within available resources to relatives caring for children; providing for financial assistance and support services to relatives caring for children placed with them by the child protection system; providing for rules establishing eligibility guidelines, caregiver benefits, and payment schedule; renumbering and

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

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 5 (with title amendment)**—On page 72, lines 14 through 23,  
remove from the bill: all of said lines,

and insert in lieu thereof: appropriate law enforcement agency and shall report annually to the Legislature the number of reports referred the state attorney for prosecution.

(4) *If the department or its authorized agent has determined after its investigation that a report is false, the department shall, with the consent of the alleged perpetrator, refer the report to the local law enforcement agency having jurisdiction for an investigation to determine whether sufficient evidence exists to refer the case for prosecution for filing a false report as defined in s. 415.503. During the pendency of the investigation by the local law enforcement agency, the local law enforcement agency must be notified of all subsequent reports concerning children in that same family in accordance with s. 415.505. If the law enforcement agency finds sufficient evidence for prosecution for filing a false report, it must refer the case to the appropriate state attorney for prosecution.*

(5)(4) A person who knowingly and willfully makes a false report of child abuse or neglect, or who advises another to make a false report, is guilty of a felony of the third ~~misdemeanor~~ of the second degree, punishable as provided in s. 775.082 or s. 775.083. Anyone making a report who is acting in good faith is immune from any liability under this subsection.

(6)(5) Each state attorney shall establish written procedures to facilitate the prosecution of persons under this section, and shall report

to the Legislature annually the number of complaints that have resulted in the filing of an information or indictment and the disposition of those complaints under this section.

And the title is amended as follows:

On page 2, line 13, after the semicolon,

and insert: deleting the requirement for the Department of Children and Family Services to provide information to the state attorney; providing for the Department of Children and Family Services to report annually to the Legislature the number of reports referred to law enforcement agencies; providing for investigation by local law enforcement agencies of possible false reports; providing for law enforcement agencies to refer certain reports to the state attorney for prosecution; providing for law enforcement entities to handle certain reports of abuse or neglect during the pendency of such an investigation; providing procedures; specifying the penalty for knowingly and willfully making, or advising another to make, a false report; providing for state attorneys to report annually to the Legislature the number of complaints that have resulted in informations or indictments and the disposition of those complaints;

Rep. Lynn moved the adoption of the amendment.

Representative(s) Lynn offered the following:

**Amendment 1 to Amendment 5**—On page 1, lines 27 through 31,  
remove from the amendment: all of said lines,

and insert in lieu thereof: *for filing a false report as defined in s. 39.01(27). During the pendency of the investigation by the local law enforcement agency, the department must notify the local law enforcement agency of, and the local law enforcement agency must respond to all subsequent reports concerning children in that same family in accordance with s. 39.301. If the law enforcement agency believes that there are indicators of abuse or neglect, it must immediately notify the department, which must assure the safety of the children. If the law enforcement agency*

Rep. Lynn moved the adoption of the amendment to the amendment, which was adopted.

The question recurred on the adoption of **Amendment 5**, as amended, which was adopted.

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 6**—On page 79, line 9, after the period (.) through line 14,  
remove from the bill: all of said lines

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

The Committee on Family Law & Children offered the following:

**Amendment 7**—On page 56, line 29 through page 57, line 2,  
remove from the bill: and who are threatened with criminal charges based on the facts underlying the dependency petition or a permanent loss of custody of their children

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

The Committee on Family Law & Children offered the following:

**Amendment 8**—On page 127, line 25,  
remove from the bill: detention or

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

The Committee on Family Law & Children offered the following:

**Amendment 9**—On page 131, lines 27 through 29,  
remove from the bill: , for the purpose of investigation, discovery, or procuring counsel or witnesses

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

The Committee on Family Law & Children offered the following:

**Amendment 10**—On page 138, line 19,  
remove from the bill: 48

and insert in lieu thereof: 72

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

The Committee on Family Law & Children offered the following:

**Amendment 11**—On page 140, lines 15 through 18,  
remove from the bill: all of said lines,

and insert in lieu thereof: court shall determine *at every review hearing* which parent, if either, shall have custody of the

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

The Committee on Family Law & Children offered the following:

**Amendment 12**—On page 163, line 17,  
remove from the bill: 48

and insert in lieu thereof: 72

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

The Committee on Family Law & Children offered the following:

**Amendment 13**—On page 167, line 12,  
remove from the bill: 48

and insert in lieu thereof: 72

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

The Committee on Family Law & Children offered the following:

**Amendment 14**—On page 34, line 20, after the word *psychological*,  
of the bill

insert: *or mental health*

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

Representative(s) Wise offered the following:

**Amendment 15**—On page 101, line 23, of the bill

insert: *, after receiving oral or written authorization from a court of competent jurisdiction,*

Rep. Wise moved the adoption of the amendment.

#### Point of Order

Rep. Rojas raised a point of order, under Rule 151, that the amendment was not germane.

The Chair [Speaker Webster] referred the point to the Co-Chairs of the Committee on Rules, Resolutions, & Ethics. Pending a ruling, further consideration of the bill, with pending amendment, was temporarily postponed.

**HB 4143**—A bill to be entitled An act relating to emergency telephone number “911” services; amending s. 365.171, F.S.; providing for indemnification and limitation of liability for local governments and wireless telecommunications service providers that provide 911 service; providing an effective date.

—was read the second time by title.

The Committee on Civil Justice & Claims offered the following:

**Amendment 1 (with title amendment)**—On page 1, line 11,  
remove from the bill: everything after the enacting clause,

and insert in lieu thereof:

Section 1. Subsections (14) and (15) of section 365.171, Florida Statutes, are amended to read:

365.171 Emergency telephone number “911.”—

(14) INDEMNIFICATION AND LIMITATION OF LIABILITY.—All local governments are authorized to undertake to indemnify the telephone company against liability in accordance with the telephone company’s lawfully filed tariffs. Regardless of any indemnification agreement, ~~a~~ the telephone company *or commercial mobile radio service provider as defined in s. 364.02* shall not be liable for damages resulting from or in connection with “911” service or identification of the telephone number, address, or name associated with any person accessing “911” service, unless the telephone company *or commercial radio service provider* acted with malicious purpose or in a manner exhibiting wanton and willful disregard of human rights, safety, or property in providing such services.

(15) CONFIDENTIALITY OF RECORDS.—Any record, recording, or information, or portions thereof, obtained by a public agency or a public safety agency for the purpose of providing services in an emergency and which reveals the name, address, telephone number, or personal information about, or information which may identify any person requesting emergency service or reporting an emergency by accessing an emergency telephone number “911” system is confidential and exempt from the provisions of s. 119.07(1), except that such record or information may be disclosed to a public safety agency. The exemption applies only to the name, address, telephone number or personal information about, or information which may identify any person requesting emergency services or reporting an emergency while such information is in the custody of the public agency or public safety agency providing emergency services. A telephone company *or commercial mobile radio service provider* shall not be liable for damages to any person resulting from or in connection with such telephone company’s *or commercial mobile radio service provider’s* provision of any lawful assistance to any investigative or law enforcement officer of the State of Florida or political subdivisions thereof, of the United States, or of any other state or political subdivision thereof, in connection with any lawful investigation or other law enforcement activity by such law enforcement officer unless the telephone company *or commercial mobile radio service provider* acted in a wanton and willful manner. The exemptions in this section are subject to the Open Government Sunset Review Act of 1995 in accordance with s. 119.15 and shall stand repealed on October 2, 2001, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

On page 1, line 5,

remove from the title of the bill: local governments and

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 3495**—A bill to be entitled An act relating to guidelines for fair treatment of victims and witnesses in the justice system; amending s. 960.001, F.S.; allowing specified state agencies to participate in crime prevention and educational activities; providing for use of funds appropriated for prevention activities; providing an effective date.

—was read the second time by title.

On motion by Rep. Ball, under Rule 148(h), the following late-filed amendment was considered.

Representative(s) Ball offered the following:

**Amendment 1 (with title amendment)**—On page 2, lines 7-9,  
remove from the bill: all of said lines

and insert in lieu thereof:

*prevention and educational activities.*

And the title is amended as follows:

On page 1, lines 7 and 8,  
remove from the title of the bill: all of said lines

and insert in lieu thereof: activities;

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4311**—A bill to be entitled An act relating to debtors and creditors; amending s. 30.231, F.S.; providing construction; specifying requirements in any seizure of property; amending s. 55.03, F.S.; specifying accrual of interest on certain judgments; creating s. 55.105, F.S.; providing for acquiring judgment liens; providing requirements; providing for lapse of judgment liens; providing for second liens; providing for judgment lien certificates; providing requirements; providing for taking property under judgment liens; creating s. 55.106, F.S.; providing requirements and procedures for terminating, partial releases, and assignments of judgment liens; creating s. 55.107, F.S.; providing procedures for treatment of existing judgment liens; amending s. 55.604, F.S.; specifying conditions for creating a judgment lien; providing for priority of liens; amending s. 56.031, F.S.; providing for multiple writs of execution; amending s. 56.041, F.S.; providing for return of unsatisfied writs of execution; amending s. 56.09, F.S.; providing for levy of a writ of execution against an individual for money; amending s. 56.21, F.S.; providing additional requirements for notice of levy and execution sales; amending s. 56.27, F.S.; specifying disposition of moneys received under executions; providing for disposition of surplus moneys after execution sales; amending s. 56.29, F.S.; clarifying requirements in supplementary proceedings; amending s. 77.01, F.S.; clarifying the right to garnishment; creating s. 77.051, F.S.; providing for a notice to defendant of certain rights; providing a form; providing procedures for asserting exemptions from garnishment and requesting hearings; providing notice requirements for garnishment; providing for hearings; amending s. 77.055, F.S.; clarifying procedures for service of garnishee's answer and notice of right to move to dissolve writ; amending s. 77.06, F.S.; providing for creation of a lien upon service of a writ of garnishment; amending s. 222.12, F.S.; clarifying procedures for proceedings for exemption; amending s. 679.301, F.S.; clarifying establishment of priorities of certain interest; repealing s. 30.17, F.S., relating to central filing; providing an effective date.

—was read the second time by title.

Representative(s) Culp offered the following:

**Amendment 1 (with title amendment)**—

Remove from the bill: Everything after the enacting clause

and insert in lieu thereof:

Section 1. Section 222.21, Florida Statutes, is amended to read:

222.21 Exemption of pension money and retirement or profit-sharing benefits from legal processes.—

(1) Money received by any debtor as pensioner of the United States within 3 months next preceding the issuing of an execution, attachment, or garnishment process may not be applied to the payment of the debts of the pensioner when it is made to appear by the affidavit of the debtor or otherwise that the pension money is necessary for the maintenance of the debtor's support or a family supported wholly or in part by the pension money. The filing of the affidavit by the debtor, or the making of such proof by the debtor, is prima facie evidence; and it is the duty of the court in which the proceeding is pending to release all pension moneys held by such attachment or garnishment process, immediately, upon the filing of such affidavit or the making of such proof.

(2)(a) Except as provided in paragraph (b), any money or other assets payable to a participant or beneficiary from, or any interest of any participant or beneficiary in, a retirement or profit-sharing plan that is qualified under s. 401(a), s. 403(a), s. 403(b), s. 408, s. 408A, or s. 409 of the Internal Revenue Code of 1986, as amended, is exempt from all claims of creditors of the beneficiary or participant.

(b) Any plan or arrangement described in paragraph (a) is not exempt from the claims of an alternate payee under a qualified domestic relations order. However, the interest of any alternate payee under a qualified domestic relations order is exempt from all claims of any creditor, other than the Department of Health and Rehabilitative Services, of the alternate payee. As used in this paragraph, the terms "alternate payee" and "qualified domestic relations order" have the meanings ascribed to them in s. 414(p) of the Internal Revenue Code of 1986.

(c) The provisions of paragraphs (a) and (b) apply to any proceeding that is filed on or after October 1, 1987.

Section 2. This act shall take effect October 1, 1998.

And the title is amended as follows:

remove: the entire title

and insert in lieu thereof: A bill to be entitled An act relating to debtors and creditors; amending s. 222.21, F.S.; providing an exemption from legal process; providing an effective date.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 3709**—A bill to be entitled An act relating to voyeurism; creating s. 810.14, F.S., relating to the offense of voyeurism; prohibiting a person from entering or remaining on property, or using a device, for the lewd, lascivious, or indecent purpose of secretly observing, photographing, filming, videotaping, or recording an occupant of a building or structure in a place where a person would have a reasonable expectation of privacy; providing penalties; providing third degree felony penalties upon conviction of a second or subsequent offense of voyeurism; providing for nonapplicability of specified provisions prohibiting voyeurism to a place of lawful incarceration; providing an effective date.

—was read the second time by title.

Representative(s) Dockery offered the following:

**Amendment 1 (with title amendment)**—

Remove from the bill: Everything after the enacting clause

and insert in lieu thereof:

Section 1. Section 810.14, Florida Statutes, is created to read:

*810.14 Voyeurism prohibited; penalties.—*

(1) A person commits the offense of voyeurism when he or she, with lewd, lascivious, or indecent intent, secretly observes, photographs, films, videotapes, or records another person when such other person is located in a dwelling, structure, or conveyance and such location provides a reasonable expectation of privacy.

(2) A person may be convicted of and sentenced separately for a violation of this section and for any other criminal offense, including, but not limited to, burglary, trespass, or loitering.

(3) A person who violates this section commits:

(a) A misdemeanor of the first degree for the first violation, punishable as provided in s. 775.082 or s. 775.083.

(b) A felony of the third degree for a second or subsequent violation, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 2. This act shall take effect July 1 of the year in which enacted.

And the title is amended as follows:

remove from the title of the bill: lines 4 through 16

and insert in lieu thereof: voyeurism; prohibiting a person, with lewd, lascivious, or indecent intent, from secretly observing, photographing, filming, videotaping, or recording another person located in a dwelling, structure, or conveyance providing a reasonable expectation of privacy;

providing for conviction and sentencing of the offense separately from other offenses; providing penalties; providing third degree felony penalties upon conviction of a second or subsequent offense of voyeurism; providing an effective date.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4749** was taken up. On motion by Rep. Cosgrove, the rules were suspended and CS for SB 1070 was substituted for HB 4749. Under Rule 99, the House bill was laid on the table and—

**CS for SB 1070**—A bill to be entitled An act relating to medical malpractice insurance; amending s. 766.301, F.S.; clarifying legislative intent; amending s. 766.304, F.S.; providing exclusive jurisdiction of administrative law judges in claims filed under ss. 766.301-766.316, F.S.; providing a limitation on bringing a civil action under certain circumstances; amending s. 766.315, F.S.; authorizing the association to invest plan funds only in investments and securities described in s. 215.47, F.S.; amending s. 766.316, F.S.; providing hospitals and physicians with alternative means of providing notices to obstetrical patients relating to the no-fault alternative for birth-related neurological injuries; prescribing conditions; providing for applicability of amendments; requiring the Auditor General to conduct a study of the effects of expanding eligibility for compensation under the plan; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 3257**—A bill to be entitled An act relating to liabilities for driving offenses; amending s. 316.066, F.S., relating to written reports of accidents; removing provisions under which an accident report or statements to a law enforcement officer made by a person involved in an accident are without prejudice to the person and may not be used as trial evidence absent exceptional circumstances; abrogating the accident report privilege; providing for lack of privilege, nonconfidentiality, and use as evidence in any trial of administrative hearing of certain reports or statements with respect to accidents resulting in personal injury or death or property damage; providing that results of breath, urine, and blood tests, made for certain purposes of determining whether a person has been driving under the influence of alcohol or a chemical substance or controlled substance, are not privileged; prohibiting use for commercial solicitation purposes of an accident report made by persons involved in a crash; providing for construction; amending s. 316.193, F.S., relating to the offense of driving under the influence and penalties; providing third degree felony penalties for a third or subsequent conviction for driving under the influence; conforming provisions with respect to fine amounts and prison terms; removing surplusage to improve clarity and facilitate correct interpretation; providing that a person commits the offense of driving under the influence by driving or being in physical control of a vehicle when any amount of a harmful chemical substance specified under s. 877.111, F.S., or a controlled substance, is present in the person's blood or urine, regardless of the presence of alcohol in the person's breath or blood; providing a defense; providing penalties; reenacting s. 318.143(1), (4), and (5), F.S., relating to sanctions for infractions by minors, s. 318.17(3) and (8), F.S., relating to excepted offenses, s. 322.03(2), F.S., relating to driver's license requirement and penalties for violation of requirement, s. 322.0602(2)(a), F.S., relating to Youthful Drunk Driver Visitation Program, s. 322.12(2), F.S., relating to examination of driver's license applicants, s. 322.25(5), F.S., relating to forwarding of surrendered licenses and reporting of certain convictions, s. 322.2615(1), (2), (7), (8)(b), (10)(b), and (14), F.S., relating to suspension of license and right to review, s. 322.2616(1)(a), (15), and (18), F.S., relating to suspension of license of person under 21 years of age and right to review, s. 322.264(1)(b), F.S., relating to definition of "habitual traffic offender," s. 322.271(2)(a) and (c) and (4), F.S., relating to authority to modify revocation, cancellation, or suspension order, s. 322.282(2)(a), F.S., relating to procedure when court revokes or suspends license or driving privilege and orders reinstatement, s. 322.291, F.S., relating to driver

improvement school course requirements for certain violators, s. 322.44, F.S., relating to Driver License Compact, s. 322.62(3), F.S., relating to driving-under-the-influence violations by commercial motor vehicle operators, s. 322.63(2)(d) and (6), F.S., relating to alcohol or drug testing of commercial motor vehicle operators, s. 322.64(1), (2), (7)(a), (8)(b), (14), and (15), F.S., relating to driving with unlawful blood-alcohol level and refusal to submit to breath, urine, or blood test by holder of commercial driver's license, s. 327.35(6), F.S., relating to boating-under-the-influence offenses and penalties, s. 397.405(10), F.S., relating to certain licensure exemptions, s. 440.09(7)(b), F.S., relating to worker's compensation coverage, s. 493.6101(1)(d), F.S., relating to certain license requirements, s. 627.758(4), F.S., relating to conditions and limit for surety on auto club traffic arrest bond and bail bond; s. 790.06(2)(f) and (10)(f), F.S., relating to license to carry concealed weapon or firearm, s. 903.36(2), F.S., relating to guaranteed arrest bond certificates as cash bail, s. 921.0022(3), (g), (h), and (i), F.S., relating to the Criminal Punishment Code offense severity ranking chart, s. 938.07, F.S., relating to court costs for the offense of driving under the influence, s. 938.21, F.S., relating to alcohol and drug abuse programs, s. 938.23(1), F.S., relating to assistance grants for alcohol and other drug abuse programs, and s. 960.03(3)(b), F.S., relating to certain definitions with respect to crimes compensation, to incorporate said amendment in references; amending s. 921.0022, F.S.; conforming provisions in the Criminal Punishment Code offense severity ranking chart; providing an effective date.

—was read the second time by title.

Representative(s) Sindler offered the following:

**Amendment 1 (with title amendment)**—On page 4, line 17 through page 5, line 14,  
remove from the bill: all of said lines

And the title is amended as follows:

On page 1, lines 3 - 24,  
remove from the title of the bill: all of said lines

and insert in lieu thereof: offenses; amending s.

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

The Committee on Criminal Justice Appropriations offered the following:

**Amendment 2 (with title amendment)**—On page 5, line 15, through page 6, line 8,  
remove from the bill: said lines

and insert in lieu thereof:

Section 2. Subsections (1), (2), and (4) of section 316.193, Florida Statutes, are amended to read:

316.193 Driving under the influence; penalties.—

(1) A person is guilty of the offense of driving under the influence and is subject to punishment as provided in subsection (2) if the person is driving or in actual physical control of a vehicle within this state and:

(a) The person is under the influence of alcoholic beverages, any chemical substance set forth in s. 877.111, or any substance controlled under chapter 893, when affected to the extent that the person's normal faculties are impaired;

(b) The person has a blood-alcohol level of 0.08 or more grams of alcohol per 100 milliliters of blood; or

(c) The person has a breath-alcohol level of 0.08 or more grams of alcohol per 210 liters of breath.

And the title is amended as follows:

On page 2, lines 1 through 10,  
remove from the title of the bill: all of said lines

and insert in lieu thereof: facilitate correct interpretation; reenacting s. 318.143(1),

Rep. Sindler moved the adoption of the amendment.

Representative(s) Sindler offered the following:

**Amendment 1 to Amendment 2**—On page 1, line 19, remove from the bill: said line

and insert in lieu thereof: Section 2. Subsections (2) and (4) of section

Rep. Sindler moved the adoption of the amendment to the amendment, which was adopted.

The question recurred on the adoption of **Amendment 2**, as amended, which was adopted.

The Committee on Criminal Justice Appropriations offered the following:

**Amendment 3**—On page 57, line 16, through page 60, line 27, remove from the bill: all of said lines

and insert in lieu thereof:

Section 4. Paragraph (b) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

Florida Statute	Felony Degree	Description
		(b) LEVEL 2
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
403.413(5)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
517.07	3rd	Registration of securities and furnishing of prospectus required.
590.28(1)	3rd	Willful, malicious, or intentional burning.
784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.
810.09(2)(e)	3rd	Trespassing on posted commercial horticulture property.
812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$300 or more but less than \$5,000.
812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or more but less than \$300, taken from unenclosed curtilage of dwelling.
817.234(1)(a)2.	3rd	False statement in support of insurance claim.
817.481(3)(a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.
817.52(3)	3rd	Failure to redeliver hired vehicle.
817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.
817.60(5)	3rd	Dealing in credit cards of another.
817.60(6)(a)	3rd	Forgery; purchase goods, services with false card.

Florida Statute	Felony Degree	Description
817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.
826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.
831.01	3rd	Forgery.
831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.
831.07	3rd	Forging bank bills or promissory note.
831.08	3rd	Possession of 10 or more forged notes.
831.09	3rd	Uttering forged bills; passes as bank bill or promissory note.
832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.
843.08	3rd	Falsely impersonating an officer.
893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c), (2)(c), (3), or (4) drugs other than cannabis.
893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.

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

Representative(s) Arnall offered the following:

**Amendment 4 (with title amendment)**—On page 57, between lines 15 and 16,

insert:

Section 4. Subsection (6) is added to section 318.1451, Florida Statutes, to read:

318.1451 Driver improvement schools.—

*(6) The department, courts, clerks of courts, governmental entities and law enforcement agencies that distribute, provide or maintain any information or literature, whatsoever, regarding driver improvement schools or course providers, shall only distribute, provide or maintain a pamphlet that is prepared and distributed by the department which refers all inquiries to the local telephone directory under the heading traffic schools. The pamphlet shall list the benefits provided by statute for completing a driver improvement course and shall not refer to or contain any information, whatsoever, regarding individual driver improvement schools or course providers.*

And the title is amended as follows:

On page 4, line 12, after the semicolon

insert: amending s. 318.1451, F.S.; revising language with respect to driver improvement schools; providing for the distribution of certain pamphlets;

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

On motion by Rep. Alexander, **HB 4453** was temporarily postponed under Rule 147 and the second reading nullified.

**General Calendar**

**Bills and Joint Resolutions on Third Reading**

On motion by Rep. King, all bills on Third Reading on the General Calendar were temporarily postponed.

**Bills and Joint Resolutions on Second Reading**

**HB 4555**—A bill to be entitled An act relating to a special election to be held on September 1, 1998, pursuant to Section 5 of Article XI of the State Constitution, for the approval or rejection by the electors of Florida of a joint resolution creating Section 19 of Article VII of the State Constitution, which authorizes the issuance of state bonds to finance or refinance state conservation, recreation, and restoration programs and postsecondary education infrastructure; providing for publication of notice and for procedures; providing an effective date.

—was read the second time by title.

Representative(s) Constantine offered the following:

**Amendment 1**—On page 1, line 21 remove from the bill: all of said line

and insert in lieu thereof:

Resolution No. 4553 proposing the creation of Section 19 of

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**Bills and Joint Resolutions on Third Reading**

**CS/HJR 4553**—A joint resolution proposing the creation of Section 19 of Article VII of the State Constitution, relating to bonds for state conservation, recreation, and restoration programs and for postsecondary education infrastructure construction.

—was read the third time by title.

Representative(s) K. Pruitt, Ritchie, and Constantine offered the following:

**Amendment 1**—On page 2, between lines 12 and 13,

insert:

*(4) Net proceeds from bonds issued pursuant to this section shall be distributed in the following manner: Sixty-six and two-thirds percent to the purposes described in (a)(1) and (a)(3); and Thirty-three and one-third percent to the purposes described in (a)(2).*

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

The question recurred on the passage of CS/HJR 4553, which now reads as follows:

**CS/HJR 4553**—A joint resolution proposing the creation of Section 19 of Article VII of the State Constitution, relating to bonds for state conservation, recreation, and restoration programs and for postsecondary education infrastructure construction.

Be It Resolved by the Legislature of the State of Florida:

That the creation of Section 19 of Article VII of the State Constitution as set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1998, or at a special election to be held in September 1998:

ARTICLE VII  
FINANCE AND TAXATION

*SECTION 19. Bonds for state conservation, recreation, and restoration programs and for postsecondary education infrastructure construction.—*

*(a) Beginning in the year 2001, bonds pledging all or part of the dedicated revenue of a state tax or the full faith and credit of the state, or both, may be issued by the state without a vote of the electors in a manner provided by general law to finance or refinance:*

*(1) The acquisition of land, water areas, and related interests and resources, in urban and rural settings, for the purposes of conservation,*

*recreation, environmental restoration, water resource development, or historical preservation.*

*(2) The acquisition of lands and related interests; the construction, acquisition, reconstruction, or renovation of educational facilities; and the development of telecommunications infrastructure, for the postsecondary education system of this state.*

*(3) Capital improvements for the lands and water areas that accomplish environmental restoration, enhance public access and recreational enjoyment, promote long-term management goals, or facilitate water resource development.*

*(b) Bonds issued under this section shall first be authorized by the Legislature by an act relating to appropriations or by general law.*

*(4) Net proceeds from bonds issued pursuant to this section shall be distributed in the following manner: Sixty-six and two-thirds percent to the purposes described in (a)(1) and (a)(3); and Thirty-three and one-third percent to the purposes described in (a)(2).*

BE IT FURTHER RESOLVED that in accordance with the requirements of section 101.161, Florida Statutes, the substance of the amendment proposed herein shall appear on the ballot as follows:

ARTICLE VII  
FINANCE AND TAXATION

Proposing the creation of Section 19 of Article VII of the State Constitution to authorize issuance of bonds pledging a dedicated state tax revenue or the full faith and credit of the state without a vote of the electors to acquire land, water, and related interests and resources for conservation, recreation, restoration, resource development, historical preservation, and postsecondary education system construction, and for related capital improvements.

The vote was:

Yeas—114

The Chair	Crady	Jacobs	Ritter
Albright	Crist	Jones	Roberts-Burke
Alexander	Crow	Kelly	Rodriguez-Chomat
Andrews	Culp	King	Safley
Argenziano	Dawson-White	Kosmas	Sanderson
Arnall	Dennis	Lawson	Saunders
Arnold	Diaz de la Portilla	Lippman	Sembler
Bainter	Dockery	Livingston	Silver
Ball	Edwards	Logan	Sindler
Barreiro	Effman	Lynn	Smith
Betancourt	Eggelletion	Mackenzie	Spratt
Bitner	Fasano	Mackey	Stabins
Bloom	Feeney	Maygarden	Stafford
Boyd	Fischer	Meek	Starks
Bradley	Flanagan	Melvin	Sublette
Brennan	Frankel	Merchant	Tamargo
Bronson	Fuller	Miller	Thrasher
Brooks	Futch	Minton	Tobin
Brown	Garcia	Morrone	Trovillion
Bullard	Gay	Morse	Turnbull
Burroughs	Goode	Murman	Valdes
Bush	Gottlieb	Ogles	Villalobos
Byrd	Greene	Peaden	Wasserman Schultz
Carlton	Hafner	Prewitt, D.	Westbrook
Casey	Harrington	Pruitt, K.	Wiles
Chestnut	Healey	Putnam	Wise
Clemons	Heyman	Rayson	Ziebarth
Constantine	Hill	Reddick	
Cosgrove	Horan	Ritchie	

Nays—3

Lacasa	Posey	Wallace
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Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas to Nays—Burrroughs, Futch

Nays to Yeas—Lacasa

So the joint resolution passed, as amended, by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate after engrossment.

### Bills and Joint Resolutions on Second Reading

**HB 4557**—A bill to be entitled An act relating to trust funds; creating s. 259.1051, F.S.; creating the Florida 2020 Trust Fund; specifying purposes of trust fund; specifying application of moneys in the trust fund; specifying sources of funds for the trust fund; requiring the Department of Environmental Protection to distribute moneys in the fund for certain purposes; requiring the department to administer the trust fund; providing for alternative use of moneys in the fund under certain circumstances; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**HB 4297**—A bill to be entitled An act relating to elections; amending s. 101.161, F.S.; revising language with respect to ballot titles and ballot summaries on referenda; creating s. 101.163, F.S., providing a procedure for review of ballot summaries and ballot titles; amending s. 16.061, F.S.; relating to initiative petitions, to conform to the act; providing an effective date.

—was read the second time by title.

Representative(s) Feeney offered the following:

**Amendment 1**—On page 1, line 12, remove from the bill: everything after the enacting clause and insert in lieu thereof:

Section 1. Section 101.161, Florida Statutes, is amended to read:

101.161 Referenda; ballots.—

(1) Whenever a constitutional amendment or other public measure is submitted to the vote of the people, *a ballot title and a ballot summary containing* the substance of such amendment or other public measure shall be printed in clear and unambiguous language on the ballot after the list of candidates, followed by the word “yes” and also by the word “no,” and shall be styled in such a manner that a “yes” vote will indicate approval of the proposal and a “no” vote will indicate rejection. The wording of the *ballot summary substance of the amendment or other public measure* and the ballot title to appear on the ballot shall be embodied in the joint resolution, constitutional revision commission proposal, constitutional convention proposal, taxation and budget reform commission proposal, or enabling resolution or ordinance. The *ballot summary substance of the amendment or other public measure* shall be an explanatory statement, not exceeding 150 75 words in length, of the chief purpose of the measure. The ballot title shall consist of a caption, not exceeding 15 words in length, by which the measure is commonly referred to or spoken of.

(2) The *ballot summary substance* and ballot title of a constitutional amendment proposed by initiative shall be prepared by the sponsor and approved by the Secretary of State in accordance with rules adopted pursuant to s. 120.54, *and the ballot summary in such case may not exceed 75 words in length.*

(3) The Department of State shall give each proposed constitutional amendment a designating number for convenient reference. This number designation shall appear on the ballot. Designating numbers shall be assigned in the order of filing or certification of the amendments. The Department of State shall furnish the designating number, the ballot title, and the *ballot summary substance of each amendment* to the supervisor of elections of each county in which such amendment is to be voted on.

Section 2. Section 101.163, Florida Statutes, is created to read:

*101.163 Review of ballot summaries and titles.—This section provides the exclusive process for review and reformation of ballot summaries and titles for all constitutional amendments submitted to the vote of the people.*

(1) *The following procedure shall apply to review and reformation of a ballot summary and title of a constitutional amendment proposed by the Legislature, which must be submitted to a vote of the people:*

*After final passage of a measure by the Legislature, the Secretary of State shall submit the proposed ballot summary and title to the Attorney General for review. Within 5 business days, the Attorney General shall, in writing, notify the Secretary of State, the President of the Senate, and the Speaker of the House of Representatives as to whether the proposed ballot summary and title clearly and unambiguously express the chief purpose of the measure. The Attorney General shall state with specificity any and all defects found and if necessary, within 10 business days of determining that the proposed ballot summary and title are defective, prepare and file a ballot summary and title which clearly and unambiguously express the chief purpose of the measure.*

(2) *The following procedure shall apply to review and reformation of a ballot summary and title of a constitutional amendment proposed by any other authorized method:*

(a) *After the filing of a constitutional amendment, or, in the case of an initiative, satisfaction of the conditions expressed in s. 15.21, the Secretary of State shall submit the proposed ballot summary and title to the Attorney General for review as to whether the ballot summary and title clearly and unambiguously express the chief purpose of the measure. Within 5 business days after filing or transmission by the Secretary of State in accordance with s. 15.21, the Attorney General shall, in writing, notify the Secretary of State as to whether the proposed ballot summary and title clearly and unambiguously express the chief purpose of the measure. The Attorney General shall state with specificity any defect found and, if necessary, within 10 business days of determining that the proposed ballot summary and title are defective, prepare and file a ballot summary and title which clearly and unambiguously express the chief purpose of the measure.*

(b) *Within 10 business days after completion of the review and any reformation by the Attorney General, the Secretary of State shall, if no petition is filed in the Supreme Court challenging the ballot summary and title, transmit to the county supervisors of elections an attested copy of the measure, including the approved ballot summary and title, and a certification that the requirements of this section have been fulfilled. If a petition is filed with the Supreme Court challenging the ballot summary and title within the time specified in paragraph (c), the Secretary of State shall certify to the county supervisors of elections the ballot summary and title which is finally approved by the Supreme Court.*

(c) *Any elector who claims that a ballot summary and title do not clearly and unambiguously express the chief purpose of the measure must, within 10 days after the same is filed by the Attorney General with the Secretary of State, petition the Supreme Court. Such petition must include a proposed substitute ballot summary and title for the proposed measure. For the petition to be successful, the petitioner must establish, in order, that:*

1. *The substitute ballot summary and title clearly and unambiguously express the chief purpose of the measure; and*

2. *The ballot summary and title approved by the Attorney General do not clearly and unambiguously express the chief purpose of the measure.*

*If the petitioner fails to establish the element required in subparagraph 1., the petition shall be dismissed without considering the element in subparagraph 2.*

(d) *In the case of more than one successful petitioner, the court must select the ballot summary and title that most clearly and unambiguously express the chief purpose of the measure.*

Section 3. Section 16.061, Florida Statutes, is amended to read:

16.061 Initiative petitions.—

(1) The Attorney General shall, within 30 days after receipt of a proposed revision or amendment to the State Constitution by initiative petition from the Secretary of State, petition the Supreme Court, requesting an advisory opinion regarding the compliance of the text of the proposed amendment or revision with s. 3, Art. XI of the State Constitution ~~and the compliance of the proposed ballot title and substance with s. 101.161~~. The petition may enumerate any specific factual issues which the Attorney General believes would require a judicial determination.

(2) A copy of the petition shall be provided to the Secretary of State and the principal officer of the sponsor.

Section 4. This act shall take effect upon becoming a law.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4555**—A bill to be entitled An act relating to a special election to be held on September 1, 1998, pursuant to Section 5 of Article XI of the State Constitution, for the approval or rejection by the electors of Florida of a joint resolution creating Section 19 of Article VII of the State Constitution, which authorizes the issuance of state bonds to finance or refinance state conservation, recreation, and restoration programs and postsecondary education infrastructure; providing for publication of notice and for procedures; providing an effective date.

—was taken up. On motion by Rep. Constantine, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Crist	King	Roberts-Burke
Albright	Culp	Kosmas	Rojas
Alexander	Dawson-White	Lacasa	Safley
Andrews	Dennis	Lawson	Sanderson
Argenziano	Diaz de la Portilla	Lippman	Saunders
Arnall	Dockery	Littlefield	Sembler
Arnold	Edwards	Livingston	Silver
Bainter	Effman	Logan	Sindler
Ball	Eggelletion	Lynn	Smith
Barreiro	Fasano	Mackenzie	Spratt
Betancourt	Feeney	Mackey	Stabins
Bitner	Fischer	Maygarden	Stafford
Bloom	Flanagan	Meek	Starks
Boyd	Frankel	Melvin	Sublette
Bradley	Fuller	Merchant	Tamargo
Brennan	Futch	Miller	Thrasher
Bronson	Garcia	Minton	Tobin
Brooks	Gay	Morrone	Trovillion
Brown	Goode	Morse	Turnbull
Bullard	Gottlieb	Murman	Valdes
Bush	Greene	Ogles	Villalobos
Byrd	Hafner	Peaden	Wasserman Schultz
Carlton	Harrington	Prewitt, D.	Westbrook
Casey	Healey	Pruitt, K.	Wiles
Chestnut	Heyman	Putnam	Wise
Clemons	Hill	Rayson	Ziebarth
Constantine	Horan	Reddick	
Cosgrove	Jacobs	Ritchie	
Crady	Jones	Ritter	

Nays—3

Burroughs	Posey	Wallace
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Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas to Nays—Futch

So the bill passed, as amended, by the required three-fourths vote of the membership and was immediately certified to the Senate after engrossment.

REPRESENTATIVE CRADY IN THE CHAIR

**HB 4557**—A bill to be entitled An act relating to trust funds; creating s. 259.1051, F.S.; creating the Florida 2020 Trust Fund; specifying purposes of trust fund; specifying application of moneys in the trust fund; specifying sources of funds for the trust fund; requiring the Department of Environmental Protection to distribute moneys in the fund for certain purposes; requiring the department to administer the trust fund; providing for alternative use of moneys in the fund under certain circumstances; providing an effective date.

—was taken up. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—109

The Chair	Crow	King	Rodriguez-Chomat
Albright	Culp	Kosmas	Rojas
Alexander	Dawson-White	Lawson	Safley
Andrews	Dennis	Lippman	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Effman	Lynn	Silver
Bainter	Eggelletion	Mackenzie	Sindler
Ball	Fasano	Mackey	Smith
Barreiro	Feeney	Maygarden	Spratt
Betancourt	Fischer	Meek	Stabins
Bitner	Flanagan	Melvin	Stafford
Bloom	Frankel	Merchant	Starks
Boyd	Fuller	Miller	Sublette
Bradley	Futch	Minton	Tamargo
Brennan	Gay	Morrone	Thrasher
Bronson	Goode	Morse	Tobin
Brooks	Gottlieb	Murman	Trovillion
Brown	Greene	Ogles	Turnbull
Bullard	Hafner	Peaden	Valdes
Bush	Harrington	Prewitt, D.	Wasserman Schultz
Byrd	Healey	Pruitt, K.	Westbrook
Carlton	Heyman	Putnam	Wiles
Casey	Hill	Rayson	Wise
Chestnut	Horan	Reddick	Ziebarth
Constantine	Jacobs	Ritchie	
Cosgrove	Jones	Ritter	
Crist	Kelly	Roberts-Burke	

Nays—4

Burroughs	Lacasa	Posey	Wallace
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Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Edwards  
Nays—Clemons  
Yeas to Nays—Futch

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

By the Committees on General Government Appropriations; Environmental Protection; Representatives Safley, Constantine, K. Pruitt, Sembler, Saunders, Carlton, Eggelletion, Chestnut, Warner, Gay, Murman, Crow, Culp, and Andrews—

**CS/CS/HB 4551**—A bill to be entitled An act relating to the Florida 2020 Program; amending s. 201.15, F.S.; providing for distribution of



certain documentary stamp tax revenues to the Land Acquisition Trust Fund to pay debt service on the Florida 2020 Program bonds; creating s. 201.155, F.S.; providing for annual appropriation to pay such debt service; creating s. 235.45, F.S.; establishing the Florida Year 2020 Higher Education Facilities Program; authorizing issuance of bonds for certain purposes; providing duties of the Commissioner of Education; requiring a report; providing financing requirements; amending s. 259.02, F.S.; providing bonding authority for the Florida 2020 Program; deleting obsolete language; creating s. 259.021, F.S.; subjecting bond issuance to constitutional authorization; providing requirements and limitations; amending s. 259.03, F.S.; deleting obsolete definitions; amending s. 259.032, F.S.; revising legislative intent to include an emphasis on water resource development and on adequate management of lands acquired by the state; directing the Board of Trustees of the Internal Improvement Trust Fund to consider buying lands that promote water resource development and facilitates restoration of the Everglades; specifying that Conservation and Recreation Lands Trust Fund shall be source of fund to pay management costs and payment-in-lieu-of-taxes for the Florida 2020 program; reducing a millage threshold for authorization for payment-in-lieu-of-taxes; deleting obsolete language throughout section; creating s. 259.034, F.S.; creating the Florida Lands Commission; specifying membership and duties of the commission; requiring the commission to develop an acquisition list; requiring a plan of restoration, acquisition, and capital improvements; providing requirements; authorizing the commission to adopt rules; amending s. 259.04, F.S.; directing the board of trustees to develop a 5-year plan for restoring, acquiring, or making capital improvements to lands or ecosystems identified by the Land Acquisition and Management Council or its successor; amending s. 259.041, F.S.; directing the Department of Environmental Protection's Division of State Lands to use appraisals obtained by other public agencies or by nonprofit organizations, if certain conditions are met; providing legislative intent and guidelines for use of less-than-fee simple land acquisition alternatives; amending s. 259.101, F.S.; clarifying redistribution of certain unspent P2000 funds; creating s. 259.105, F.S.; creating the Florida 2020 Act; providing legislative findings and intent; providing for disposition of bond proceeds issued pursuant to the act; specifying uses of the bond proceeds; specifying criteria to be used to select projects for the program; specifying the manner in which lands acquired under the program may be disposed of as surplus or donated for alternative government uses; providing requirements; providing procedures; authorizing the Florida Lands Commission, the Department of Environmental Protection, water management districts, and public agencies to adopt rules for certain purposes; amending s. 373.139, F.S.; prohibiting water management districts from participating in certain acquisitions by eminent domain under certain circumstances; amending s. 373.459, F.S.; specifying that Florida 2020 bond proceeds may be deposited into the Ecosystem Management and Restoration Trust Fund for use in financing Surface Water Improvement and Management projects; specifying eligibility for certain funds; amending s. 373.59, F.S.; providing that Florida 2020 bond proceeds may be spent to acquire water management district lands; limiting funding of management and related activities to documentary stamp tax revenues legislatively appropriated to the Water Management Lands Trust Fund; specifying that any revenues from the sale of water management district lands acquired with Florida 2020 proceeds shall only be spent to acquire lands that meet the program's criteria; providing for payment in lieu of taxes to qualifying school districts; amending s. 375.075, F.S.; providing that Florida 2020 bond proceeds shall be available to fund those Florida Recreational Development and Assistance Program projects selected through the Florida 2020 program process; directing the Department of Environmental Protection and the Florida Communities Trust to assist qualified counties and municipalities to obtain certain grants; amending s. 380.507, F.S.; providing for the Florida Communities Trust program eligibility to receive Florida 2020 bond proceeds; providing procedures; amending s. 380.510, F.S.; including the Florida 2020 Trust Fund moneys as subject to conditions of grants and loans made by the Florida Communities Trust; creating the Florida 2020 Study Commission; specifying membership, duties, and responsibilities; requiring a report of findings and recommendations to the Governor, the President of the Senate, the Speaker of the House of Representatives and certain

legislative committees; providing an appropriation; providing for the sale of specified lands by the Board of Trustees of the Internal Improvement Trust Fund; providing for the deposit of funds into the Preservation 2000 Trust Fund; specifying the purposes for which funds derived from the future sale of such lands may be used; directing the St. John's River Water Management District and the South Florida Water Management District to begin immediate acquisition of certain parcels of real property for certain purposes; directing such water management districts to undertake condemnation proceedings under certain circumstances; amending a specified conservation easement; providing an effective date.

—was read the first time by title. On motion by Rep. Constantine, the rules were suspended and the bill was read the second time by title.

On motion by Rep. Constantine, further consideration of **CS/CS/HB 4551** was temporarily postponed under Rule 147.

**HB 4831**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 110.108, 110.123, 120.57, 154.04, 215.196, 216.292, 217.045, 217.11, 230.23, 255.102, 255.249, 255.25, 255.25001, 255.253, 255.254, 255.255, 255.257, 255.258, 255.31, 255.45, 255.451, 255.502, 255.503, 255.504, 255.505, 255.506, 255.507, 255.508, 255.509, 255.51, 255.511, 255.513, 255.514, 255.515, 255.517, 255.518, 255.52, 255.521, 255.522, 255.523, 265.001, 265.002, 265.2865, 272.03, 272.04, 272.05, 272.06, 272.07, 272.08, 272.09, 272.12, 272.121, 272.122, 272.124, 272.16, 272.185, 273.055, 281.02, 281.03, 281.04, 281.05, 281.06, 281.08, 281.09, 282.102, 282.103, 282.104, 282.105, 282.1095, 282.111, 283.30, 283.32, 284.33, 287.012, 287.017, 287.022, 287.032, 287.042, 287.045, 287.055, 287.056, 287.057, 287.058, 287.073, 287.083, 287.09451, 287.131, 287.15, 287.16, 287.161, 287.19, 288.15, 288.18, 318.21, 334.0445, 364.515, 365.171, 376.10, 395.1031, 401.013, 401.015, 401.018, 401.024, 403.7065, and 946.515, Florida Statutes, pursuant to the directive of the Legislature in s. 4, ch. 97-296, Laws of Florida, to substitute a reference to the Department of Management Services for all references in the Florida Statutes to any division, bureau, or other unit of the Department of Management Services, except for references to the Division of Administrative Hearings, the Division of Retirement, or commissions.

—was read the second time by title. On motion by Rep. Fasano, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—117

The Chair	Clemons	Healey	Murman
Albright	Constantine	Heyman	Ogles
Alexander	Cosgrove	Hill	Peaden
Andrews	Crist	Horan	Posey
Argenziano	Crow	Jacobs	Prewitt, D.
Arnall	Culp	Jones	Pruitt, K.
Arnold	Dawson-White	Kelly	Putnam
Bainter	Dennis	King	Rayson
Ball	Diaz de la Portilla	Kosmas	Reddick
Barreiro	Dockery	Lacasa	Ritchie
Betancourt	Edwards	Lawson	Ritter
Bitner	Effman	Lippman	Roberts-Burke
Bloom	Eggelletion	Littlefield	Rodriguez-Chomat
Boyd	Fasano	Livingston	Rojas
Bradley	Feeney	Logan	Safley
Brennan	Fischer	Lynn	Sanderson
Bronson	Flanagan	Mackenzie	Saunders
Brooks	Frankel	Mackey	Sembler
Brown	Fuller	Maygarden	Silver
Bullard	Futch	Meek	Sindler
Burroughs	Garcia	Melvin	Smith
Bush	Gay	Merchant	Spratt
Byrd	Goode	Miller	Stabins
Carlton	Gottlieb	Minton	Stafford
Casey	Hafner	Morroni	Starks
Chestnut	Harrington	Morse	Sublette

Tamargo	Turnbull	Wallace	Wiles
Thrasher	Valdes	Wasserman Schultz	Wise
Tobin	Villalobos	Westbrook	Ziebarth
Trovillion			

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

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

**HB 4833**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.19, 20.316, 26.012, 27.02, 27.151, 27.52, 39.01, 39.40, 39.403, 39.408, 39.41, 39.452, 39.454, 49.011, 95.11, 228.041, 230.2316, 230.23161, 230.335, 232.17, 232.19, 239.117, 240.235, 240.35, 253.025, 316.003, 316.635, 318.143, 318.21, 397.6758, 397.706, 409.145, 409.1685, 409.2564, 409.803, 415.107, 415.5015, 415.503, 415.5086, 415.51, 419.001, 743.0645, 744.309, 784.075, 790.22, 790.23, 877.22, 921.0012, 921.0022, 938.17, 943.0515, 943.0585, 943.059, 944.401, 948.51, 958.04, 958.046, 960.001, 984.03, 984.04, 984.05, 984.071, 984.10, 984.15, 984.16, 984.20, 984.21, 984.22, 984.225, 984.226, 984.23, 984.24, 985.03, 985.213, 985.214, 985.218, 985.231, and 985.306, F.S., to conform to the directive of the Legislature in section 122 of chapter 97-238, Laws of Florida, to incorporate the reorganization of the content of chapter 39, F.S., into chapters 39, 984, and 985, F.S., as provided in chapter 97-238; correcting cross-references.

—was read the second time by title. On motion by Rep. Fasano, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—118

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morroni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Wasserman Schultz
Casey	Heyman	Pruitt, K.	Westbrook
Chestnut	Hill	Putnam	Wiles
Clemons	Horan	Rayson	Wise
Constantine	Jacobs	Reddick	Ziebarth
Cosgrove	Jones	Ritchie	
Crist	Kelly	Ritter	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

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

**HCR 4829**—A concurrent resolution authorizing the creation of an interim task force study for review and improvement of the provisions of Florida's ethics laws.

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

Section 1. The President of the Senate and the Speaker of the House of Representatives are hereby authorized to create an interim task force study for review and improvement of the provisions of Florida's ethics laws. The President of the Senate shall appoint a member of the Senate as chair of the task force and two other members of the Senate as members of the task force, at least one of whom shall be a member from the minority party. The Speaker of the House of Representatives shall appoint a member of the House of Representatives as vice chair of the task force and two other members of the House of Representatives as members of the task force, at least one of whom shall be a member from the minority party.

Section 2. The members of the task force are requested to invite representatives from the Florida Commission on Ethics, the Florida League of Cities, the Florida Association of Counties, and the Executive Branch of Florida Government, as well as interested members of the public, to assist the task force in such review.

Section 3. The task force is directed to review and make recommendations concerning issues on ethics, including, but not limited to, the following:

- (1) The scope of personnel and officials covered by the financial disclosure components of Florida's ethics laws.
- (2) The criteria and methods for calculating the information required on financial disclosure forms.
- (3) The requirements and procedures for filing amended financial disclosure forms and the appropriate repository for such disclosure filings.
- (4) The appropriate requirements for gift reporting and for the time periods within which reimbursement for gifts or benefits received by a reporting official must be made.
- (5) The appropriate degree of confidentiality, if any, for disclosure filings under Florida's ethics laws;
- (6) The appropriate designated filing dates for disclosure forms.
- (7) Clarification of Florida's ethics laws when more than one agency has jurisdiction over alleged ethics violations.
- (8) The options to consider prevailing party attorney's fees and methods to improve the investigatory powers of the Commission on Ethics in conjunction with alleged violations of ethics laws.
- (9) The appropriate standard of conduct of a reporting official after an official leaves the public sector.
- (10) Clarification of ambiguities in the law relating to former reporting officials.
- (11) The appropriate disclosure requirements concerning subsidiary business organizations and related business activities of a reporting official.
- (12) The circumstances under which voting conflicts arise in which a special gain may inure to the benefit of reporting official.
- (13) The circumstances under which the use of inside information should not inure to the benefit of a reporting official.

Section 4. The subject matters set forth in section 3 shall be illustrative and shall not be intended to limit the analysis of the task force. The task force shall make such recommendations as it deems appropriate to resolve ambiguities, close loopholes, and otherwise improve the provisions of Florida's ethics laws.

Section 5. Staffing assistance and support to the task force shall be provided by the Florida Senate and the Florida House of Representatives.

—was read the second time by title. On motion by Rep. Thrasher, the concurrent resolution was adopted and, under the rule, immediately certified to the Senate.

**CS/HB 3661**—A bill to be entitled An act relating to authority of the State Board of Administration to invest public funds; amending s. 215.44, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to conduct or have conducted periodic performance audits of the board's management of trust fund investments and to submit the audit reports to the board and specified individuals; amending s. 215.47, F.S.; revising provisions relating to the investment of public funds and the securities authorized for such investment; providing for the loan of securities; repealing s. 215.455, F.S., relating to the loan of securities, to conform; amending s. 215.50, F.S.; correcting a cross reference, to conform; amending s. 215.515, F.S.; eliminating review by the Department of Management Services of charges of the board for investment services rendered; amending s. 215.835, F.S.; authorizing the board to adopt rules necessary to carry out the provisions and intent of the State Bond Act; amending s. 159.825, F.S.; authorizing the board to adopt rules necessary to carry out provisions of law relating to interest rate waivers for the sale of taxable bonds; amending s. 190.016, F.S.; correcting a cross reference, to conform; amending s. 218.407, F.S.; revising provisions relating to local government resolutions required for deposit of surplus funds in the Local Government Surplus Funds Trust Fund; creating s. 218.412, F.S.; authorizing the board to adopt rules necessary for the administration of the trust fund; creating s. 413.0115, F.S.; authorizing the board to invest and reinvest the portfolio of stocks, bonds, and mutual funds held by the Division of Blind Services; requiring the division director to make the portfolio available and transfer it to the board for investment; providing an effective date.

—was read the second time by title.

The Committee on General Government Appropriations offered the following:

**Amendment 1 (with title amendment)**—On page 20, line 19, of the bill

insert:

Section 10. Subsection (4) of section 235.187, Florida Statutes, is amended to read:

235.187 Classrooms First Program; uses.—

(4) Bonds issued under this section must be validated as prescribed by chapter 75. The complaint for the validation must be filed in the circuit court of the county where the seat of state government is situated; the notice required to be published by s. 75.06 must be published only in the county where the complaint is filed; and the complaint and order of the circuit court must be served only on the state attorney of the circuit in which the action is pending. The state covenants with holders of bonds issued under this section that it will not take any action that will materially and adversely affect the rights of such holders so long as such bonds are outstanding. *The state does hereby additionally authorize the establishment of a covenant in connection with the bonds which provides that any additional funds received by the state from new or enhanced lottery programs, video gaming, or other similar activities will first be available for payments relating to bonds pledging revenues available pursuant to s. 24.121(2), prior to use for any other purpose.*

Section 11. Subsection (1) of section 235.2195, Florida Statutes, is amended to read:

235.2195 The 1997 School Capital Outlay Bond Program.—There is hereby established the 1997 School Capital Outlay Bond program.

(1) The issuance of revenue bonds payable from the first lottery revenues transferred to the Educational Enhancement Trust Fund each fiscal year, as provided by s. 24.121(2), is authorized to finance or

refinance the construction, acquisition, reconstruction, or renovation of educational facilities. Such bonds shall be issued pursuant to and in compliance with the provisions of s. 11(d), Art. VII of the State Constitution, the provisions of the State Bond Act, ss.215.57-215.83, as amended, and the provisions of this section. The state does hereby covenant with the holders of such revenue bonds that it will not take any action which will materially and adversely affect the rights of such holders so long as bonds authorized by this section are outstanding. *The state does hereby additionally authorize the establishment of a covenant in connection with the bonds which provides that any additional funds received by the state from new or enhanced lottery programs, video gaming, or other similar activities will first be available for payments relating to bonds pledging revenues available pursuant to s. 24.121(2), prior to use for any other purpose.*

And the title is amended as follows:

On page 2, line 2, after the semicolon,

insert: amending s. 235.187, F.S.; authorizing covenants that additional funds from lottery and certain similar sources will be available for payments for Classrooms First Program bonds before any other purpose; amending s. 235.2195, F.S.; authorizing covenants that additional funds from lottery and certain similar sources will be available for payments for the 1997 School Capital Outlay Bond Program bonds before any other purpose;

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

Representative(s) Garcia, Ritchie, Thrasher, and Mackenzie offered the following:

**Amendment 2 (with title amendment)**—On page 21, between lines 5 and 6,

insert:

Section 12. *After considering relevant factors in providing the most cost effective plan for financing public school construction and in order to minimize amounts paid in interest on lottery revenue bonds issued pursuant to chapter 97-384, Laws of Florida, it is desirable that the final maturity of any such bonds not exceed 20 years, even though such limitation on maturity may require an increase in the maximum annual appropriation to reach the desired level of funding for public school construction.*

And the title is amended as follows:

On page 2, line 11,

after the semicolon insert: providing intent with respect to a time limitation on the issuance of certain lottery bonds;

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

Representative(s) Garcia and Ritchie offered the following:

**Amendment 3 (with title amendment)**—On page 2, line 15, through page 3, line 8, remove from the bill: all of said lines

and insert in lieu thereof:

Section 1. Subsections (1) and (6) of section 215.44, Florida Statutes, are amended to read:

215.44 Board of Administration; powers and duties in relation to investment of trust funds.—

(1) Except when otherwise specifically provided by the State Constitution and subject to any limitations of the trust agreement relating to a trust fund, the Board of Administration, hereinafter sometimes referred to as "board," composed of the Governor as chair, the Treasurer, and the Comptroller, shall invest all the funds in the System Trust Fund, as defined in s. 121.021(36), and all other funds specifically

required by law to be invested by the board pursuant to ss. 215.44-215.53 to the fullest extent that is consistent with the cash requirements, trust agreement, and investment objectives of the fund. *Notwithstanding any other law to the contrary, the State Board of Administration may invest any funds of any state agency or any unit of local government pursuant to the terms of a trust agreement with the head of the state agency or the governing body of the unit of local government, which trust agreement shall govern the investment of such funds, provided that the board shall approve the undertaking of such investment before execution of the trust agreement by the State Board of Administration. The funds and the earnings therefrom are exempt from the service charge imposed by s. 215.20. As used in this subsection, the term "state agency" has the same meaning as that provided in s. 216.001, and the terms "governing body" and "unit of local government" have the same meaning as that provided in s. 218.403.*

And the title is amended as follows:

On page 1, line 10,

insert: authorizing the State Board of Administration to invest funds of a state agency or unit of local government under certain circumstances;

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

On motion by Rep. Garcia, the rules were suspended and CS/HB 3661, as amended, was read the third time by title. On passage, the vote was:

Yeas—117

The Chair	Crow	Kosmas	Rodriguez-Chomat
Albright	Culp	Lacasa	Rojas
Alexander	Dawson-White	Lawson	Safley
Andrews	Dennis	Lippman	Sanderson
Argenziano	Dockery	Littlefield	Saunders
Arnall	Edwards	Livingston	Sembler
Arnold	Effman	Logan	Silver
Bainter	Eggelletion	Lynn	Sindler
Ball	Fasano	Mackenzie	Smith
Barreiro	Feeney	Mackey	Spratt
Betancourt	Fischer	Maygarden	Stafford
Bitner	Flanagan	Meek	Starks
Bloom	Frankel	Melvin	Sublette
Boyd	Fuller	Merchant	Tamargo
Bradley	Futch	Miller	Thrasher
Brennan	Garcia	Minton	Tobin
Bronson	Gay	Morrioni	Trovillion
Brooks	Goode	Morse	Turnbull
Brown	Gottlieb	Murman	Valdes
Bullard	Greene	Ogles	Villalobos
Burroughs	Hafner	Peaden	Wallace
Bush	Harrington	Posey	Warner
Byrd	Healey	Prewitt, D.	Wasserman Schultz
Carlton	Heyman	Pruitt, K.	Westbrook
Casey	Hill	Putnam	Wiles
Chestnut	Horan	Rayson	Wise
Clemons	Jacobs	Reddick	Ziebarth
Constantine	Jones	Ritchie	
Cosgrove	Kelly	Ritter	
Crist	King	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

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

**HB 4725**—A bill to be entitled An act relating to disposition of funds accrued under the Florida Contraband Forfeiture Act; amending s.

932.7055, F.S.; requiring school boards and state universities to retain funds accrued under the act and account for them separately from other funds; providing an effective date.

—was read the second time by title. On motion by Rep. Sublette, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—118

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Wasserman Schultz
Casey	Heyman	Pruitt, K.	Westbrook
Chestnut	Hill	Putnam	Wiles
Clemons	Horan	Rayson	Wise
Constantine	Jacobs	Reddick	Ziebarth
Cosgrove	Jones	Ritchie	
Crist	Kelly	Ritter	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

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

### Trust Fund Bills

The Chair [Rep. Crady] explained the procedure for consideration of trust fund bills, which was adopted.

Rep. King suggested the absence of a quorum. A quorum was present.

**HB 3473**—A bill to be entitled An act relating to trust funds; declaring the findings of the Legislature that specified trust funds in the Department of Transportation are exempt from the automatic-termination requirements of Section 19(f), Article III of the State Constitution; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Arnold	Boyd	Bullard
Albright	Bainter	Bradley	Burroughs
Alexander	Ball	Brennan	Bush
Andrews	Barreiro	Bronson	Byrd
Argenziano	Betancourt	Brooks	Carlton
Arnall	Bloom	Brown	Casey

Chestnut	Hafner	Merchant	Silver
Clemons	Harrington	Miller	Sindler
Constantine	Healey	Minton	Smith
Cosgrove	Heyman	Morrioni	Spratt
Crist	Hill	Morse	Stabins
Crow	Horan	Murman	Stafford
Culp	Jacobs	Ogles	Starks
Dawson-White	Jones	Peaden	Sublette
Dennis	Kelly	Posey	Tamargo
Diaz de la Portilla	King	Prewitt, D.	Thrasher
Dockery	Kosmas	Pruitt, K.	Tobin
Edwards	Lacasa	Putnam	Trovillion
Fasano	Lawson	Rayson	Turnbull
Feeney	Lippman	Reddick	Valdes
Fischer	Littlefield	Ritchie	Villalobos
Flanagan	Livingston	Ritter	Wallace
Frankel	Logan	Roberts-Burke	Wasserman Schultz
Fuller	Lynn	Rodriguez-Chomat	Westbrook
Futch	Mackenzie	Rojas	Wiles
Gay	Mackey	Safley	Wise
Goode	Maygarden	Sanderson	Ziebarth
Gottlieb	Meek	Saunders	
Greene	Melvin	Sembler	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3475**—A bill to be entitled An act relating to trust funds; terminating specified trust funds and fund accounts within the Department of Transportation; providing for the transfer of current balances to general revenue, the paying of outstanding debts and obligations, and the removal of the terminated funds and accounts from the various state accounting systems; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Constantine	Horan	Posey
Albright	Cosgrove	Jacobs	Prewitt, D.
Alexander	Crist	Jones	Pruitt, K.
Andrews	Crow	Kelly	Putnam
Argenziano	Culp	King	Rayson
Arnall	Dawson-White	Kosmas	Reddick
Arnold	Dennis	Lacasa	Ritchie
Bainter	Diaz de la Portilla	Lawson	Ritter
Ball	Dockery	Lippman	Roberts-Burke
Barreiro	Edwards	Littlefield	Rodriguez-Chomat
Betancourt	Fasano	Livingston	Rojas
Bloom	Feeney	Logan	Safley
Boyd	Fischer	Lynn	Sanderson
Bradley	Flanagan	Mackenzie	Saunders
Brennan	Frankel	Mackey	Sembler
Bronson	Fuller	Maygarden	Silver
Brooks	Futch	Meek	Sindler
Brown	Gay	Melvin	Smith
Bullard	Goode	Merchant	Spratt
Burroughs	Gottlieb	Miller	Stabins
Bush	Greene	Minton	Stafford
Byrd	Hafner	Morrioni	Starks
Carlton	Harrington	Morse	Sublette
Casey	Healey	Murman	Tamargo
Chestnut	Heyman	Ogles	Thrasher
Clemons	Hill	Peaden	Tobin

Trovillion	Villalobos	Westbrook	Wise
Turnbull	Wallace	Wiles	Ziebarth
Valdes	Wasserman Schultz		

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4655**—A bill to be entitled An act relating to trust funds; creating the Employee Benefit Trust Fund within the Department of Corrections; providing for purposes and sources of funds; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrioni	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4657**—A bill to be entitled An act relating to trust funds; creating the Inmate Welfare Trust Fund within the Department of Corrections; providing for purposes and sources of funds; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Semler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4659**—A bill to be entitled An act relating to trust funds; creating the Privately Operated Institutions Inmate Welfare Trust Fund within the Department of Corrections; providing for purposes and sources of funds; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—114

The Chair	Bullard	Fasano	Jones
Albright	Burroughs	Feeney	Kelly
Alexander	Bush	Fischer	King
Andrews	Byrd	Flanagan	Kosmas
Argenziano	Carlton	Frankel	Lacasa
Arnall	Casey	Fuller	Lawson
Arnold	Chestnut	Futch	Lippman
Bainter	Clemons	Gay	Littlefield
Ball	Constantine	Goode	Livingston
Barreiro	Cosgrove	Gottlieb	Logan
Betancourt	Crist	Greene	Lynn
Bloom	Crow	Hafner	Mackenzie
Boyd	Culp	Harrington	Mackey
Bradley	Dawson-White	Healey	Maygarden
Brennan	Dennis	Heyman	Meek
Bronson	Diaz de la Portilla	Hill	Melvin
Brooks	Dockery	Horan	Merchant
Brown	Edwards	Jacobs	Miller

Minton	Reddick	Sindler	Turnbull
Morrone	Ritchie	Smith	Valdes
Morse	Ritter	Spratt	Villalobos
Murman	Roberts-Burke	Stabins	Wallace
Ogles	Rodriguez-Chomat	Stafford	Wasserman Schultz
Peaden	Rojas	Starks	Westbrook
Posey	Safley	Sublette	Wiles
Prewitt, D.	Sanderson	Tamargo	Wise
Pruitt, K.	Saunders	Thrasher	Ziebarth
Putnam	Semler	Tobin	
Rayson	Silver	Trovillion	

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4661**—A bill to be entitled An act relating to trust funds; creating s. 943.365, F.S.; creating the Federal Law Enforcement Trust Fund within the Department of Law Enforcement; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending ss. 932.7055 and 943.362, F.S., relating to duties of the department with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Semler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4663**—A bill to be entitled An act relating to criminal justice trust funds; terminating specified trust funds and fund accounts within the state courts system and the Department of Corrections; providing for the transfer of current balances to general revenue, the paying of outstanding debts and obligations, and the removal of the terminated funds and accounts from the various state accounting systems; modifying provisions relating to specified trust funds and fund accounts within the state courts system and the Department of Corrections; amending s. 216.272, F.S., relating to Working Capital Trust Funds used to fund data processing centers; removing reference to the judicial branch; amending s. 945.215, F.S.; providing sources of funds and purposes of the Inmate Welfare Trust Fund, the Privately Owned Institutions Inmate Welfare Trust Fund, and the Employee Benefit Trust Fund within the department; providing for annual appropriation of funds deposited in the Inmate Welfare Trust Fund; requiring certain annual reports; amending s. 944.803, F.S., relating to faith-based programs for inmates; revising a reference, to conform; amending s. 945.31, F.S.; providing for deposit of the department's administrative processing fee in the department's Operating Trust Fund; amending s. 945.76, F.S.; revising provisions relating to fees for certification and monitoring of batterers' intervention programs; providing for deposit of such fees in the department's Operating Trust Fund; amending s. 944.10, F.S.; providing for deposit of contractual service and inmate labor fees in the Correctional Work Program Trust Fund; amending s. 948.09, F.S.; providing for deposit of the electronic monitoring surcharge in the department's Operating Trust Fund; amending s. 951.23, F.S.; providing for deposit of fees collected pursuant to local detention facility inspection agreements in the department's Operating Trust Fund; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4711**—A bill to be entitled An act relating to trust funds; declaring the findings of the Legislature that specified trust funds in the Department of Highway Safety and Motor Vehicles are exempt from the automatic-termination requirements of Section 19(f), Article III of the State Constitution; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4713**—A bill to be entitled An act relating to trust funds; amending s. 932.705, F.S.; creating the Federal Law Enforcement Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending ss. 895.09 and 932.7055, F.S., relating to duties of various agencies with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Argenziano	Ball	Boyd
Albright	Arnall	Barreiro	Bradley
Alexander	Arnold	Betancourt	Brennan
Andrews	Bainter	Bloom	Bronson

Brooks	Fuller	Mackey	Saunders
Brown	Futch	Maygarden	Sembler
Bullard	Gay	Meek	Silver
Burroughs	Goode	Melvin	Sindler
Bush	Gottlieb	Merchant	Smith
Byrd	Greene	Miller	Spratt
Carlton	Hafner	Minton	Stabins
Casey	Harrington	Morrone	Stafford
Chestnut	Healey	Morse	Starks
Clemons	Heyman	Murman	Sublette
Constantine	Hill	Ogles	Tamargo
Cosgrove	Horan	Peaden	Thrasher
Crist	Jacobs	Posey	Tobin
Crow	Jones	Prewitt, D.	Trovillion
Culp	Kelly	Pruitt, K.	Turnbull
Dawson-White	King	Putnam	Valdes
Dennis	Kosmas	Rayson	Villalobos
Diaz de la Portilla	Lacasa	Reddick	Wallace
Dockery	Lawson	Ritchie	Wasserman Schultz
Edwards	Lippman	Ritter	Westbrook
Fasano	Littlefield	Roberts-Burke	Wiles
Feeney	Livingston	Rodriguez-Chomat	Wise
Fischer	Logan	Rojas	Ziebarth
Flanagan	Lynn	Safley	
Frankel	Mackenzie	Sanderson	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4715**—A bill to be entitled An act relating to trust funds; creating s. 20.2553, F.S.; creating the Federal Law Enforcement Trust Fund within the Department of Environmental Protection; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending ss. 370.021, 370.061, and 932.7055, F.S., relating to duties of the department with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Byrd	Futch	Logan
Albright	Carlton	Gay	Lynn
Alexander	Casey	Goode	Mackenzie
Andrews	Chestnut	Gottlieb	Mackey
Argenziano	Clemons	Greene	Maygarden
Arnall	Constantine	Hafner	Meek
Arnold	Cosgrove	Harrington	Melvin
Bainter	Crist	Healey	Merchant
Ball	Crow	Heyman	Miller
Barreiro	Culp	Hill	Minton
Betancourt	Dawson-White	Horan	Morrone
Bloom	Dennis	Jacobs	Morse
Boyd	Diaz de la Portilla	Jones	Murman
Bradley	Dockery	Kelly	Ogles
Brennan	Edwards	King	Peaden
Bronson	Fasano	Kosmas	Posey
Brooks	Feeney	Lacasa	Prewitt, D.
Brown	Fischer	Lawson	Pruitt, K.
Bullard	Flanagan	Lippman	Putnam
Burroughs	Frankel	Littlefield	Rayson
Bush	Fuller	Livingston	Reddick

Ritchie	Sembler	Sublette	Wallace
Ritter	Silver	Tamargo	Wasserman Schultz
Roberts-Burke	Sindler	Thrasher	Westbrook
Rodriguez-Chomat	Smith	Tobin	Wiles
Rojas	Spratt	Trovillion	Wise
Safley	Stabins	Turnbull	Ziebarth
Sanderson	Stafford	Valdes	
Saunders	Starks	Villalobos	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4717**—A bill to be entitled An act relating to trust funds; creating s. 372.107, F.S.; creating the Federal Law Enforcement Trust Fund within the Game and Fresh Water Fish Commission; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending ss. 372.73, 372.9901, 372.9904, and 932.7055, F.S., relating to duties of the commission with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4719**—A bill to be entitled An act relating to trust funds; creating s. 561.027, F.S.; creating the Federal Law Enforcement Trust Fund



within the Department of Business and Professional Regulation; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending s. 932.7055, F.S., relating to duties of the department with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrioni	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4721**—A bill to be entitled An act relating to trust funds; creating s. 570.205, F.S.; creating the Federal Law Enforcement Trust Fund within the Department of Agriculture and Consumer Services; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending s. 932.7055, F.S., relating to duties of the department with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Argenziano	Ball	Boyd
Albright	Arnall	Barreiro	Bradley
Alexander	Arnold	Betancourt	Brennan
Andrews	Bainter	Bloom	Bronson

Brooks	Fuller	Mackey	Saunders
Brown	Futch	Maygarden	Sembler
Bullard	Gay	Meek	Silver
Burroughs	Goode	Melvin	Sindler
Bush	Gottlieb	Merchant	Smith
Byrd	Greene	Miller	Spratt
Carlton	Hafner	Minton	Stabins
Casey	Harrington	Morrioni	Stafford
Chestnut	Healey	Morse	Starks
Clemons	Heyman	Murman	Sublette
Constantine	Hill	Ogles	Tamargo
Cosgrove	Horan	Peaden	Thrasher
Crist	Jacobs	Posey	Tobin
Crow	Jones	Prewitt, D.	Trovillion
Culp	Kelly	Pruitt, K.	Turnbull
Dawson-White	King	Putnam	Valdes
Dennis	Kosmas	Rayson	Villalobos
Diaz de la Portilla	Lacasa	Reddick	Wallace
Dockery	Lawson	Ritchie	Wasserman Schultz
Edwards	Lippman	Ritter	Westbrook
Fasano	Littlefield	Roberts-Burke	Wiles
Feeney	Livingston	Rodriguez-Chomat	Wise
Fischer	Logan	Rojas	Ziebarth
Flanagan	Lynn	Safley	
Frankel	Mackenzie	Sanderson	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4723**—A bill to be entitled An act relating to trust funds; creating s. 250.175, F.S.; creating the Federal Law Enforcement Trust Fund within the Department of Military Affairs; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; amending s. 932.7055, F.S., relating to duties of the department with respect to the deposit of certain moneys, to conform; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Carlton	Goode	Mackey
Albright	Casey	Gottlieb	Maygarden
Alexander	Chestnut	Greene	Meek
Andrews	Clemons	Hafner	Melvin
Argenziano	Constantine	Harrington	Merchant
Arnall	Cosgrove	Healey	Miller
Arnold	Crist	Heyman	Minton
Bainter	Crow	Hill	Morrioni
Ball	Culp	Horan	Morse
Barreiro	Dawson-White	Jacobs	Murman
Betancourt	Dennis	Jones	Ogles
Bloom	Diaz de la Portilla	Kelly	Peaden
Boyd	Dockery	King	Posey
Bradley	Edwards	Kosmas	Prewitt, D.
Brennan	Fasano	Lacasa	Pruitt, K.
Bronson	Feeney	Lawson	Putnam
Brooks	Fischer	Lippman	Rayson
Brown	Flanagan	Littlefield	Reddick
Bullard	Frankel	Livingston	Ritchie
Burroughs	Fuller	Logan	Ritter
Bush	Futch	Lynn	Roberts-Burke
Byrd	Gay	Mackenzie	Rodriguez-Chomat

Rojas	Smith	Thrasher	Wasserman Schultz
Safley	Spratt	Tobin	Westbrook
Sanderson	Stabins	Trovillion	Wiles
Saunders	Stafford	Turnbull	Wise
Semler	Starks	Valdes	Ziebarth
Silver	Sublette	Villalobos	
Sindler	Tamargo	Wallace	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4727**—A bill to be entitled An act relating to trust funds; amending s. 20.435, F.S., relating to trust funds of the Department of Health; creating the Tobacco Settlement Trust Fund within the department; providing sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Sanderson, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Semler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrioni	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4729**—A bill to be entitled An act relating to trust funds; creating s. 20.425, F.S.; creating the Tobacco Settlement Trust Fund within the Agency for Health Care Administration; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Sanderson, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Semler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrioni	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4731**—A bill to be entitled An act relating to trust funds; creating s. 20.195, F.S.; creating the Tobacco Settlement Trust Fund within the Department of Children and Family Services; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Sanderson, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Bronson	Culp	Gottlieb
Albright	Brooks	Dawson-White	Greene
Alexander	Brown	Dennis	Hafner
Andrews	Bullard	Diaz de la Portilla	Harrington
Argenziano	Burroughs	Dockery	Healey
Arnall	Bush	Edwards	Heyman
Arnold	Byrd	Fasano	Hill
Bainter	Carlton	Feeney	Horan
Ball	Casey	Fischer	Jacobs
Barreiro	Chestnut	Flanagan	Jones
Betancourt	Clemons	Frankel	Kelly
Bloom	Constantine	Fuller	King
Boyd	Cosgrove	Futch	Kosmas
Bradley	Crist	Gay	Lacasa
Brennan	Crow	Goode	Lawson

Lippman	Morse	Rojas	Thrasher
Littlefield	Murman	Safley	Tobin
Livingston	Ogles	Sanderson	Trovillion
Logan	Peaden	Saunders	Turnbull
Lynn	Posey	Sembler	Valdes
Mackenzie	Prewitt, D.	Silver	Villalobos
Mackey	Pruitt, K.	Sindler	Wallace
Maygarden	Putnam	Smith	Wasserman Schultz
Meek	Rayson	Spratt	Westbrook
Melvin	Reddick	Stabins	Wiles
Merchant	Ritchie	Stafford	Wise
Miller	Ritter	Starks	Ziebarth
Minton	Roberts-Burke	Sublette	
Morrioni	Rodriguez-Chomat	Tamargo	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4733**—A bill to be entitled An act relating to trust funds; amending s. 20.435, F.S., relating to trust funds of the Department of Health; creating the Tobacco Pilot Program Trust Fund within the department; providing sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. Sanderson, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrioni	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4735**—A bill to be entitled An act relating to trust funds; creating s. 17.41(1)(b) and (2), F.S., relating to tobacco clearing trust funds of the Department of Banking and Finance; creating the Tobacco Settlement Clearing Trust Fund within the department; providing for sources of moneys; providing for exemption from various service charges; providing purposes; providing for investment of such moneys; providing for annual carryforward of funds; proclaiming that the trust fund is exempt from constitutional termination; providing a directive to the Division of Statutory Revision; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrioni	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4737**—A bill to be entitled An act relating to trust funds; creating s. 17.41(1)(a) and (2), F.S., relating to tobacco clearing trust funds of the Department of Banking and Finance; creating the Tobacco Pilot Program Clearing Trust Fund within the department; providing for sources of moneys; providing for exemption from various service charges; providing purposes; providing for investment of such moneys; providing for annual carryforward of funds; proclaiming that the trust fund is exempt from constitutional termination; providing a directive to the Division of Statutory Revision; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4739**—A bill to be entitled An act relating to trust funds; creating s. 20.1655, F.S.; creating the Tobacco Pilot Program Trust Fund within the Department of Business and Professional Regulation; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—114

The Chair	Bullard	Fasano	Jones
Albright	Burroughs	Feeney	Kelly
Alexander	Bush	Fischer	King
Andrews	Byrd	Flanagan	Kosmas
Argenziano	Carlton	Frankel	Lacasa
Arnall	Casey	Fuller	Lawson
Arnold	Chestnut	Futch	Lippman
Bainter	Clemons	Gay	Littlefield
Ball	Constantine	Goode	Livingston
Barreiro	Cosgrove	Gottlieb	Logan
Betancourt	Crist	Greene	Lynn
Bloom	Crow	Hafner	Mackenzie
Boyd	Culp	Harrington	Mackey
Bradley	Dawson-White	Healey	Maygarden
Brennan	Dennis	Heyman	Meek
Bronson	Diaz de la Portilla	Hill	Melvin
Brooks	Dockery	Horan	Merchant
Brown	Edwards	Jacobs	Miller

Minton	Reddick	Sindler	Turnbull
Morrone	Ritchie	Smith	Valdes
Morse	Ritter	Spratt	Villalobos
Murman	Roberts-Burke	Stabins	Wallace
Ogles	Rodriguez-Chomat	Stafford	Wasserman Schultz
Peaden	Rojas	Starks	Westbrook
Posey	Safley	Sublette	Wiles
Prewitt, D.	Sanderson	Tamargo	Wise
Pruitt, K.	Saunders	Thrasher	Ziebarth
Putnam	Sembler	Tobin	
Rayson	Silver	Trovillion	

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4813**—A bill to be entitled An act relating to trust funds; creating s. 17.43, F.S.; creating the Comptroller's Federal Equitable Sharing Trust Fund within the Department of Banking and Finance; providing for sources of funds; exempting the trust fund from various service charges; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Rep. K. Pruitt, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—114

The Chair	Crow	Lacasa	Rodriguez-Chomat
Albright	Culp	Lawson	Rojas
Alexander	Dawson-White	Lippman	Safley
Andrews	Dennis	Littlefield	Sanderson
Argenziano	Diaz de la Portilla	Livingston	Saunders
Arnall	Dockery	Logan	Sembler
Arnold	Edwards	Lynn	Silver
Bainter	Fasano	Mackenzie	Sindler
Ball	Feeney	Mackey	Smith
Barreiro	Fischer	Maygarden	Spratt
Betancourt	Flanagan	Meek	Stabins
Bloom	Frankel	Melvin	Stafford
Boyd	Fuller	Merchant	Starks
Bradley	Futch	Miller	Sublette
Brennan	Gay	Minton	Tamargo
Bronson	Goode	Morrone	Thrasher
Brooks	Gottlieb	Morse	Tobin
Brown	Greene	Murman	Trovillion
Bullard	Hafner	Ogles	Turnbull
Burroughs	Harrington	Peaden	Valdes
Bush	Healey	Posey	Villalobos
Byrd	Heyman	Prewitt, D.	Wallace
Carlton	Hill	Pruitt, K.	Wasserman Schultz
Casey	Horan	Putnam	Westbrook
Chestnut	Jacobs	Rayson	Wiles
Clemons	Jones	Reddick	Wise
Constantine	Kelly	Ritchie	Ziebarth
Cosgrove	King	Ritter	
Crist	Kosmas	Roberts-Burke	

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

Rep. Thrasher suggested the absence of a quorum. A quorum was present.

**HB 3449**—A bill to be entitled An act relating to trust funds; re-creating the Turnpike Controlled Access Trust Fund within the Department of Transportation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3451**—A bill to be entitled An act relating to trust funds; re-creating the Toll Facilities Revolving Trust Fund within the Department of Transportation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Bainter	Bradley	Bush
Albright	Ball	Brennan	Byrd
Alexander	Barreiro	Bronson	Carlton
Andrews	Betancourt	Brooks	Casey
Argenziano	Bitner	Brown	Chestnut
Arnall	Bloom	Bullard	Clemons
Arnold	Boyd	Burroughs	Constantine

Cosgrove	Hafner	Merchant	Silver
Crist	Harrington	Miller	Sindler
Crow	Healey	Minton	Smith
Culp	Heyman	Morrone	Spratt
Dawson-White	Hill	Morse	Stabins
Dennis	Horan	Murman	Stafford
Diaz de la Portilla	Jacobs	Ogles	Starks
Dockery	Jones	Peaden	Sublette
Edwards	Kelly	Posey	Tamargo
Effman	King	Prewitt, D.	Thrasher
Eggelletion	Kosmas	Pruitt, K.	Tobin
Fasano	Lacasa	Putnam	Trovillion
Feeney	Lawson	Rayson	Turnbull
Fischer	Lippman	Reddick	Valdes
Flanagan	Littlefield	Ritchie	Villalobos
Frankel	Livingston	Ritter	Wallace
Fuller	Logan	Roberts-Burke	Warner
Futch	Lynn	Rodriguez-Chomat	Wasserman Schultz
Garcia	Mackenzie	Rojas	Webster
Gay	Mackey	Safley	Westbrook
Goode	Maygarden	Sanderson	Wiles
Gottlieb	Meek	Saunders	Wise
Greene	Melvin	Semler	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3453**—A bill to be entitled An act relating to trust funds; re-creating the Transportation Disadvantaged Trust Fund within the Department of Transportation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Constantine	Heyman	Peaden
Albright	Cosgrove	Hill	Posey
Alexander	Crist	Horan	Prewitt, D.
Andrews	Crow	Jacobs	Pruitt, K.
Argenziano	Culp	Jones	Putnam
Arnall	Dawson-White	Kelly	Rayson
Arnold	Dennis	King	Reddick
Bainter	Diaz de la Portilla	Kosmas	Ritchie
Ball	Dockery	Lacasa	Ritter
Barreiro	Edwards	Lawson	Roberts-Burke
Betancourt	Effman	Lippman	Rodriguez-Chomat
Bitner	Eggelletion	Littlefield	Rojas
Bloom	Fasano	Livingston	Safley
Boyd	Feeney	Logan	Sanderson
Bradley	Fischer	Lynn	Saunders
Brennan	Flanagan	Mackenzie	Semler
Bronson	Frankel	Mackey	Silver
Brooks	Fuller	Maygarden	Sindler
Brown	Futch	Meek	Smith
Bullard	Garcia	Melvin	Spratt
Burroughs	Gay	Merchant	Stabins
Bush	Goode	Miller	Stafford
Byrd	Gottlieb	Minton	Starks
Carlton	Greene	Morrone	Sublette
Casey	Hafner	Morse	Tamargo
Chestnut	Harrington	Murman	Thrasher
Clemons	Healey	Ogles	Tobin

Trovillion  
Turnbull  
Valdes

Villalobos  
Wallace  
Warner

Wasserman Schultz  
Webster  
Westbrook  
Wiles  
Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3455**—A bill to be entitled An act relating to trust funds; re-creating the Highway Safety Operating Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3457**—A bill to be entitled An act relating to trust funds; re-creating the DUI Programs Coordination Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3459**—A bill to be entitled An act relating to trust funds; re-creating the Law Enforcement Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Brown	Edwards	Heyman
Albright	Bullard	Effman	Hill
Alexander	Burroughs	Eggelletion	Horan
Andrews	Bush	Fasano	Jacobs
Argenziano	Byrd	Feeney	Jones
Arnall	Carlton	Fischer	Kelly
Arnold	Casey	Flanagan	King
Bainter	Chestnut	Frankel	Kosmas
Ball	Clemons	Fuller	Lacasa
Barreiro	Constantine	Futch	Lawson
Betancourt	Cosgrove	Garcia	Lippman
Bitner	Crist	Gay	Littlefield
Bloom	Crow	Goode	Livingston
Boyd	Culp	Gottlieb	Logan
Bradley	Dawson-White	Greene	Lynn
Brennan	Dennis	Hafner	Mackenzie
Bronson	Diaz de la Portilla	Harrington	Mackey
Brooks	Dockery	Healey	Maygarden

Meek	Pruitt, K.	Sembler	Trovillion
Melvin	Putnam	Silver	Turnbull
Merchant	Rayson	Sindler	Valdes
Miller	Reddick	Smith	Villalobos
Minton	Ritchie	Spratt	Wallace
Morrone	Ritter	Stabins	Warner
Morse	Roberts-Burke	Stafford	Wasserman Schultz
Murman	Rodriguez-Chomat	Starks	Webster
Ogles	Rojas	Sublette	Westbrook
Peaden	Safley	Tamargo	Wiles
Posey	Sanderson	Thrasher	Wise
Prewitt, D.	Saunders	Tobin	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3461**—A bill to be entitled An act relating to trust funds; re-creating the Fuel Tax Collection Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3463**—A bill to be entitled An act relating to trust funds; re-creating the Mobile Home and Recreational Vehicle Protection Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3465**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Barreiro	Brown	Constantine
Albright	Betancourt	Bullard	Cosgrove
Alexander	Bitner	Burroughs	Crist
Andrews	Bloom	Bush	Crow
Argenziano	Boyd	Byrd	Culp
Arnall	Bradley	Carlton	Dawson-White
Arnold	Brennan	Casey	Dennis
Bainter	Bronson	Chestnut	Diaz de la Portilla
Ball	Brooks	Clemons	Dockery

Edwards	Jacobs	Morse	Smith
Effman	Jones	Murman	Spratt
Eggelletion	Kelly	Ogles	Stabins
Fasano	King	Peaden	Stafford
Feeney	Kosmas	Posey	Starks
Fischer	Lacasa	Prewitt, D.	Sublette
Flanagan	Lawson	Pruitt, K.	Tamargo
Frankel	Lippman	Putnam	Thrasher
Fuller	Littlefield	Rayson	Tobin
Futch	Livingston	Reddick	Trovillion
Garcia	Logan	Ritchie	Turnbull
Gay	Lynn	Ritter	Valdes
Goode	Mackenzie	Roberts-Burke	Villalobos
Gottlieb	Mackey	Rodriguez-Chomat	Wallace
Greene	Maygarden	Rojas	Warner
Hafner	Meek	Safley	Wasserman Schultz
Harrington	Melvin	Sanderson	Webster
Healey	Merchant	Saunders	Westbrook
Heyman	Miller	Sembler	Wiles
Hill	Minton	Silver	Wise
Horan	Morrone	Sindler	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3467**—A bill to be entitled An act relating to trust funds; re-creating the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Jones	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelletion	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Sembler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burroughs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace	Wasserman Schultz	Westbrook	Wise
Warner	Webster	Wiles	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3469**—A bill to be entitled An act relating to trust funds; re-creating the License Tax Collection Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Murman	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 3471**—A bill to be entitled An act relating to trust funds; re-creating the Highway Patrol Insurance Trust Fund within the Department of Highway Safety and Motor Vehicles without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Merchant, the rules were suspended and the bill was read the third time by title. On passage, the vote was:



Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4575**—A bill to be entitled An act relating to trust funds; re-creating the Criminal Justice Standards and Training Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Brown	Edwards	Heyman
Albright	Bullard	Effman	Hill
Alexander	Burroughs	Eggelletion	Horan
Andrews	Bush	Fasano	Jacobs
Argenziano	Byrd	Feeney	Jones
Arnall	Carlton	Fischer	Kelly
Arnold	Casey	Flanagan	King
Bainter	Chestnut	Frankel	Kosmas
Ball	Clemons	Fuller	Lacasa
Barreiro	Constantine	Futch	Lawson
Betancourt	Cosgrove	Garcia	Lippman
Bitner	Crist	Gay	Littlefield
Bloom	Crow	Goode	Livingston
Boyd	Culp	Gottlieb	Logan
Bradley	Dawson-White	Greene	Lynn
Brennan	Dennis	Hafner	Mackenzie
Bronson	Diaz de la Portilla	Harrington	Mackey
Brooks	Dockery	Healey	Maygarden

Meek	Pruitt, K.	Sembler	Trovillion
Melvin	Putnam	Silver	Turnbull
Merchant	Rayson	Sindler	Valdes
Miller	Reddick	Smith	Villalobos
Minton	Ritchie	Spratt	Wallace
Morrioni	Ritter	Stabins	Warner
Morse	Roberts-Burke	Stafford	Wasserman Schultz
Murman	Rodriguez-Chomat	Starks	Webster
Ogles	Rojas	Sublette	Westbrook
Peaden	Safley	Tamargo	Wiles
Posey	Sanderson	Thrasher	Wise
Prewitt, D.	Saunders	Tobin	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4577**—A bill to be entitled An act relating to trust funds; re-creating the Correctional Work Program Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4579**—A bill to be entitled An act relating to trust funds; re-creating the Florida Agricultural Exposition Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burrourghs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4581**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Barreiro	Brown	Constantine
Albright	Betancourt	Bullard	Cosgrove
Alexander	Bitner	Burrourghs	Crist
Andrews	Bloom	Bush	Crow
Argenziano	Boyd	Byrd	Culp
Arnall	Bradley	Carlton	Dawson-White
Arnold	Brennan	Casey	Dennis
Bainter	Bronson	Chestnut	Diaz de la Portilla
Ball	Brooks	Clemons	Dockery

Edwards	Jacobs	Morse	Smith
Effman	Jones	Murman	Spratt
Eggelletion	Kelly	Ogles	Stabins
Fasano	King	Peaden	Stafford
Feeney	Kosmas	Posey	Starks
Fischer	Lacasa	Prewitt, D.	Sublette
Flanagan	Lawson	Pruitt, K.	Tamargo
Frankel	Lippman	Putnam	Thrasher
Fuller	Littlefield	Rayson	Tobin
Futch	Livingston	Reddick	Trovillion
Garcia	Logan	Ritchie	Turnbull
Gay	Lynn	Ritter	Valdes
Goode	Mackenzie	Roberts-Burke	Villalobos
Gottlieb	Mackey	Rodriguez-Chomat	Wallace
Greene	Maygarden	Rojas	Warner
Hafner	Meek	Safley	Wasserman Schultz
Harrington	Melvin	Sanderson	Webster
Healey	Merchant	Saunders	Westbrook
Heyman	Miller	Semler	Wiles
Hill	Minton	Silver	Wise
Horan	Morrone	Sindler	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4583**—A bill to be entitled An act relating to trust funds; re-creating the Operating Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Jones	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelletion	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Semler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burrourghs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace  
Warner

Wasserman Schultz  
Webster

Westbrook  
Wiles

Wise  
Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4585**—A bill to be entitled An act relating to trust funds; re-creating the Sale of Goods and Services Clearing Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4587**—A bill to be entitled An act relating to trust funds; re-creating the Capital Collateral Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4589**—A bill to be entitled An act relating to trust funds; re-creating the Child Support Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Brown	Edwards	Heyman
Albright	Bullard	Effman	Hill
Alexander	Burroughs	Eggelletion	Horan
Andrews	Bush	Fasano	Jacobs
Argenziano	Byrd	Feeney	Jones
Arnall	Carlton	Fischer	Kelly
Arnold	Casey	Flanagan	King
Bainter	Chestnut	Frankel	Kosmas
Ball	Clemons	Fuller	Lacasa
Barreiro	Constantine	Futch	Lawson
Betancourt	Cosgrove	Garcia	Lippman
Bitner	Crist	Gay	Littlefield
Bloom	Crow	Goode	Livingston
Boyd	Culp	Gottlieb	Logan
Bradley	Dawson-White	Greene	Lynn
Brennan	Dennis	Hafner	Mackenzie
Bronson	Diaz de la Portilla	Harrington	Mackey
Brooks	Dockery	Healey	Maygarden

Meek	Pruitt, K.	Sembler	Trovillion
Melvin	Putnam	Silver	Turnbull
Merchant	Rayson	Sindler	Valdes
Miller	Reddick	Smith	Villalobos
Minton	Ritchie	Spratt	Wallace
Morrioni	Ritter	Stabins	Warner
Morse	Roberts-Burke	Stafford	Wasserman Schultz
Murman	Rodriguez-Chomat	Starks	Webster
Ogles	Rojas	Sublette	Westbrook
Peaden	Safley	Tamargo	Wiles
Posey	Sanderson	Thrasher	Wise
Prewitt, D.	Saunders	Tobin	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4591**—A bill to be entitled An act relating to trust funds; re-creating the State Attorney RICO Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4593**—A bill to be entitled An act relating to trust funds; re-creating the Consumer Frauds Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4595**—A bill to be entitled An act relating to trust funds; re-creating the State Attorney's Forfeiture and Investigative Support Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Barreiro	Brown	Constantine
Albright	Betancourt	Bullard	Cosgrove
Alexander	Bitner	Burroughs	Crist
Andrews	Bloom	Bush	Crow
Argenziano	Boyd	Byrd	Culp
Arnall	Bradley	Carlton	Dawson-White
Arnold	Brennan	Casey	Dennis
Bainter	Bronson	Chestnut	Diaz de la Portilla
Ball	Brooks	Clemons	Dockery

Edwards	Jacobs	Morse	Smith
Effman	Jones	Murman	Spratt
Eggelletion	Kelly	Ogles	Stabins
Fasano	King	Peaden	Stafford
Feeney	Kosmas	Posey	Starks
Fischer	Lacasa	Prewitt, D.	Sublette
Flanagan	Lawson	Pruitt, K.	Tamargo
Frankel	Lippman	Putnam	Thrasher
Fuller	Littlefield	Rayson	Tobin
Futch	Livingston	Reddick	Trovillion
Garcia	Logan	Ritchie	Turnbull
Gay	Lynn	Ritter	Valdes
Goode	Mackenzie	Roberts-Burke	Villalobos
Gottlieb	Mackey	Rodriguez-Chomat	Wallace
Greene	Maygarden	Rojas	Warner
Hafner	Meek	Safley	Wasserman Schultz
Harrington	Melvin	Sanderson	Webster
Healey	Merchant	Saunders	Westbrook
Heyman	Miller	Semler	Wiles
Hill	Minton	Silver	Wise
Horan	Morrone	Sindler	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4597**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Jones	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelletion	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Semler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burroughs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace	Wasserman Schultz	Westbrook	Wise
Warner	Webster	Wiles	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4599**—A bill to be entitled An act relating to trust funds; re-creating the Indigent Criminal Defense Trust Fund within the Justice Administrative Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Murman	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4601**—A bill to be entitled An act relating to trust funds; re-creating the Administrative Trust Fund within the Department of Juvenile Justice without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4603**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Department of Juvenile Justice without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Brown	Edwards	Heyman
Albright	Bullard	Effman	Hill
Alexander	Burroughs	Eggelletion	Horan
Andrews	Bush	Fasano	Jacobs
Argenziano	Byrd	Feeney	Jones
Arnall	Carlton	Fischer	Kelly
Arnold	Casey	Flanagan	King
Bainter	Chestnut	Frankel	Kosmas
Ball	Clemons	Fuller	Lacasa
Barreiro	Constantine	Futch	Lawson
Betancourt	Cosgrove	Garcia	Lippman
Bitner	Crist	Gay	Littlefield
Bloom	Crow	Goode	Livingston
Boyd	Culp	Gottlieb	Logan
Bradley	Dawson-White	Greene	Lynn
Brennan	Dennis	Hafner	Mackenzie
Bronson	Diaz de la Portilla	Harrington	Mackey
Brooks	Dockery	Healey	Maygarden

Meek	Pruitt, K.	Sembler	Trovillion
Melvin	Putnam	Silver	Turnbull
Merchant	Rayson	Sindler	Valdes
Miller	Reddick	Smith	Villalobos
Minton	Ritchie	Spratt	Wallace
Morrioni	Ritter	Stabins	Warner
Morse	Roberts-Burke	Stafford	Wasserman Schultz
Murman	Rodriguez-Chomat	Starks	Webster
Ogles	Rojas	Sublette	Westbrook
Peaden	Safley	Tamargo	Wiles
Posey	Sanderson	Thrasher	Wise
Prewitt, D.	Saunders	Tobin	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4605**—A bill to be entitled An act relating to trust funds; re-creating the Juvenile Justice Training Trust Fund within the Department of Juvenile Justice without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4607**—A bill to be entitled An act relating to trust funds; re-creating the Social Services Block Grant Trust Fund within the Department of Juvenile Justice without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burrroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4609**—A bill to be entitled An act relating to trust funds; re-creating the Juvenile Crime Prevention and Early Intervention Trust Fund within the Department of Juvenile Justice without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Barreiro	Brown	Constantine
Albright	Betancourt	Bullard	Cosgrove
Alexander	Bitner	Burrroughs	Crist
Andrews	Bloom	Bush	Crow
Argenziano	Boyd	Byrd	Culp
Arnall	Bradley	Carlton	Dawson-White
Arnold	Brennan	Casey	Dennis
Bainter	Bronson	Chestnut	Diaz de la Portilla
Ball	Brooks	Clemons	Dockery

Edwards	Jacobs	Morse	Smith
Effman	Jones	Murman	Spratt
Eggelletion	Kelly	Ogles	Stabins
Fasano	King	Peaden	Stafford
Feeney	Kosmas	Posey	Starks
Fischer	Lacasa	Prewitt, D.	Sublette
Flanagan	Lawson	Pruitt, K.	Tamargo
Frankel	Lippman	Putnam	Thrasher
Fuller	Littlefield	Rayson	Tobin
Futch	Livingston	Reddick	Trovillion
Garcia	Logan	Ritchie	Turnbull
Gay	Lynn	Ritter	Valdes
Goode	Mackenzie	Roberts-Burke	Villalobos
Gottlieb	Mackey	Rodriguez-Chomat	Wallace
Greene	Maygarden	Rojas	Warner
Hafner	Meek	Safley	Wasserman Schultz
Harrington	Melvin	Sanderson	Webster
Healey	Merchant	Saunders	Westbrook
Heyman	Miller	Semler	Wiles
Hill	Minton	Silver	Wise
Horan	Morrone	Sindler	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4611**—A bill to be entitled An act relating to trust funds; re-creating the Criminal Justice Standards and Training Trust Fund within the Department of Law Enforcement without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Jones	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelletion	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Semler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burrroughs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace Wasserman Schultz Westbrook Wise  
 Warner Webster Wiles Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4613**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Department of Law Enforcement without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4615**—A bill to be entitled An act relating to trust funds; re-creating the Forfeiture and Investigative Support Trust Fund within the Department of Law Enforcement without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4617**—A bill to be entitled An act relating to trust funds; re-creating the Operating Trust Fund within the Department of Law Enforcement without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Brown	Edwards	Heyman
Albright	Bullard	Effman	Hill
Alexander	Burroughs	Eggelletion	Horan
Andrews	Bush	Fasano	Jacobs
Argenziano	Byrd	Feeney	Jones
Arnall	Carlton	Fischer	Kelly
Arnold	Casey	Flanagan	King
Bainter	Chestnut	Frankel	Kosmas
Ball	Clemons	Fuller	Lacasa
Barreiro	Constantine	Futch	Lawson
Betancourt	Cosgrove	Garcia	Lippman
Bitner	Crist	Gay	Littlefield
Bloom	Crow	Goode	Livingston
Boyd	Culp	Gottlieb	Logan
Bradley	Dawson-White	Greene	Lynn
Brennan	Dennis	Hafner	Mackenzie
Bronson	Diaz de la Portilla	Harrington	Mackey
Brooks	Dockery	Healey	Maygarden



Meek	Pruitt, K.	Sembler	Trovillion
Melvin	Putnam	Silver	Turnbull
Merchant	Rayson	Sindler	Valdes
Miller	Reddick	Smith	Villalobos
Minton	Ritchie	Spratt	Wallace
Morrioni	Ritter	Stabins	Warner
Morse	Roberts-Burke	Stafford	Wasserman Schultz
Murman	Rodriguez-Chomat	Starks	Webster
Ogles	Rojas	Sublette	Westbrook
Peaden	Safley	Tamargo	Wiles
Posey	Sanderson	Thrasher	Wise
Prewitt, D.	Saunders	Tobin	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4619**—A bill to be entitled An act relating to trust funds; re-creating the Revolving Trust Fund within the Department of Law Enforcement without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4621**—A bill to be entitled An act relating to trust funds; re-creating the Administrative Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4623**—A bill to be entitled An act relating to trust funds; re-creating the Florida Motor Vehicle Theft Prevention Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Betancourt	Burroughs	Crow
Albright	Bitner	Bush	Culp
Alexander	Bloom	Byrd	Dawson-White
Andrews	Boyd	Carlton	Dennis
Argenziano	Bradley	Casey	Diaz de la Portilla
Arnall	Brennan	Chestnut	Dockery
Arnold	Bronson	Clemons	Edwards
Bainter	Brooks	Constantine	Effman
Ball	Brown	Cosgrove	Eggelletion
Barreiro	Bullard	Crist	Fasano

Feeney	King	Ogles	Spratt
Fischer	Kosmas	Peaden	Stabins
Flanagan	Lacasa	Posey	Stafford
Frankel	Lawson	Prewitt, D.	Starks
Fuller	Lippman	Pruitt, K.	Sublette
Futch	Littlefield	Putnam	Tamargo
Garcia	Livingston	Rayson	Thrasher
Gay	Logan	Reddick	Tobin
Goode	Lynn	Ritchie	Trovillion
Gottlieb	Mackenzie	Ritter	Turnbull
Greene	Mackey	Roberts-Burke	Valdes
Hafner	Maygarden	Rodriguez-Chomat	Villalobos
Harrington	Meek	Rojas	Wallace
Healey	Melvin	Safley	Warner
Heyman	Merchant	Sanderson	Wasserman Schultz
Hill	Miller	Saunders	Webster
Horan	Minton	Semler	Westbrook
Jacobs	Morrone	Silver	Wiles
Jones	Morse	Sindler	Wise
Kelly	Murman	Smith	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4625**—A bill to be entitled An act relating to trust funds; re-creating the Consumer Frauds Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Jones	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelation	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Semler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burroughs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace	Wasserman Schultz	Westbrook	Wise
Warner	Webster	Wiles	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4627**—A bill to be entitled An act relating to trust funds; re-creating the Crimes Compensation Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelation	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4629**—A bill to be entitled An act relating to trust funds; re-creating the Florida Crime Prevention Training Institute Revolving Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4631**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Brown	Edwards	Heyman
Albright	Bullard	Effman	Hill
Alexander	Burroughs	Eggelletion	Horan
Andrews	Bush	Fasano	Jacobs
Argenziano	Byrd	Feeney	Jones
Arnall	Carlton	Fischer	Kelly
Arnold	Casey	Flanagan	King
Bainter	Chestnut	Frankel	Kosmas
Ball	Clemons	Fuller	Lacasa
Barreiro	Constantine	Futch	Lawson
Betancourt	Cosgrove	Garcia	Lippman
Bitner	Crist	Gay	Littlefield
Bloom	Crow	Goode	Livingston
Boyd	Culp	Gottlieb	Logan
Bradley	Dawson-White	Greene	Lynn
Brennan	Dennis	Hafner	Mackenzie
Bronson	Diaz de la Portilla	Harrington	Mackey
Brooks	Dockery	Healey	Maygarden

Meek	Pruitt, K.	Sembler	Trovillion
Melvin	Putnam	Silver	Turnbull
Merchant	Rayson	Sindler	Valdes
Miller	Reddick	Smith	Villalobos
Minton	Ritchie	Spratt	Wallace
Morrioni	Ritter	Stabins	Warner
Morse	Roberts-Burke	Stafford	Wasserman Schultz
Murman	Rodriguez-Chomat	Starks	Webster
Ogles	Rojas	Sublette	Westbrook
Peaden	Safley	Tamargo	Wiles
Posey	Sanderson	Thrasher	Wise
Prewitt, D.	Saunders	Tobin	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4633**—A bill to be entitled An act relating to trust funds; re-creating the Legal Services Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4635**—A bill to be entitled An act relating to trust funds; re-creating the Legal Affairs Revolving Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrone	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burrroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4637**—A bill to be entitled An act relating to trust funds; re-creating the Motor Vehicle Warranty Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Barreiro	Brown	Constantine
Albright	Betancourt	Bullard	Cosgrove
Alexander	Bitner	Burrroughs	Crist
Andrews	Bloom	Bush	Crow
Argenziano	Boyd	Byrd	Culp
Arnall	Bradley	Carlton	Dawson-White
Arnold	Brennan	Casey	Dennis
Bainter	Bronson	Chestnut	Diaz de la Portilla
Ball	Brooks	Clemons	Dockery

Edwards	Jacobs	Morse	Smith
Effman	Jones	Murman	Spratt
Eggelletion	Kelly	Ogles	Stabins
Fasano	King	Peaden	Stafford
Feeney	Kosmas	Posey	Starks
Fischer	Lacasa	Prewitt, D.	Sublette
Flanagan	Lawson	Pruitt, K.	Tamargo
Frankel	Lippman	Putnam	Thrasher
Fuller	Littlefield	Rayson	Tobin
Futch	Livingston	Reddick	Trovillion
Garcia	Logan	Ritchie	Turnbull
Gay	Lynn	Ritter	Valdes
Goode	Mackenzie	Roberts-Burke	Villalobos
Gottlieb	Mackey	Rodriguez-Chomat	Wallace
Greene	Maygarden	Rojas	Warner
Hafner	Meek	Safley	Wasserman Schultz
Harrington	Melvin	Sanderson	Webster
Healey	Merchant	Saunders	Westbrook
Heyman	Miller	Semler	Wiles
Hill	Minton	Silver	Wise
Horan	Morrone	Sindler	Ziebarth

## Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4639**—A bill to be entitled An act relating to trust funds; re-creating the Elections Commission Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

## Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Jones	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelletion	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Semler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burrroughs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace  
Warner

Wasserman Schultz  
Webster

Westbrook  
Wiles

Wise  
Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4641**—A bill to be entitled An act relating to trust funds; re-creating the Revolving Escrow Trust Fund within the Department of Legal Affairs without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4643**—A bill to be entitled An act relating to trust funds; re-creating the Family Courts Trust Fund within the state courts system without modification; carrying forward current balances and continuing current sources and uses thereof; providing for future termination; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Semler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4645**—A bill to be entitled An act relating to trust funds; re-creating the Court Education Trust Fund within the state courts system without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Bullard	Eggelletion	Jacobs
Albright	Burroughs	Fasano	Jones
Alexander	Bush	Feeney	Kelly
Andrews	Byrd	Fischer	King
Argenziano	Carlton	Flanagan	Kosmas
Arnall	Casey	Frankel	Lacasa
Arnold	Chestnut	Fuller	Lawson
Bainter	Clemons	Futch	Lippman
Ball	Constantine	Garcia	Littlefield
Barreiro	Cosgrove	Gay	Livingston
Betancourt	Crist	Goode	Logan
Bitner	Crow	Gottlieb	Lynn
Bloom	Culp	Greene	Mackenzie
Boyd	Dawson-White	Hafner	Mackey
Bradley	Dennis	Harrington	Maygarden
Brennan	Diaz de la Portilla	Healey	Meek
Bronson	Dockery	Heyman	Melvin
Brooks	Edwards	Hill	Merchant
Brown	Effman	Horan	Miller

Minton	Reddick	Sindler	Turnbull
Morrioni	Ritchie	Smith	Valdes
Morse	Ritter	Spratt	Villalobos
Murman	Roberts-Burke	Stabins	Wallace
Ogles	Rodriguez-Chomat	Stafford	Warner
Peaden	Rojas	Starks	Wasserman Schultz
Posey	Safley	Sublette	Webster
Prewitt, D.	Sanderson	Tamargo	Westbrook
Pruitt, K.	Saunders	Thrasher	Wiles
Putnam	Sembler	Tobin	Wise
Rayson	Silver	Trovillion	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4647**—A bill to be entitled An act relating to trust funds; re-creating the State Mediation and Arbitration Trust Fund within the state courts system without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4649**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the state courts system without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Crow	King	Roberts-Burke
Albright	Culp	Kosmas	Rodriguez-Chomat
Alexander	Dawson-White	Lacasa	Rojas
Andrews	Dennis	Lawson	Safley
Argenziano	Diaz de la Portilla	Lippman	Sanderson
Arnall	Dockery	Littlefield	Saunders
Arnold	Edwards	Livingston	Sembler
Bainter	Effman	Logan	Silver
Ball	Eggelletion	Lynn	Sindler
Barreiro	Fasano	Mackenzie	Smith
Betancourt	Feeney	Mackey	Spratt
Bitner	Fischer	Maygarden	Stabins
Bloom	Flanagan	Meek	Stafford
Boyd	Frankel	Melvin	Starks
Bradley	Fuller	Merchant	Sublette
Brennan	Futch	Miller	Tamargo
Bronson	Garcia	Minton	Thrasher
Brooks	Gay	Morrioni	Tobin
Brown	Goode	Morse	Trovillion
Bullard	Gottlieb	Murman	Turnbull
Burroughs	Greene	Ogles	Valdes
Bush	Hafner	Peaden	Villalobos
Byrd	Harrington	Posey	Wallace
Carlton	Healey	Prewitt, D.	Warner
Casey	Heyman	Pruitt, K.	Wasserman Schultz
Chestnut	Hill	Putnam	Webster
Clemons	Horan	Rayson	Westbrook
Constantine	Jacobs	Reddick	Wiles
Cosgrove	Jones	Ritchie	Wise
Crist	Kelly	Ritter	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4651**—A bill to be entitled An act relating to trust funds; re-creating the Family Courts Trust Fund within the state courts system without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Bitner	Byrd	Dennis
Albright	Bloom	Carlton	Diaz de la Portilla
Alexander	Boyd	Casey	Dockery
Andrews	Bradley	Chestnut	Edwards
Argenziano	Brennan	Clemons	Effman
Arnall	Bronson	Constantine	Eggelletion
Arnold	Brooks	Cosgrove	Fasano
Bainter	Brown	Crist	Feeney
Ball	Bullard	Crow	Fischer
Barreiro	Burroughs	Culp	Flanagan
Betancourt	Bush	Dawson-White	Frankel

Fuller	Lawson	Posey	Stabins
Futch	Lippman	Prewitt, D.	Stafford
Garcia	Littlefield	Pruitt, K.	Starks
Gay	Livingston	Putnam	Sublette
Goode	Logan	Rayson	Tamargo
Gottlieb	Lynn	Reddick	Thrasher
Greene	Mackenzie	Ritchie	Tobin
Hafner	Mackey	Ritter	Trovillion
Harrington	Maygarden	Roberts-Burke	Turnbull
Healey	Meek	Rodriguez-Chomat	Valdes
Heyman	Melvin	Rojas	Villalobos
Hill	Merchant	Safley	Wallace
Horan	Miller	Sanderson	Warner
Jacobs	Minton	Saunders	Wasserman Schultz
Jones	Morrone	Semler	Webster
Kelly	Morse	Silver	Westbrook
King	Murman	Sindler	Wiles
Kosmas	Ogles	Smith	Wise
Lacasa	Peaden	Spratt	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

**HB 4653**—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Parole Commission without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Rep. Villalobos, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—120

The Chair	Cosgrove	Horan	Pruitt, K.
Albright	Crist	Jacobs	Putnam
Alexander	Crow	Rayson	Rayson
Andrews	Culp	Kelly	Reddick
Argenziano	Dawson-White	King	Ritchie
Arnall	Dennis	Kosmas	Ritter
Arnold	Diaz de la Portilla	Lacasa	Roberts-Burke
Bainter	Dockery	Lawson	Rodriguez-Chomat
Ball	Edwards	Lippman	Rojas
Barreiro	Effman	Littlefield	Safley
Betancourt	Eggelletion	Livingston	Sanderson
Bitner	Fasano	Logan	Saunders
Bloom	Feeney	Lynn	Semler
Boyd	Fischer	Mackenzie	Silver
Bradley	Flanagan	Mackey	Sindler
Brennan	Frankel	Maygarden	Smith
Bronson	Fuller	Meek	Spratt
Brooks	Futch	Melvin	Stabins
Brown	Garcia	Merchant	Stafford
Bullard	Gay	Miller	Starks
Burroughs	Goode	Minton	Sublette
Bush	Gottlieb	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Hafner	Murman	Tobin
Casey	Harrington	Ogles	Trovillion
Chestnut	Healey	Peaden	Turnbull
Clemons	Heyman	Posey	Valdes
Constantine	Hill	Prewitt, D.	Villalobos

Wallace	Wasserman Schultz	Westbrook	Wise
Warner	Webster	Wiles	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

THE SPEAKER IN THE CHAIR

Continuation of Justice Council Calendar

Bills and Joint Resolutions on Second Reading

**CS/HB 3883**—A bill to be entitled An act relating to protection of children; reorganizing and revising ch. 39, F.S.; providing for pt. I of said chapter, entitled “General Provisions”; amending ss. 39.001, 39.002, and 415.501, F.S.; revising purposes and intent; providing for personnel standards and screening and for drug testing; amending s. 39.01, F.S.; revising definitions; renumbering and amending s. 39.455, F.S., relating to immunity from liability for agents of the Department of Children and Family Services or a social service agency; amending s. 39.012, F.S., and creating s. 39.0121, F.S.; providing authority and requirements for department rules; renumbering and amending s. 39.40, F.S., relating to procedures and jurisdiction; providing for right to counsel; renumbering s. 39.4057, F.S., relating to permanent mailing address designation; renumbering and amending s. 39.411, F.S., relating to oaths, records, and confidential information; renumbering s. 39.414, F.S., relating to court and witness fees; renumbering and amending ss. 39.415 and 39.474, F.S., relating to compensation of appointed counsel; renumbering and amending s. 39.418, F.S., relating to the Operations and Maintenance Trust Fund; renumbering and amending s. 415.5015, F.S., relating to child abuse prevention training in the district school system; providing for pt. II of ch. 39, F.S., entitled “Reporting Child Abuse”; renumbering and amending s. 415.504, F.S., relating to mandatory reports of child abuse, abandonment, or neglect; renumbering and amending s. 415.511, F.S., relating to immunity from liability in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.512, F.S., relating to abrogation of privileged communications in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.513, F.S.; providing penalties relating to reporting of child abuse, abandonment, or neglect; renumbering and amending s. 415.5131, F.S., increasing an administrative fine for false reporting; providing for pt. III of ch. 39, F.S., entitled “Protective Investigations”; creating s. 39.301, F.S.; providing for child protective investigations; creating s. 39.302, F.S.; providing for protective investigations of institutional child abuse, abandonment, or neglect; renumbering and amending s. 415.5055, F.S., relating to child protection teams and services and eligible cases; creating s. 39.3035, F.S.; providing standards for child advocacy centers eligible for state funding; renumbering and amending s. 415.507, F.S., relating to photographs, medical examinations, X rays, and medical treatment of an abused, abandoned, or neglected child; renumbering and amending s. 415.5095, F.S., relating to a model plan for intervention and treatment in sexual abuse cases; creating s. 39.306, F.S.; providing for working agreements with local law enforcement to perform criminal investigations; renumbering and amending s. 415.50171, F.S., relating to reports of child-on-child sexual abuse; providing for pt. IV of ch. 39, F.S., entitled “Family Builders Program”; renumbering and amending s. 415.515, F.S., relating to establishment of the program; renumbering and amending s. 415.516, F.S., relating to goals of the program; renumbering and amending s. 415.517, F.S., relating to contracts for services; renumbering and amending s. 415.518, F.S., relating to family eligibility; renumbering s. 415.519, F.S., relating to delivery of services; renumbering and amending s. 415.520, F.S., relating to qualifications of program workers; renumbering s. 415.521, F.S., relating to outcome evaluation; renumbering and amending s. 415.522, F.S., relating to funding; providing for pt. V of ch. 39, F.S., entitled “Taking Children into Custody and Shelter Hearings”; creating s. 39.395, F.S.; providing for

medical or hospital personnel taking a child into protective custody; amending s. 39.401, F.S.; providing for law enforcement officers or authorized agents of the department taking a child alleged to be dependent into custody; amending s. 39.402, F.S., relating to placement in a shelter; amending s. 39.407, F.S., relating to physical and mental examination and treatment of a child and physical or mental examination of a person requesting custody; renumbering and amending s. 39.4033, F.S., relating to referral of a dependency case to mediation; providing for pt. VI of ch. 39, F.S., entitled "Petition, Arraignment, Adjudication, and Disposition"; renumbering and amending s. 39.404, F.S., relating to petition for dependency; renumbering and amending s. 39.405, F.S., relating to notice, process, and service; renumbering and amending s. 39.4051, F.S., relating to procedures when the identity or location of the parent, legal custodian, or caregiver is unknown; renumbering and amending s. 39.4055, F.S., relating to injunction pending disposition of a petition for detention or dependency; renumbering and amending s. 39.406, F.S., relating to answers to petitions or other pleadings; renumbering and amending s. 39.408(1), F.S., relating to arraignment hearings; renumbering and amending ss. 39.408(2) and 39.409, F.S., relating to adjudicatory hearings and orders; renumbering and amending ss. 39.408(3) and (4) and 39.41, F.S., relating to disposition hearings and powers of disposition; creating s. 39.5085, F.S.; establishing the Relative Caregiver Program; providing for assistance and services; authorizing certain funding; renumbering and amending s. 39.4105, F.S., relating to grandparents rights; renumbering and amending s. 39.413, F.S., relating to appeals; providing for pt. VII of ch. 39, F.S., entitled "Case Plans"; renumbering and amending ss. 39.4031 and 39.451, F.S., relating to case plan requirements and case planning for children in out-of-home care; renumbering and amending s. 39.452(1)-(4), F.S., relating to case planning for children in out-of-home care when the parents, legal custodians, or caregivers do not participate; renumbering and amending s. 39.452(5), F.S., relating to court approvals of case planning; providing for pt. VIII of ch. 39, F.S., entitled "Judicial Reviews"; renumbering and amending s. 39.453, F.S., relating to judicial review of the status of a child; renumbering and amending s. 39.4531, F.S., relating to citizen review panels; renumbering and amending s. 39.454, F.S., relating to initiation of proceedings for termination of parental rights; renumbering and amending s. 39.456, F.S.; revising exemptions from judicial review; providing for pt. IX of ch. 39, F.S., entitled "Termination of Parental Rights"; renumbering and amending ss. 39.46 and 39.462, F.S., relating to procedures, jurisdiction, and service of process; renumbering and amending ss. 39.461 and 39.4611, F.S., relating to petition for termination of parental rights, and filing and elements thereof; creating s. 39.803, F.S.; providing procedures when the identity or location of the parent is unknown after filing a petition for termination of parental rights; renumbering s. 39.4627, F.S., relating to penalties for false statements of paternity; renumbering and amending s. 39.463, F.S., relating to petitions and pleadings for which no answer is required; renumbering and amending s. 39.464, F.S., relating to grounds for termination of paternal rights; renumbering and amending s. 39.465, F.S., relating to right to counsel and appointment of a guardian ad litem; renumbering and amending s. 39.466, F.S., relating to advisory hearings; renumbering and amending s. 39.467, F.S., relating to adjudicatory hearings; renumbering and amending s. 39.4612, F.S., relating to the manifest best interests of the child; renumbering and amending s. 39.469, F.S., relating to powers of disposition and order of disposition; renumbering and amending s. 39.47, F.S., relating to post disposition relief; creating s. 39.813, F.S.; providing for continuing jurisdiction of the court which terminates parental rights over all matters pertaining to the child's adoption; renumbering s. 39.471, F.S., relating to oaths, records, and confidential information; renumbering and amending s. 39.473, F.S., relating to appeal; creating s. 39.816, F.S.; authorizing certain pilot and demonstration projects contingent on receipt of federal grants or contracts; creating s. 39.817, F.S.; providing for a foster care demonstration pilot project; providing for pt. X of ch. 39, F.S., entitled "Guardians Ad Litem and Guardian Advocates"; creating s. 39.820, F.S.; providing definitions; renumbering s. 415.5077, F.S., relating to qualifications of guardians ad litem; renumbering and amending s. 415.508, F.S., relating to appointment of a guardian ad litem for an abused, abandoned, or neglected child; renumbering and amending s. 415.5082, F.S., relating to guardian advocates for drug

dependent newborns; renumbering and amending s. 415.5083, F.S., relating to procedures and jurisdiction; renumbering s. 415.5084, F.S., relating to petition for appointment of a guardian advocate; renumbering s. 415.5085, F.S., relating to process and service; renumbering and amending s. 415.5086, F.S., relating to hearing for appointment of a guardian advocate; renumbering and amending s. 415.5087, F.S., relating to grounds for appointment of a guardian advocate; renumbering s. 415.5088, F.S., relating to powers and duties of the guardian advocate; renumbering and amending s. 415.5089, F.S., relating to review and removal of a guardian advocate; providing for pt. XI of ch. 39, F.S., entitled "Domestic Violence"; renumbering s. 415.601, F.S., relating to legislative intent regarding treatment and rehabilitation of victims and perpetrators; renumbering and amending s. 415.602, F.S., relating to definitions; renumbering and amending s. 415.603, F.S., relating to duties and functions of the department; renumbering and amending s. 415.604, F.S., relating to an annual report to the Legislature; renumbering and amending s. 415.605, F.S., relating to domestic violence centers; renumbering s. 415.606, F.S., relating to referral to such centers and notice of rights; renumbering s. 415.608, F.S., relating to confidentiality of information received by the department or a center; amending ss. 20.43, 61.13, 61.401, 61.402, 63.052, 63.092, 90.5036, 154.067, 216.136, 232.50, 318.21, 384.29, 392.65, 393.063, 395.1023, 400.4174, 400.556, 402.165, 402.166, 409.1672, 409.176, 409.2554, 409.912, 409.9126, 414.065, 447.401, 464.018, 490.014, 491.014, 741.30, 744.309, 784.075, 933.18, 944.401, 944.705, 984.03, 984.10, 984.15, 984.24, 985.03, and 985.303, F.S.; correcting cross references; conforming related provisions and references; amending s. 20.19, F.S.; providing for certification programs for family safety and preservation employees of the department; providing for rules; amending ss. 213.053 and 409.2577, F.S.; authorizing disclosure of certain confidential taxpayer and parent locator information for diligent search activities under ch. 39, F.S.; creating s. 435.045, F.S.; providing background screening requirements for prospective foster or adoptive parents; amending s. 943.045, F.S.; providing that the Department of Children and Family Services is a "criminal justice agency" for purposes of the criminal justice information system; repealing s. 39.0195, F.S., relating to sheltering unmarried minors and aiding unmarried runaways; repealing s. 39.0196, F.S., relating to children locked out of the home; repealing ss. 39.39, 39.449, and 39.459, F.S., relating to definition of "department"; repealing s. 39.403, F.S., relating to protective investigation; repealing s. 39.4032, F.S., relating to multidisciplinary case staffing; repealing s. 39.4052, F.S., relating to affirmative duty of written notice to adult relatives; repealing s. 39.4053, F.S., relating to diligent search after taking a child into custody; repealing s. 39.45, F.S., relating to legislative intent regarding foster care; repealing s. 39.457, F.S., relating to a pilot program in Leon County to provide additional benefits to children in foster care; repealing s. 39.4625, F.S., relating to identity or location of parent unknown after filing of petition for termination of parental rights; repealing s. 39.472, F.S., relating to court and witness fees; repealing s. 39.475, F.S., relating to rights of grandparents; repealing ss. 415.5016, 415.50165, 415.5017, 415.50175, 415.5018, 415.50185, and 415.5019, F.S., relating to purpose and legislative intent, definitions, procedures, confidentiality of records, district authority and responsibilities, outcome evaluation, and rules for the family services response system; repealing s. 415.502, F.S., relating to legislative intent for comprehensive protective services for abused or neglected children; repealing s. 415.503, F.S., relating to definitions; repealing s. 415.505, F.S., relating to child protective investigations and investigations of institutional child abuse or neglect; repealing s. 415.506, F.S., relating to taking a child into protective custody; repealing s. 415.5075, F.S., relating to rules for medical screening and treatment of children; repealing s. 415.509, F.S., relating to public agencies' responsibilities for prevention, identification, and treatment of child abuse and neglect; repealing s. 415.514, F.S., relating to rules for protective services; providing effective dates.

—was taken up, having been read the second time, and amended, earlier today; now pending on point of order by Rep. Rojas, under Rule 151, on Amendment 15 by Rep. Wise.



**Point of Order**

Rep. Thrasher, Co-Chair of the Committee on Rules, Resolutions, & Ethics, in speaking to the point of order on Amendment 15 to CS/HB 3883, stated that the bill related to taking a child into protective custody and that the amendment related to the same subject, simply requiring an additional step be completed prior to taking the child.

Based upon the facts presented by Rep. Thrasher, the Chair [Speaker Webster] ruled the point not well taken and Amendment 15 germane.

REPRESENTATIVE CRADY IN THE CHAIR

The question recurred on the adoption of **Amendment 15**.

Rep. Wise moved that, under Rule 148(h), a late-filed substitute amendment be allowed for consideration, which was not agreed to. The vote was:

Yeas—54

The Chair	Byrd	Livingston	Sindler
Albright	Casey	Mackey	Smith
Alexander	Crist	Maygarden	Starks
Argenziano	Dennis	Melvin	Sublette
Arnall	Dockery	Minton	Tamargo
Arnold	Fasano	Morrone	Thrasher
Bainter	Feeney	Morse	Valdes
Ball	Fuller	Ogles	Wallace
Barreiro	Futch	Peaden	Warner
Bitner	Jones	Posey	Westbrook
Bradley	Kelly	Pruitt, K.	Wise
Bronson	King	Putnam	Ziebarth
Brooks	Lacasa	Safley	
Burroughs	Littlefield	Sembler	

Nays—59

Betancourt	Diaz de la Portilla	Hill	Ritter
Bloom	Edwards	Horan	Roberts-Burke
Boyd	Effman	Jacobs	Rodriguez-Chomat
Brennan	Eggelletion	Kosmas	Sanderson
Brown	Fischer	Lawson	Saunders
Bullard	Flanagan	Lippman	Silver
Bush	Frankel	Logan	Spratt
Carlton	Gay	Lynn	Stafford
Chestnut	Goode	Mackenzie	Tobin
Clemons	Gottlieb	Meek	Trovillion
Constantine	Greene	Miller	Turnbull
Cosgrove	Hafner	Murman	Villalobos
Crow	Harrington	Prewitt, D.	Wasserman Schultz
Culp	Healey	Rayson	Wiles
Dawson-White	Heyman	Ritchie	

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Nays to Yeas—Constantine

The question recurred on the adoption of **Amendment 15**, which was adopted. The vote was:

Yeas—59

The Chair	Ball	Casey	Futch
Albright	Barreiro	Constantine	Garcia
Alexander	Bitner	Crist	Gay
Andrews	Bradley	Dennis	Goode
Argenziano	Bronson	Dockery	Hill
Arnall	Brooks	Fasano	Jones
Arnold	Burroughs	Feeney	Kelly
Bainter	Byrd	Fuller	King

Lacasa	Morrone	Safley	Valdes
Littlefield	Peaden	Sembler	Wallace
Livingston	Posey	Sindler	Warner
Mackey	Pruitt, K.	Smith	Westbrook
Maygarden	Putnam	Starks	Wise
Melvin	Rodriguez-Chomat	Tamargo	Ziebarth
Minton	Rojas	Thrasher	

Nays—55

Betancourt	Diaz de la Portilla	Kosmas	Roberts-Burke
Bloom	Edwards	Lawson	Sanderson
Boyd	Eggelletion	Lippman	Saunders
Brennan	Fischer	Logan	Silver
Brown	Flanagan	Lynn	Spratt
Bullard	Frankel	Mackenzie	Stafford
Bush	Gottlieb	Meek	Sublette
Carlton	Greene	Miller	Tobin
Chestnut	Hafner	Murman	Trovillion
Clemons	Harrington	Ogles	Turnbull
Cosgrove	Healey	Prewitt, D.	Villalobos
Crow	Heyman	Rayson	Wasserman Schultz
Culp	Horan	Ritchie	Wiles
Dawson-White	Jacobs	Ritter	

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Nays—Reddick

Nays to Yeas—Sublette, Trovillion

Representative(s) Wise offered the following:

**Amendment 16**—On page 102, line 27, remove from the bill: all of said line

and insert in lieu thereof: for removal and *has received oral or written authorization from a court of competent jurisdiction* that removal is necessary to protect the

Rep. Wise moved the adoption of the amendment.

**Motion to Reconsider**

Rep. Arnold moved that the House reconsider the vote by which **Amendment 15 to CS/HB 3883** was adopted.

Rep. Wise moved to lay the motion to reconsider on the table.

Rep. Crady suggested the absence of a quorum. A quorum was present.

The question recurred on the motion by Rep. Wise to lay the motion to reconsider Amendment 15 to CS/HB 3883 on the table, which was agreed to. The vote was:

Yeas—63

The Chair	Brooks	King	Peaden
Albright	Burroughs	Lacasa	Posey
Alexander	Byrd	Lawson	Pruitt, K.
Andrews	Constantine	Littlefield	Putnam
Argenziano	Crist	Livingston	Rodriguez-Chomat
Arnall	Dockery	Lynn	Safley
Arnold	Fasano	Mackey	Sanderson
Bainter	Feeney	Maygarden	Sembler
Ball	Fuller	Melvin	Sindler
Barreiro	Futch	Minton	Smith
Bitner	Garcia	Morrone	Starks
Boyd	Gay	Morse	Sublette
Bradley	Jones	Murman	Tamargo
Bronson	Kelly	Ogles	Thrasher

Valdes	Wallace	Westbrook	Ziebarth
Villalobos	Warner	Wise	

## Nays—49

Betancourt	Diaz de la Portilla	Hill	Ritter
Bloom	Edwards	Horan	Roberts-Burke
Brennan	Effman	Jacobs	Saunders
Brown	Eggelletion	Kosmas	Silver
Bullard	Fischer	Lippman	Spratt
Bush	Flanagan	Logan	Stafford
Carlton	Frankel	Mackenzie	Tobin
Chestnut	Gottlieb	Meek	Turnbull
Clemons	Greene	Miller	Wasserman Schultz
Cosgrove	Hafner	Prewitt, D.	Wiles
Crow	Harrington	Rayson	
Culp	Healey	Reddick	
Dawson-White	Heyman	Ritchie	

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Rep. Lynn moved to temporarily postpone further consideration of **CS/HB 3883**, under Rule 147, which was not agreed to. The vote was:

## Yeas—55

Arnold	Dawson-White	Horan	Ritchie
Betancourt	Dennis	Jacobs	Ritter
Bloom	Diaz de la Portilla	Kosmas	Roberts-Burke
Boyd	Edwards	Lawson	Sanderson
Brennan	Effman	Lippman	Saunders
Brown	Eggelletion	Logan	Silver
Bullard	Fischer	Lynn	Spratt
Bush	Frankel	Mackenzie	Stafford
Carlton	Gay	Meek	Sublette
Chestnut	Gottlieb	Miller	Tobin
Clemons	Greene	Murman	Turnbull
Cosgrove	Hafner	Prewitt, D.	Wasserman Schultz
Crow	Healey	Rayson	Wiles
Culp	Heyman	Reddick	

## Nays—57

The Chair	Crist	Maygarden	Sindler
Alexander	Fasano	Melvin	Smith
Andrews	Feeney	Merchant	Starks
Arnall	Flanagan	Minton	Tamargo
Bainter	Fuller	Morrone	Thrasher
Ball	Futch	Morse	Valdes
Barreiro	Garcia	Ogles	Villalobos
Bitner	Harrington	Peaden	Wallace
Bradley	Jones	Posey	Warner
Bronson	Kelly	Pruitt, K.	Westbrook
Brooks	King	Putnam	Wise
Burroughs	Lacasa	Rodriguez-Chomat	Ziebarth
Byrd	Littlefield	Rojas	
Casey	Livingston	Safley	
Constantine	Mackey	Semler	

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

## Votes after roll call:

Nays—Stabins

The question recurred on the adoption of **Amendment 16**.

Further consideration of **CS/HB 3883**, with pending amendment, was temporarily postponed under Rule 147.

## Ceremonial Resolutions Calendar

**HR 9555**—A resolution encouraging the observance of the Days of Remembrance of the Victims of the Holocaust and Yom Hashoah.

WHEREAS, the year 1998 marks the fifty-third anniversary of the victories of the United States Armed Forces and the Allies over the German National Socialists regime, ending the war in Europe during World War II, and

WHEREAS, this great military victory brought the liberation of the Nazi concentration camps and the end of the Holocaust, during which Nazi Germany conducted the planned, systematic annihilation of European Jews and other groups, and

WHEREAS, the war-hardened United States soldiers not only liberated the Nazi concentration camps, but also extended their tender compassion and generosity to those few survivors of these camps, and

WHEREAS, Americans recognize that each individual citizen is responsible for eternal vigilance against all tyranny and for speaking out against such tyranny, and

WHEREAS, in 1994 the Florida Legislature mandated that the history of the Holocaust be taught in public schools, in a manner that leads to an investigation of human behavior, an understanding of the ramifications of prejudice, racism, and stereotyping, and an examination of what it means to be a responsible and respectful person, for the purposes of encouraging tolerance of diversity in a pluralistic society and nurturing and protecting democratic values and institutions, and

WHEREAS, under federal law, the United States Holocaust Memorial Museum designated April 19, 1998, through April 26, 1998, as the Days of Remembrance of the Victims of the Holocaust and April 23, 1998, as the international Day of Remembrance, known as Yom Hashoah, NOW, THEREFORE,

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

That the House of Representatives of the State of Florida hereby encourages the citizens of the state to observe the Days of Remembrance of the Victims of the Holocaust, and Yom Hashoah, in memory of the victims and survivors of the Holocaust, and their liberators.

On motion by Rep. Lippman, the rules were suspended and the resolution was read the second time in full and adopted.

## THE SPEAKER IN THE CHAIR

On motion by Rep. Lippman, the board was opened and the following Members were recorded as cosponsors of the resolution, along with Reps. Lippman, Thrasher, Wasserman Schultz, Bloom, Tobin, Stafford, Effman, Gottlieb, Ritter, Fischer, Brennan, Rayson, Mackenzie, Horan, Ritchie, Jones, Chestnut, Silver, Meek, Wise, Sindler, Bitner, and Safley: Reps. Albright, Alexander, Andrews, Argenziano, Arnall, Arnold, Bainter, Ball, Barreiro, Betancourt, Boyd, Bradley, Bronson, Brooks, Brown, Bullard, Burroughs, Bush, Byrd, Carlton, Casey, Clemons, Constantine, Cosgrove, Crady, Crist, Crow, Culp, Dawson-White, Dennis, Diaz de la Portilla, Edwards, Eggelletion, Fasano, Feeney, Flanagan, Frankel, Fuller, Futch, Garcia, Gay, Goode, Greene, Hafner, Harrington, Healey, Heyman, Hill, Jacobs, Kelly, King, Kosmas, Lacasa, Lawson, Littlefield, Livingston, Logan, Lynn, Mackey, Maygarden, Melvin, Merchant, Miller, Minton, Morrone, Morse, Ogles, Peaden, Posey, D. Prewitt, K. Pruitt, Putnam, Reddick, Roberts-Burke, Rodriguez-Chomat, Rojas, Sanderson, Saunders, Semler, Smith, Spratt, Stabins, Starks, Sublette, Tamargo, Trovillion, Turnbull, Valdes, Villalobos, Wallace, Warner, Webster, Westbrook, Wiles, and Ziebarth.

## Recessed

On motion by Rep. Thrasher, the House recessed at 11:59 a.m., to reconvene at 1:30 p.m. today.

**Reconvened**

The House was called to order by the Speaker at 1:30 p.m. A quorum was present.

**Continuation of Daily Folder****Continuation of General Calendar****Bills and Joint Resolutions on Second Reading**

**HJR 4761**—A joint resolution proposing the creation of Section 18 of Article X of the State Constitution to state the rights of parents to consent to their minor children's medical treatment, including abortion.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HJR 4003**—A joint resolution proposing an amendment to Section 4 of Article X of the State Constitution, relating to exemptions of property from forced sale.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**HB 4709**—A bill to be entitled An act relating to the transfer of the statewide and district human rights advocacy committees; transferring powers, duties, and functions relating to the Statewide Human Rights Advocacy Committee and the district human rights advocacy committees to the Department of Legal Affairs; providing legislative intent; amending s. 402.165, F.S., relating to the Statewide Human Rights Advocacy Committee, to conform to the transfer; providing for interagency agreement; requiring the Department of Legal Affairs to submit a specified budget request; amending s. 402.166, F.S., relating to the district human rights advocacy committees, to conform to the transfer; requiring a specified interagency agreement for the provision of administrative support; amending s. 402.167, F.S.; requiring the adoption of rules and specified interagency agreements; requiring cooperation of the Secretary of Children and Family Services; providing an effecting date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 4147**—A bill to be entitled An act relating to the WAGES Program; creating s. 414.155, F.S.; providing a relocation assistance program for families receiving or eligible to receive WAGES Program assistance; providing responsibilities of the Department of Children and Family Services and the Department of Labor and Employment Security; providing for a relocation plan and for monitoring of the relocation; requiring agreements restricting application for temporary cash assistance for a specified period; providing exceptions; requiring repayment of temporary cash assistance provided under certain circumstances, and reduced eligibility for future assistance; providing authority for rules; providing legislative intent to encourage employment of WAGES participants in the restaurant industry; repealing s. 561.501, F.S., relating to a surcharge on the sale of alcoholic beverages on the premises, contingent upon certain conditions being met; providing an effective date.

—was read the second time by title.

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 1 (with title amendment)**—On page 4, lines 3 through 21, remove from the bill: all of said lines

And the title is amended as follows:

On page 1, lines 17 through 22, remove from the title of the bill: all of said lines and insert in lieu thereof: rules; providing an

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

Representative(s) Dennis offered the following:

**Amendment 2 (with title amendment)**—On page 4, between lines 21 and 22, of the bill

insert:

Section 3. Section 290.00651, Florida Statutes, is created to read:

*290.00651 Designation of enterprise zone pilot area.—*

*(1) The Office of Tourism, Trade, and Economic Development shall designate one pilot project area within one state enterprise zone. The Office of Tourism, Trade, and Economic Development shall select the pilot area by July 1, 1998, which meets the following qualifications:*

*(a) The area is contained within an enterprise zone that is composed of one contiguous area and is placed in the category delineated in s. 290.0065(3)(a)1.*

*(b) The local government having jurisdiction over the enterprise zone grants economic development ad valorem tax exemptions in the enterprise zone pursuant to s. 196.1995, and electrical energy public service tax exemptions pursuant to s. 166.231.*

*(c) The local government having jurisdiction over the enterprise zone has developed a plan for revitalizing the pilot project area or for revitalizing an area within the enterprise zone that contains the pilot project area, and has committed at least \$5 million to redevelop an area including the pilot project area.*

*(d) The pilot project area is contiguous and is limited to no more than 70 acres, or equivalent square miles, to avoid a dilution of additional state assistance effectively concentrating those additional resources on revitalizing the acute area of economic distress.*

*(e) The pilot project area contains a diverse cluster or grouping of facilities or space for a mix of retail, restaurants, or service related businesses, necessary to an overall revitalization of surrounding neighborhoods through community involvement, investment, and enhancement of employment markets.*

*(2)(a) Beginning December 1, 1998, no more than four businesses located within the pilot project area are eligible for a credit against any tax due for a taxable year under part I of chapter 212 and chapter 220.*

*(b) The credit shall be computed as \$5,000 times the number of full-time employees of the business and \$2,500 times the number of part-time employees of the business. For purposes of this section, a person shall be deemed to be employed by such a business if the person performs duties in connection with the operations of the business on a full-time basis, provided he or she is performing such duties for an average of at least 36 hours per week each month, or a part-time basis, provided he or she is performing such duties for an average of at least 20 hours per week each month through the year. The person must be performing such duties at a business site located in the pilot project area.*

*(c) The total amount of tax credits that may be granted under this section is \$500,000 annually. In the event the Office of Tourism, Trade, and Economic Development receives applications that total more than \$500,000 each year, the director shall prorate the amount of tax credit each applicant is eligible to receive to ensure that all eligible applicants receive a tax credit.*

*(d) In order to be eligible to apply to the Office of Tourism, Trade, and Economic Development for tax credits under this section a business must:*

*1. Have entered into a contract with the developer of the diverse cluster or grouping of facilities or space located in the pilot project area, governing lease of commercial space in the facility;*

*2. Have commenced operations in the facility after July 1, 1998, and before July 1, 1999; and*

3. Be a business predominantly engaged in activities usually provided for consideration by firms classified with the Standard Industrial Classification SIC 5311, SIC 7832, or SIC 5399.

(e) All applications for the granting of the tax credits allowed under this section shall require the prior approval of the director of the Office of Tourism, Trade, and Economic Development. The director shall provide one submittal date each year for the receipt of applications for such tax credits.

(f) Any business wishing to receive a tax credit pursuant to this section must submit an application to the Office of Tourism, Trade, and Economic Development which sets forth the business name and address, and the number of employees of the business.

(g) The decision of the director shall be in writing, and, if approved, the application shall state the maximum credit allowable to the business. A copy of the decision shall be transmitted to the Executive Director of the Department of Revenue, who shall apply such credit to the tax liability of the business firm.

(h) If the credit granted pursuant to this section is not fully used in any 1 year because of insufficient tax liability on the part of the business, the unused amount may be carried forward for a period not to exceed 5 years.

(4) The Office of Tourism, Trade, and Economic Development is authorized to adopt all rules necessary to administer this section, including rules for the approval or disapproval of applications for tax incentives by businesses.

(5) The Department of Revenue shall adopt any rules necessary to ensure the orderly implementation and administration of this section.

(6) For purposes of this section, "business" and "taxable year" shall have the same meaning as in s. 220.03.

(7) The Office of Program Policy Analysis and Government Accountability shall review and evaluate the effectiveness and viability of the pilot project area created in subsection (1) as part of the review of state enterprise zones performed pursuant to s. 290.015(2). The office shall specifically evaluate whether relief from certain taxes induced new investment and development in the area, increased the number of jobs created or retained in the area, induced the renovation, rehabilitation, restoration, improvement, or new construction of businesses or housing within the area, and contributed to the economic viability and profitability of business and commerce located within the area.

(8) This section shall stand repealed on June 30, 2014, and any designation made pursuant to this section shall be revoked on that date.

And the title is amended as follows:

On page 1, line 22,

after the semicolon insert: creating s. 290.00651, F.S.; directing the Office of Tourism, Trade, and Economic Development to designate a pilot project area within an enterprise zone; providing qualifications for such area; providing that certain businesses in such pilot project area are eligible for tax credits; prescribing application criteria and procedures governing such tax credits; providing rulemaking authority; requiring a review by the Office of Program Policy Analysis and Government Accountability; providing for future repeal and revocation of designation as an enterprise zone pilot project area;

Rep. Mackenzie moved the adoption of the amendment, which failed of adoption.

Representative(s) King, Mackenzie, Littlefield, and Bitner offered the following:

**Amendment 3 (with title amendment)**—On page 4, between lines 21 and 22,

insert:

Section 2. *The Legislature recognizes that the restaurant industry is uniquely positioned to provide employment opportunities for a*

*significant number of WAGES participants. Therefore, it is the intent of the Legislature to encourage employment of WAGES participants by the food and beverage industry. By March 1, 1999, and each March thereafter, the Office of Tourism, Trade, and Economic Development shall certify the total number of WAGES participants employed by the food and beverage industry during the prior calendar year using data from the Department of Labor's WAGES Information System as summarized in the Employment Information Report prepared by the Bureau of Labor Market and Performance Information and information from the Florida Education and Training Placement Information Program at the Department of Education. To be counted for purposes of this act, each WAGES participant must have been on welfare for at least 3 months and must remain off of the welfare rolls for the three calendar quarters immediately following the calendar quarter in which the individual is first employed by the food and beverage industry. By July 1, 1999, and each year thereafter, the Department of Business and Professional Regulation shall recalculate and reduce the tax rate imposed by s. 561.501, Florida Statutes, by the following formula: each WAGES participant job certified in the report shall be given a value of \$3,500 which shall then be multiplied by the total number of WAGES participant jobs certified in the report to arrive at a "gross economic benefit." The gross economic benefit shall then be subtracted from the total amount collected from the tax imposed under s. 561.501, Florida Statutes, and shall not exceed 33 $\frac{1}{3}$  percent reduction in any given year, to arrive at a "remainder." The Department of Business and Professional Regulation shall then recalculate and reduce the tax rate imposed by s. 561.501, Florida Statutes, to generate the revenue represented by the remainder as set forth above. The Department of Business and Professional Regulation shall adopt procedures for administering these provisions and establish rules pursuant to the provisions of this act.*

And the title is amended as follows:

On page 1, line 22,

after the semicolon insert: providing legislative intent with respect to employment of WAGES recipients by the food and beverage industry; requiring the Office of Tourism, Trade, and Economic Development within the Executive Office of the Governor to annually certify the total number of specified WAGES recipients; requiring the Department of Business and Professional Regulation to annually recalculate and reduce the surcharge on the sale of alcoholic beverages for consumption on the premises; providing a formula for such recalculation; requiring the department to adopt procedures and establish rules;

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4515**—A bill to be entitled An act relating to health care practitioners; creating s. 455.557, F.S.; providing for standardized credentialing of health care practitioners; providing intent and definitions; providing for a standardized credentials verification program; providing for delegation of credentialing authority by contract; providing for availability of data collected; prohibiting collection of duplicate data; specifying conditions for reliability of data; providing for standards and registration, including a registration fee; preserving health care entities from liability and certain actions for reliance on data provided by a credentials verification entity; providing for practitioner review of data prior to release; providing for validation of credentials; providing liability insurance requirements; providing for rules; providing for reappointment of a task force and providing its purpose; providing an effective date.

—was read the second time by title.

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 1 (with title amendment)**—On page 11, between lines 28 and 29, of the bill

insert: a new Section 3.

*There is hereby appropriated to the Department of Health, \$5,560,000 in a lump sum from the Medical Quality Assurance Trust Fund and seven*

positions to implement the standardized credentials verification program.

And the title is amended as follows:

On page 12,  
remove from the title of the bill: line 27

and insert in lieu thereof: purpose; providing an appropriation; providing an effective date.

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

The Committee on Health & Human Services Appropriations offered the following:

**Amendment 2 (with title amendment)**—Delete everything after the enacting clause

and insert in lieu thereof:

Section 1. Section 455.557, Florida Statutes, is created to read:

*455.557 Standardized credentialing for health care practitioners.—*

(1) *INTENT.—The Legislature recognizes that an efficient and effective health care practitioner credentialing program helps to ensure access to quality health care and also recognizes that health care practitioner credentialing activities have increased significantly as a result of health care reform and recent changes in health care delivery and reimbursement systems. Moreover, the resulting duplication of health care practitioner credentialing activities is unnecessarily costly and cumbersome for both the practitioner and the entity granting practice privileges. Therefore, it is the intent of this section that a mandatory credentials verification program be established which provides that, once a health care practitioner's core credentials data are collected, validated, maintained, and stored, they need not be collected again. Mandatory credentialing under this section shall initially include those individuals licensed under chapter 458, chapter 459, chapter 460, or chapter 461. However, the department shall, with the approval of the applicable board, include other professions under the jurisdiction of the Division of Medical Quality Assurance in this credentialing program, provided they meet the requirements of s. 455.565.*

(2) *DEFINITIONS.—As used in this section, the term:*

(a) *"Advisory council" or "council" means the Credentials Verification Advisory Council.*

(b) *"Applicant" means an individual applying for licensure or a current licensee applying for credentialing.*

(c) *"Certified" or "accredited," as applicable, means approved by a quality assessment program, from the National Committee for Quality Assurance, the Joint Commission on Accreditation of Healthcare Organizations, the Utilization Review Accreditation Commission, or any such other nationally recognized and accepted organization authorized by the department, used to assess and certify any credentials verification program, entity, or organization that verifies the credentials of any health care practitioner.*

(d) *"Core credentials data" means any professional education, professional training, peer references, licensure, Drug Enforcement Administration certification, social security number, board certification, Educational Commission for Foreign Medical Graduates information, hospital affiliations, managed care organization affiliations, other institutional affiliations, professional society memberships, professional liability insurance, claims, suits, judgments, or settlements, Medicare or Medicaid sanctions, civil or criminal law violations, practitioner profiling data, special conditions of impairment, or regulatory exemptions not previously reported to the department in accordance with both s. 455.565 and the initial licensure reporting requirements specified in the applicable practice act.*

(e) *"Credentialing" means the process of assessing and validating the qualifications of a licensed health care practitioner.*

(f) *"Credentials verification entity" means any program, entity, or organization that is organized and certified or accredited for the express purpose of collecting, verifying, maintaining, storing, and providing to health care entities a health care practitioner's total core credentials data, including all corrections, updates, and modifications thereto, as authorized by the health care practitioner and in accordance with the provisions of this section. The division, once certified, shall be considered a credentials verification entity for all health care practitioners.*

(g) *"Department" means the Department of Health.*

(h) *"Designated credentials verification entity" means the program, entity, or organization organized and certified or accredited for the express purpose of collecting, verifying, maintaining, storing, and providing to health care entities a health care practitioner's total core credentials data, including all corrections, updates, and modifications thereto, which is selected by the health care practitioner as the credentials verification entity for all inquiries into his or her credentials, if the health care practitioner chooses to make such a designation. Notwithstanding any such designation by a health care practitioner, the division, once certified, shall also be considered a designated credentials verification entity for that health care practitioner.*

(i) *"Division" means the Division of Medical Quality Assurance within the Department of Health.*

(j) *"Health care entity" means:*

1. *Any health care facility or other health care organization licensed or certified to provide approved medical and allied health services in Florida; or*

2. *Any entity licensed by the Department of Insurance as a prepaid health care plan or health maintenance organization or as an insurer to provide coverage for health care services through a network of providers.*

(k) *"Health care practitioner" means any person licensed under chapter 458, chapter 459, chapter 460, or chapter 461 or any person licensed under a chapter subsequently made subject to this section by the department with the approval of the applicable board.*

(l) *"National accrediting organization" means an organization that awards accreditation or certification to hospitals, managed care organizations, or other health care organizations, including, but not limited to, the Joint Commission on Accreditation of Healthcare Organizations and the National Committee for Quality Assurance.*

(m) *"Primary source verification" means verification of professional qualifications based on evidence obtained directly from the issuing source of the applicable qualification.*

(n) *"Recredentialing" means the process by which a credentials verification entity verifies the credentials of a health care practitioner whose core credentials data, including all corrections, updates, and modifications thereto, are currently on file with the entity.*

(o) *"Secondary source verification" means confirmation of a professional qualification by means other than primary source verification, as outlined and approved by national accrediting organizations.*

(3) **STANDARDIZED CREDENTIALS VERIFICATION PROGRAM.—**

(a) *In accordance with the provisions of this section, the department shall develop standardized forms necessary for the creation of a standardized system as well as guidelines for collecting, verifying, maintaining, storing, and providing core credentials data on health care practitioners through credentials verification entities, except as otherwise provided in this section, for the purpose of eliminating duplication. Once the core credentials data are submitted, the health care practitioner is not required to resubmit this initial data when applying for practice privileges with health care entities. However, as provided in paragraph (d), each health care practitioner is responsible for providing any corrections, updates, and modifications to his or her core credentials data, to ensure that all credentialing data on the practitioner remains*

current. Nothing in this paragraph prevents the designated credentials verification entity from obtaining all necessary attestation and release form signatures and dates.

(b) There is established a Credentials Verification Advisory Council, consisting of 13 members, to assist with the development of guidelines for establishment of the standardized credentials verification program. The secretary, or his or her designee, shall serve as one member and chair of the council and shall appoint the remaining 12 members. Except for any initial lesser term required to achieve staggering, such appointments shall be for 4-year staggered terms, with one 4-year reappointment, as applicable. Three members shall represent hospitals, and two members shall represent health maintenance organizations. One member shall represent health insurance entities. One member shall represent the credentials verification industry. Two members shall represent physicians licensed under chapter 458, one member shall represent osteopathic physicians licensed under chapter 459, one member shall represent chiropractic physicians licensed under chapter 460, and one member shall represent podiatric physicians licensed under chapter 461.

(c) The department, in consultation with the advisory council, shall develop standard forms for the initial reporting of core credentials data for credentialing purposes and for the subsequent reporting of corrections, updates, and modifications thereto for recredentialing purposes.

(d) Each health care practitioner licensed under chapter 458, chapter 459, chapter 460, or chapter 461, or any person licensed under a chapter subsequently made subject to this section, must report any action or information as defined in paragraph (2)(d), including any correction, update, or modification thereto, as soon as possible but not later than 30 days after such action occurs or such information is known, to the department or his or her designated credentials verification entity, if any, who must report it to the department. In addition, a licensee must update, at least quarterly, his or her data on a form prescribed by the department.

(e) An individual applying for licensure under chapter 458, chapter 459, chapter 460, or chapter 461, or any person applying for licensure under a chapter subsequently made subject to this section, must submit the individual's initial core credentials data to a credentials verification entity, if such information has not already been submitted to the department or the appropriate licensing board or to any other credentials verification entity.

(f) Applicants may decide which credentials verification entity they want to process and store their core credentials data; however, such data shall at all times be maintained by the department. An applicant may choose not to designate a credentials verification entity, provided the applicant has a written agreement with the health care entity or entities that are responsible for his or her credentialing. In addition, any licensee may choose to move his or her core credentials data from one credentials verification entity to another.

(g) Any health care entity that employs, contracts with, or allows health care practitioners to treat its patients must use the designated credentials verification entity to obtain core credentials data on a health care practitioner applying for privileges with that entity, if the health care practitioner has made such a designation, or may use the division in lieu thereof as the designated credentials verification entity required for obtaining core credentials data on such health care practitioner. Any additional information required by the health care entity's credentialing process may be collected from the primary source of that information either by the health care entity or its contractee or by the designated credentials verification entity.

(h) Nothing in this section may be construed to restrict the right of any health care entity to request additional information necessary for credentialing.

(i) Nothing in this section may be construed to restrict access to the National Practitioner Data Bank by the department, any health care entity, or any credentials verification entity.

(j) Nothing in this section may be construed to restrict in any way the authority of the health care entity to approve or deny an application for hospital staff membership, clinical privileges, or managed care network participation.

(4) DELEGATION BY CONTRACT.—A health care entity may contract with any credentials verification entity to perform the functions required under this section. The submission of an application for health care privileges with a health care entity shall constitute authorization for the health care entity to access the applicant's core credentials data with the department or the applicant's designated credentials verification entity, if the applicant has made such a designation.

(5) AVAILABILITY OF DATA COLLECTED.—

(a) The department shall make available to a health care entity or credentials verification entity registered with the department all core credentials data it collects on any licensee that is otherwise confidential and exempt from the provisions of chapter 119 and s. 24(a), Art. I of the State Constitution, including corrections, updates, and modifications thereto, if a health care entity submits proof of the licensee's current pending application for purposes of credentialing the applicant based on the core credentials data maintained by the department.

(b) Each credentials verification entity shall make available to a health care entity the licensee has authorized to receive the data, and to the department at the credentials verification entity's actual cost of providing the data, all core credentials data it collects on any licensee, including all corrections, updates, and modifications thereto.

(c) The department shall charge health care entities and other credentials verification entities a reasonable fee, pursuant to the requirements of chapter 119, to access all credentialing data it maintains on applicants and licensees. The fee shall be set in consultation with the advisory council and may not exceed the actual cost of providing the data.

(6) DUPLICATION OF DATA PROHIBITED.—

(a) A health care entity may not collect or attempt to collect duplicate core credentials data from any individual health care practitioner or from any primary source if the information is already on file with the department or with any credentials verification entity.

(b) A credentials verification entity other than the department may not attempt to collect duplicate core credentials data from any individual health care practitioner if the information is already on file with another credentials verification entity or with the appropriate licensing board of another state, provided the other state's credentialing program meets national standards and is certified or accredited, as outlined by national accrediting organizations, and agrees to provide all data collected under such program on that health care practitioner.

(7) RELIABILITY OF DATA.—Any credentials verification entity may rely upon core credentials data, including all corrections, updates, and modifications thereto, from the department if the department certifies that the information was obtained in accordance with primary source verification procedures; and the department may rely upon core credentials data, including all corrections, updates, and modifications thereto, from any credentials verification entity if the designated credentials verification entity certifies that the information was obtained in accordance with primary source verification procedures.

(8) STANDARDS AND REGISTRATION.—

(a) The department's credentials verification procedures must meet national standards, as outlined by national accrediting organizations.

(b) Any credentials verification entity that does business in Florida must meet national standards, as outlined by national accrediting organizations, and must register with the department. The department may charge a reasonable registration fee, not to exceed an amount sufficient to cover its actual expenses in providing for such registration. Any credentials verification entity that fails to meet the standards required to be certified or accredited, fails to register with the department, or fails to provide data collected on a health care

practitioner may not be selected as the designated credentials verification entity for any health care practitioner

(9) **LIABILITY.**—No civil, criminal, or administrative action may be instituted, and there shall be no liability, against any health care entity on account of its reliance on any data obtained from a credentials verification entity.

(10) **REVIEW.**—Before releasing a health care practitioner's core credentials data from its data bank, a designated credentials verification entity other than the department must provide the practitioner up to 30 days to review such data and make any corrections of fact.

(11) **VALIDATION OF CREDENTIALS.**—Except as otherwise acceptable to the health care entity and applicable certifying or accrediting organization listed in paragraph (2)(c), the department and all credentials verification entities must perform primary source verification of all credentialing information submitted to them pursuant to this section; however, secondary source verification may be utilized if there is a documented attempt to contact primary sources. The validation procedures used by the department and credentials verification entities must meet the standards established by rule pursuant to this section.

(12) **LIABILITY INSURANCE REQUIREMENTS.**—The department, in consultation with the Credentials Verification Advisory Council, shall establish the minimum liability insurance requirements for each credentials verification entity doing business in this state.

(13) **RULES.**—The department, in consultation with the applicable board, shall adopt rules necessary to develop and implement the standardized credentials verification program established by this section.

Section 2. The Secretary of Health shall reappoint the task force appointed under section 103 of chapter 97-261, Laws of Florida. The reappointed task force shall develop procedures to expand the standardized credentialing program under section 455.557, Florida Statutes, as created by this act, to include site visits.

Section 3. This act shall take effect July 1, 1999.

And the title is amended as follows:

Delete everything before the enacting clause

and insert in lieu thereof: A bill to be entitled An act relating to health care practitioners; creating s. 455.557, F.S.; providing for standardized credentialing of health care practitioners; providing intent and definitions; providing for a standardized credentials verification program; providing for delegation of credentialing authority by contract; providing for availability of data collected; prohibiting collection of duplicate data; specifying conditions for reliability of data; providing for standards and registration, including a registration fee; preserving health care entities from liability and certain actions for reliance on data provided by a credentials verification entity; providing for practitioner review of data prior to release; providing for validation of credentials; providing liability insurance requirements; providing for rules; providing for reappointment of a task force and providing its purpose; providing an effective date.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 3765**—A bill to be entitled An act relating to child care; amending s. 402.302, F.S.; excluding licensed transient establishments from the definition of "child care facility"; amending s. 402.305, F.S.; deleting obsolete provisions with respect to the licensure of child care facilities; authorizing the Department of Children and Family Services to adopt different standards for child care facilities that serve children of different ages; providing for the department to adopt the state public school building code for any child care program for school-age children operated in a public school facility, regardless of the operator of the program; providing criteria for notification of transfer of ownership; amending s. 409.178, F.S., relating to the Child Care Executive

Partnership; conforming title of the partnership program; revising membership of the partnership; authorizing administration of child care purchasing pool funds by the state resource and referral agency; providing for development of procedures for disbursement of funds through the child care purchasing pools; deleting references to pilot child care purchasing pools; revising parent fee requirements; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**HB 3225**—A bill to be entitled An act relating to enterprise zones; authorizing tax credits to a certain business; providing an effective date.

—was read the second time by title.

The Committee on Finance & Taxation offered the following:

**Amendment 1 (with title amendment)**—On page 1, between lines 21 and 22, of the bill

insert:

Section 4. Paragraph (h) of subsection (5) of section 212.08, Florida Statutes, is amended to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(5) EXEMPTIONS; ACCOUNT OF USE.—

(h) Business property used in an enterprise zone.—

1. Beginning July 1, 1995, business property purchased for use by businesses located in an enterprise zone which is subsequently used in an enterprise zone shall be exempt from the tax imposed by this chapter. This exemption inures to the business only through a refund of previously paid taxes. A refund shall be authorized upon an affirmative showing by the taxpayer to the satisfaction of the department that the requirements of this paragraph have been met.

2. To receive a refund, the business must file under oath with the governing body or enterprise zone development agency having jurisdiction over the enterprise zone where the business is located, as applicable, an application which includes:

a. The name and address of the business claiming the refund.

b. The identifying number assigned pursuant to s. 290.0065 to the enterprise zone in which the business is located.

c. A specific description of the property for which a refund is sought, including its serial number or other permanent identification number.

d. The location of the property.

e. The sales invoice or other proof of purchase of the property, showing the amount of sales tax paid, the date of purchase, and the name and address of the sales tax dealer from whom the property was purchased.

f. Whether the business is a small business as defined by s. 288.703(1).

g. If applicable, the name and address of each permanent employee of the business, including, for each employee who is a resident of an enterprise zone, the identifying number assigned pursuant to s. 290.0065 to the enterprise zone in which the employee resides.

3. Within 10 working days after receipt of an application, the governing body or enterprise zone development agency shall review the application to determine if it contains all the information required pursuant to subparagraph 2. and meets the criteria set out in this paragraph. The governing body or agency shall certify all applications that contain the information required pursuant to subparagraph 2. and

meet the criteria set out in this paragraph as eligible to receive a refund. If applicable, the governing body or agency shall also certify if 20 percent of the employees of the business are residents of an enterprise zone, excluding temporary and part-time employees. The certification shall be in writing, and a copy of the certification shall be transmitted to the executive director of the Department of Revenue. The business shall be responsible for forwarding a certified application to the department within the time specified in subparagraph 4.

4. An application for a refund pursuant to this paragraph must be submitted to the department within 6 months after the business property is purchased.

5. The provisions of s. 212.095 do not apply to any refund application made pursuant to this paragraph. The amount refunded on purchases of business property under this paragraph shall be the lesser of 97 percent of the sales tax paid on such business property or \$5,000, or, if no less than 20 percent of the employees of the business are residents of an enterprise zone, excluding temporary and part-time employees, the amount refunded on purchases of business property under this paragraph shall be the lesser of 97 percent of the sales tax paid on such business property or \$10,000. A refund approved pursuant to this paragraph shall be made within 30 days of formal approval by the department of the application for the refund. No refund shall be granted under this paragraph unless the amount to be refunded exceeds \$100 in sales tax paid on purchases made within a 60-day time period.

6. The department shall adopt rules governing the manner and form of refund applications and may establish guidelines as to the requisites for an affirmative showing of qualification for exemption under this paragraph.

7. If the department determines that the business property is used outside an enterprise zone within 3 years from the date of purchase, the amount of taxes refunded to the business purchasing such business property shall immediately be due and payable to the department by the business, together with the appropriate interest and penalty, computed from the date of purchase, in the manner provided by this chapter. *Notwithstanding this subparagraph, business property used exclusively in:*

- a. *Licensed commercial fishing vessels,*
- b. *Fishing guide boats, or*
- c. *Ecotourism guide boats*

*that leave and return to a fixed location within an area designated under s. 370.28 are eligible for the exemption provided under this paragraph if all requirements of this paragraph are met. Such vessels and boats must be owned by a business that is eligible to receive the exemption provided under this paragraph. This exemption does not apply to the purchase of a vessel or boat.*

8. The department shall deduct an amount equal to 10 percent of each refund granted under the provisions of this paragraph from the amount transferred into the Local Government Half-cent Sales Tax Clearing Trust Fund pursuant to s. 212.20 for the county area in which the business property is located and shall transfer that amount to the General Revenue Fund.

9. For the purposes of this exemption, "business property" means new or used property defined as "recovery property" in s. 168(c) of the Internal Revenue Code of 1954, as amended, except:

- a. Property classified as 3-year property under s. 168(c)(2)(A) of the Internal Revenue Code of 1954, as amended;
- b. Industrial machinery and equipment as defined in subparagraph (b)6.a. and eligible for exemption under paragraph (b); and
- c. Building materials as defined in sub-subparagraph (g)8.a.

10. The provisions of this paragraph shall expire and be void on December 31, 2005.

Section 2. Subsection (4) of section 370.28, Florida Statutes, is amended, and subsection (5) is added to that section to read:

370.28 Enterprise zone designation; communities adversely impacted by net limitations.—

(4) Notwithstanding the enterprise zone residency requirements set out in ss. 212.096(1)(c) and 220.03(1)(q), businesses located in enterprise zones designated pursuant to this section may receive the credit provided under s. 212.096 or s. 220.181 for hiring any person within the jurisdiction of the ~~county within which nominating community~~ of such enterprise zone ~~is located~~. All other provisions of ss. 212.096, 220.03(1)(q), and 220.181 apply to such businesses. *Notwithstanding the requirement specified in ss. 212.08(5)(g)5. and (h)5. and (15)(a) and 220.182(1)(b) that no less than 20 percent of a business's employees, excluding temporary and part-time employees, must be residents of an enterprise zone for the business to qualify for the maximum exemption or credit provided in ss. 212.08(5)(g) and (h) and (15) and 220.182, a business that is located in an enterprise zone designated pursuant to this section shall be qualified for those maximum exemptions or credits if no less than 20 percent of such employees of the business are residents of the jurisdiction of the county within which the enterprise zone is located. All other provisions of ss. 212.08(5)(g) and (h) and (15) and 220.182 apply to such business.*

(5) *Notwithstanding the time limitations contained in chapters 212 and 220, a business eligible to receive tax credits under this section from January 1, 1997, to June 1, 1998, must submit an application for the tax credits by December 1, 1998. All other requirements of the enterprise zone program apply to such a business.*

And the title is amended as follows:

On page 1, line 3,

after the semicolon insert: amending s. 212.08, F.S.; exempting certain property based in enterprise zones from the sales tax under certain circumstances; amending s. 370.28, F.S.; providing that a business located in an enterprise zone in a community impacted by net limitations is eligible for the maximum sales tax exemption for building materials used in the rehabilitation of real property in an enterprise zone, for business property used in an enterprise zone, and for electrical energy used in an enterprise zone, and the maximum enterprise zone property tax credit against the corporate income tax, if a specified percentage of its employees are residents of the jurisdiction of the county, rather than of the enterprise zone; requiring businesses eligible to receive certain tax credits to apply for such credits by a time certain;

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

The Committee on Community Affairs offered the following:

**Amendment 2 (with title amendment)**—On page 1, between lines 21 and 22 of the bill

insert:

Section 2. Subsection (11) is added to section 290.0065, Florida Statutes, to read:

290.0065 State designation of enterprise zones.—

(11) *Before December 31, 1998, the governing body of a county in which an enterprise zone designated pursuant to paragraph (5)(b) is located may apply to the Office of Tourism, Trade, and Economic Development to amend the boundaries of the enterprise zone for the purpose of replacing areas not suitable for development. The Office of Tourism, Trade, and Economic Development shall approve the application if it does not increase the overall size of the enterprise zone. Except that upon the request of the governing body of a home rule charter county, or any county the government of which has been consolidated with the government of one or more municipalities in accordance with s. 9, Art. VIII of the Constitution of 1885, as preserved by s. 6(e), Art. VIII of the State Constitution as revised in 1968 and subsequently amended, the Office of Tourism, Trade, and Economic Development may amend the*



*boundaries of an area designated as an enterprise zone upon the receipt of a resolution adopted by such governing body describing the amended boundaries, so long as the added area does not increase the overall size of the expanded zone more than its original size or 20 square miles, whichever is larger, and is consistent with the categories, criteria, and limitations imposed by s. 290.0055.*

And the title is amended as follows:

On page 1, line 3

after the semicolon insert: amending s. 290.0065, F.S.; providing for amendment of the boundaries of an enterprise zone designated pursuant to s. 290.0065(5)(b), F.S., upon application by the county to the Office of Tourism, Trade, and Economic Development; authorizing the Office of Tourism, Trade, and Economic Development to amend the boundaries of certain enterprise zones upon request from certain counties; providing restrictions; providing for repeal;

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

The Committee on Community Affairs offered the following:

**Amendment 3 (with title amendment)**—On page 1, between lines 21 and 22 of the bill

insert:

Section 3. Subsection (7) of section 290.0055, Florida Statutes, 1997 Supplement, is amended to read:

290.0055 Local nominating procedure.—

(7) Before June 30, ~~1999~~ 1998, the governing body of any county operating under home rule charter adopted pursuant to s. 10, s. 11, or s. 24, Art. VIII of the Constitution of 1885, as preserved by s. 6(e), Art. VIII of the Constitution of 1968, with a population of at least 2 million persons, may apply to the Office of Tourism, Trade, and Economic Development to amend the boundary lines of an enterprise zone within the county for the purpose of increasing by no more than 80 acres the noncontiguous area of the enterprise zone located closest to the path where the center of the August 24, 1992, storm known as Hurricane Andrew crossed land. The Office of Tourism, Trade, and Economic Development shall approve an application made pursuant to this subsection if it is consistent with the categories, criteria, and limitations imposed by this section upon the establishment of such enterprise zone.

And the title is amended as follows:

On page 1, line 3

remove from the title of the bill:

after the semicolon insert: providing extended date for application to amend certain boundary lines;

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

Representative(s) Ball and Murman offered the following:

**Amendment 4 (with title amendment)**—On page 1, between lines 21 and 22,

insert:

Section 2. *There is appropriated from the General Revenue Fund to the Office of Tourism, Trade, and Economic Development the sum of \$1.2 million for fiscal year 1998-1999 to be administered by Enterprise Florida and used for grants-in-aid to the Technological Research and Development Authority.*

And the title is amended as follows:

On page 1, line 2,

remove the words “enterprise zones;” and insert: economic development; providing an appropriation to the Office of Tourism,

Trade, and Economic Development for the Technological Research and Development Authority;

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 3673**—A bill to be entitled An act relating to aquaculture; amending s. 253.72, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.06, F.S.; authorizing issuance of special activity licenses for the use of special gear or equipment, the importation and possession of sturgeon and nonindigenous saltwater species, the harvest of certain shellfish, and the capture of certain saltwater species; authorizing permit consolidation procedures; providing activity license terms; amending s. 370.081, F.S.; revising provisions relating to the importation of nonindigenous marine plants and animals; amending s. 370.10, F.S.; authorizing the harvesting or possession of saltwater species for experimental, scientific, education, and exhibition purposes; amending s. 370.16, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.26, F.S.; defining the term “marine aquaculture facility” and revising definition of the term “marine aquaculture product”; authorizing delegation of regulatory authority for certain aquaculture facilities; amending s. 372.6672, F.S.; removing obsolete language relating to state-sanctioned sales of alligator hides; amending s. 372.6673, F.S.; providing for a portion of the fees assessed for alligator egg collection permits to be transferred to the General Inspection Trust Fund to be used for certain purposes; amending s. 372.6674, F.S.; providing for a portion of the fees assessed for alligator hide validation tags to be transferred to the General Inspection Trust Fund to be used for certain purposes; amending s. 373.046, F.S.; clarifying jurisdiction over aquaculture activities; amending s. 403.814, F.S.; clarifying provisions relating to aquaculture general permits; amending s. 597.005, F.S.; providing for a list of prioritized research needs; providing an effective date.

—was read the second time by title.

The Committee on General Government Appropriations offered the following:

**Amendment 1 (with title amendment)**—

Remove from the bill: Everything after the enacting clause

and insert in lieu thereof:

Section 1. Notwithstanding any other legislation passed and either signed by the Governor or allowed to become law without signature to the contrary, the Legislature intends that this bill be its full and total intent, regardless of when it is presented to the Secretary of State.

Section 2. Subsection (3) is added to section 253.72, Florida Statutes, to read:

253.72 Marking of leased areas; restrictions on public use.—

(3) *To assist in protecting shellfish aquaculture products produced on leases authorized pursuant to this chapter and chapter 370, harvesting shellfish is prohibited within a distance of 25 feet outside lawfully marked lease boundaries or within setback and access corridors within specifically designated high-density aquaculture lease areas and aquaculture use zones.*

Section 3. Subsections (1), (2), and (4) of section 370.027, Florida Statutes, are amended to read:

370.027 Rulemaking authority with respect to marine life.—

(1) Pursuant to the policy and standards in s. 370.025, the Marine Fisheries Commission is delegated full rulemaking authority over marine life, with the exception of *marine aquaculture products produced by an individual certified under s. 597.004* and endangered species, subject to final approval by the Governor and Cabinet sitting as the Board of Trustees of the Internal Improvement Trust Fund, in the areas of concern herein specified. The commission is instructed to make recommendations annually to the Governor and Cabinet regarding the marine fisheries research priorities and funding of the Department of

Environmental Protection. All administrative and enforcement responsibilities which are unaffected by the specific provisions of this act continue to be the responsibility of the Department of Environmental Protection. The authority to regulate fishing gear in residential, manmade saltwater canals is specifically not delegated to the commission and is retained by the Legislature.

(2) Exclusive rulemaking authority in the following areas relating to marine life, with the exception of *marine aquaculture products produced by individuals certified under s. 597.004* and endangered species, is vested in the commission; any conflicting authority of any division or bureau of the department or any other agency of state government is withdrawn as of the effective date of the rule proposed by the commission and approved by the Governor and Cabinet, and the inconsistent rule, or the inconsistent part thereof, is superseded to the extent of the inconsistency:

- (a) Gear specifications;
- (b) Prohibited gear;
- (c) Bag limits;
- (d) Size limits;
- (e) Species that may not be sold;
- (f) Protected species;
- (g) Closed areas, except for public health purposes;
- (h) Quality control, except for oysters, clams, mussels, and crabs, *unless such authority is delegated to the Department of Agriculture and Consumer Services;*
- (i) Seasons; and
- (j) Special considerations relating to eggbearing females.

(4) *Marine aquaculture producers shall be regulated by the Department of Agriculture and Consumer Services.* Marine aquaculture products produced by a marine aquaculture producer, certified pursuant to s. 597.004, are exempt from Marine Fisheries Commission resource management rules, with the exception of such rules governing any fish of the genus *Centropomus* (snook), the genus *Sciaenops* (red drum), or the genus *Cynoscion* (spotted sea trout). Marine Fisheries Commission rules relating to the aquacultural production of red drum and spotted sea trout must be developed and adopted by the commission no later than 1 year from October 1, 1996.

Section 4. Paragraph (a) of subsection (2) and subsection (4) of section 370.06, Florida Statutes, are amended to read:

370.06 Licenses.—

(2) SALTWATER PRODUCTS LICENSE.—

(a) Every person, firm, or corporation that sells, offers for sale, barter, or exchanges for merchandise any saltwater products, or which harvests saltwater products with certain gear or equipment as specified by law, must have a valid saltwater products license, except that the holder of an aquaculture certificate *under s. 597.004* is not required to purchase and possess a saltwater products license in order to possess, transport, or sell marine aquaculture products. Each saltwater products license allows the holder to engage in any of the activities for which the license is required. The license must be in the possession of the licenseholder or aboard the vessel and shall be subject to inspection at any time that harvesting activities for which a license is required are being conducted. A restricted species endorsement on the saltwater products license is required to sell to a licensed wholesale dealer those species which the state, by law or rule, has designated as "restricted species." This endorsement may be issued only to a person who is at least 16 years of age, or to a firm certifying that over 25 percent of its income or \$5,000 of its income, whichever is less, is attributable to the sale of saltwater products pursuant to a license issued under this paragraph or a similar license from another state. This endorsement may also be issued to a for-profit corporation if it certifies that at least

\$5,000 of its income is attributable to the sale of saltwater products pursuant to a license issued under this paragraph or a similar license from another state. However, if at least 50 percent of the annual income of a person, firm, or for-profit corporation is derived from charter fishing, the person, firm, or for-profit corporation must certify that at least \$2,500 of the income of the person, firm, or corporation is attributable to the sale of saltwater products pursuant to a license issued under this paragraph or a similar license from another state, in order to be issued the endorsement. Such income attribution must apply to at least 1 year out of the last 3 years. For the purpose of this section "income" means that income which is attributable to work, employment, entrepreneurship, pensions, retirement benefits, and social security benefits. *To renew an existing restricted species endorsement, marine aquaculture producers possessing a valid saltwater products license with a restricted species endorsement may apply income from the sale of marine aquaculture products to licensed wholesale dealers.*

1. The department is authorized to require verification of such income. Acceptable proof of income earned from the sale of saltwater products shall be:

- a. Copies of trip ticket records generated pursuant to this subsection (marine fisheries information system), documenting qualifying sale of saltwater products;
- b. Copies of sales records from locales other than Florida documenting qualifying sale of saltwater products;
- c. A copy of the applicable federal income tax return, including Form 1099 attachments, verifying income earned from the sale of saltwater products;
- d. Crew share statements verifying income earned from the sale of saltwater products; or

e. A certified public accountant's notarized statement attesting to qualifying source and amount of income.

Any provision of this section or any other section of the Florida Statutes to the contrary notwithstanding, any person who owns a retail seafood market and/or restaurant at a fixed location for at least 3 years who has had an occupational license for 3 years prior to January 1, 1990, who harvests saltwater products to supply his or her retail store and has had a saltwater products license for 1 of the past 3 years prior to January 1, 1990, may provide proof of his or her verification of income and sales value at the person's retail seafood market and/or restaurant and in his or her saltwater products enterprise by affidavit and shall thereupon be issued a restricted species endorsement.

2. Exceptions from income requirements shall be as follows:

- a. A permanent restricted species endorsement shall be available to those persons age 62 and older who have qualified for such endorsement for at least 3 out of the last 5 years.
- b. Active military duty time shall be excluded from consideration of time necessary to qualify and shall not be counted against the applicant for purposes of qualifying.
- c. Upon the sale of a used commercial fishing vessel owned by a person, firm, or corporation possessing or eligible for a restricted species endorsement, the purchaser of such vessel shall be exempted from the qualifying income requirement for the purpose of obtaining a restricted species endorsement for a period of 1 year after purchase of the vessel.
- d. Upon the death or permanent disablement of a person possessing a restricted species endorsement, an immediate family member wishing to carry on the fishing operation shall be exempted from the qualifying income requirement for the purpose of obtaining a restricted species endorsement for a period of 1 year after the death or disablement.

e. A restricted species endorsement may be issued on an individual saltwater products license to a person age 62 or older who documents that at least \$2,500 is attributable to the sale of saltwater products pursuant to the provisions of this paragraph.

f. A permanent restricted species endorsement may also be issued on an individual saltwater products license to a person age 70 or older who has held a saltwater products license for at least 3 of the last 5 license years.

At least one saltwater products license bearing a restricted species endorsement shall be aboard any vessel harvesting restricted species in excess of any bag limit or when fishing under a commercial quota or in commercial quantities, and such vessel shall have a commercial vessel registration. This subsection does not apply to any person, firm, or corporation licensed under s. 370.07(1)(a)1. or (b) for activities pursuant to such licenses. A saltwater products license may be issued in the name of an individual or a valid boat registration number. Such license is not transferable. A decal shall be issued with each saltwater products license issued to a valid boat registration number. The saltwater products license decal shall be the same color as the vessel registration decal issued each year pursuant to s. 327.11(5)(7) and shall indicate the period of time such license is valid. The saltwater products license decal shall be placed beside the vessel registration decal and, in the case of an undocumented vessel, shall be placed so that the vessel registration decal lies between the vessel registration number and the saltwater products license decal. Any saltwater products license decal for a previous year shall be removed from a vessel operating on the waters of the state. A resident shall pay an annual license fee of \$50 for a saltwater products license issued in the name of an individual or \$100 for a saltwater products license issued to a valid boat registration number. A nonresident shall pay an annual license fee of \$200 for a saltwater products license issued in the name of an individual or \$400 for a saltwater products license issued to a valid boat registration number. An alien shall pay an annual license fee of \$300 for a saltwater products license issued in the name of an individual or \$600 for a saltwater products license issued to a valid boat registration number. Any person who sells saltwater products pursuant to this license may sell only to a licensed wholesale dealer. A saltwater products license must be presented to the licensed wholesale dealer each time saltwater products are sold, and an imprint made thereof. The wholesale dealer shall keep records of each transaction in such detail as may be required by rule of the Department of Environmental Protection not in conflict with s. 370.07(6), and shall provide the holder of the saltwater products license with a copy of the record. It is unlawful for any licensed wholesale dealer to buy saltwater products from any unlicensed person under the provisions of this section, except that a licensed wholesale dealer may buy from another licensed wholesale dealer. It is unlawful for any licensed wholesale dealer to buy saltwater products designated as "restricted species" from any person, firm, or corporation not possessing a restricted species endorsement on his or her saltwater products license under the provisions of this section, except that a licensed wholesale dealer may buy from another licensed wholesale dealer. The Department of Environmental Protection shall be the licensing agency, may contract with private persons or entities to implement aspects of the licensing program, and shall establish by rule a marine fisheries information system in conjunction with the licensing program to gather fisheries data.

(4) SPECIAL ACTIVITY LICENSES.—

(a) *A special activity license is required for any person to use gear or equipment not authorized in this chapter or rule of the Marine Fisheries Commission for harvesting saltwater species. In accordance with this chapter, s. 16, Art. X of the State Constitution, and rules of the Marine Fisheries Commission, the department may issue special activity licenses for the use of nonconforming gear or equipment, including, but not limited to, trawls, seines and entangling nets, traps, and hook and line gear, to be used in harvesting saltwater species for scientific and governmental purposes, and where allowable, for innovative fisheries. The department may prescribe by rule application requirements and terms, conditions, and restrictions to be incorporated into each special activity license. This subsection does not apply to gear or equipment used by certified marine aquaculturists to harvest marine aquaculture products. Any person who seeks to use special gear or equipment in harvesting saltwater species must purchase a special activity license as specified by law to engage in such activities. The department may issue special activity licenses, in accordance with s. 370.071, to permit the*

~~cultivation of oysters, clams, mussels, and crabs when such aquaculture activities relate to quality control, sanitation, and public health regulations. The department may prescribe by rule special terms, conditions, and restrictions for any special activity license.~~

(b) The department is authorized to issue special activity licenses in accordance with this section and s. 370.31, to permit the importation, possession, and aquaculture of anadromous sturgeon. The special activity license shall provide for *specific* best management practices to prevent the release and escape of cultured anadromous sturgeon and to protect indigenous populations of saltwater species ~~from sturgeon-borne disease.~~

(c) *The department is authorized to issue special activity licenses, in accordance with s. 370.071, to permit the harvest or cultivation of oysters, clams, mussels, and crabs when such activities relate to quality control, sanitation, public health regulations, innovative technologies for aquaculture activities, or the protection of shellfish resources provided in this chapter, unless such authority is delegated to the Department of Agriculture and Consumer Services, pursuant to a memorandum of understanding.*

(d) *The conditions and specific management practices established in this section may be incorporated into permits and authorizations issued pursuant to chapter 253, chapter 370, chapter 373, or chapter 403, when incorporating such provisions is in accordance with the aquaculture permit consolidation procedures. No separate issuance of a special activity license is required when conditions and specific management practices are incorporated into permits or authorizations under this paragraph. Implementation of this section to consolidate permitting actions does not constitute rules within the meaning of s. 120.52.*

Section 5. Subsections (1), (2), and (5) of section 370.081, Florida Statutes, are amended to read:

370.081 ~~Illegal importation or possession of nonindigenous marine plants and animals; rules and regulations.—~~

(1) It is unlawful to import or possess any marine plant or marine animal, not indigenous to the state, which, due to the stimulating effect of the waters of the state on procreation, may endanger or infect the marine resources of the state or pose a human health hazard, except as provided in ~~this section~~ subsection (4).

(2) Marine animals not to be imported shall include, but are not limited to, all species of the following:

(a) Sea snakes (Family Hydrophiidae), except as provided in subsection (4);

~~(b) Rabbitfishes (Family Siganidae);~~

~~(b)(e)~~ Weeverfishes (Family Trachinidae); and

~~(c)(d)~~ Stonefishes (Genus Synanceja).

(5) It is unlawful to release into the waters of the state any nonindigenous ~~saltwater species~~ marine plant or marine animal whether or not included in subsection (2) or prohibited by rules and regulations adopted pursuant to subsection (3) or authorized by subsection (4).

Section 6. Subsection (2) of section 370.10, Florida Statutes, is amended to read:

370.10 Crustacea, marine animals, fish; regulations; general provisions.—

(2) TAKING SALTWATER SPECIES ANIMALS FOR EXPERIMENTAL, SCIENTIFIC, EDUCATION, AND EXHIBITION EXHIBITIONAL PURPOSES.—Notwithstanding any other provisions of general or special law to the contrary, the department may authorize ~~issue permits~~, upon such terms, conditions, and restrictions as it may prescribe by rule, ~~to any properly accredited person to harvest or permitting him or her to collect and possess indigenous or nonindigenous saltwater species animals~~ for experimental, scientific, education, and exhibition ~~exhibitional~~ purposes. Such ~~authorizations~~ permits may allow collection of specimens without regard to, and not

limited to, size, seasonal closure, collection method, reproductive state, or bag limit. ~~Authorizations~~ ~~Permits~~ issued under the provisions of this section may be suspended or revoked by the department if it finds that the ~~person~~ ~~permitholder~~ has violated this section, department rules or orders, or terms or conditions of the ~~authorization~~ ~~permit~~ or has submitted false or inaccurate information in his or her application.

Section 7. Subsection (12) of section 370.16, Florida Statutes, is amended to read:

370.16 Oysters and shellfish; regulation.—

(12) PROTECTION OF OYSTER AND CLAM REEFS AND SHELLFISH.—

(a) The Division of Marine Resources shall improve, enlarge, and protect the natural oyster and clam reefs of this state to the extent it may deem advisable and the means at its disposal will permit.

(b) The division shall also, to the same extent, assist in protecting *shellfish aquaculture products produced on the leased or granted reefs in the hands of lessees or grantees from the state. Harvesting shellfish is prohibited within a distance of 25 feet outside lawfully marked lease boundaries or within setback and access corridors within specifically designated high-density aquaculture lease areas and aquaculture use zones.*

(c) The division shall provide the Legislature annually with recommendations for the development and the proper protection of the rights of the state and private holders therein with respect to the oyster and clam business.

Section 8. Subsections (1), (2), (3) and (6) of section 370.26, Florida Statutes, are amended to read:

370.26 Aquaculture definitions; marine aquaculture products, ~~and~~ producers, ~~and~~ facilities.—

(1) As used in this section, the term:

(a) *“Marine product facility” means a facility built and operated for the purpose of producing marine products. Marine product facilities contain culture systems such as, but not limited to, ponds, tanks, raceways, cages, and bags used for commercial production, propagation, growout, or product enhancement of marine products. Marine product facilities specifically do not include:*

1. *Facilities that maintain marine aquatic organisms exclusively for the purpose of shipping, distribution, marketing, or wholesale and retail sales;*

2. *Facilities that maintain marine aquatic organisms for noncommercial, education, exhibition, or scientific purposes;*

3. *Facilities in which the activity does not require an aquaculture certification pursuant to s. 597.004; or*

4. *Facilities used by marine aquarium hobbyists.*

(b)(a) *“Marine aquaculture producer” means a person holding an aquaculture certificate pursuant to s. 597.004 to produce marine aquaculture products for sale.*

(c)(b) *“Marine aquaculture product” means any product derived from marine aquatic organisms that are owned and propagated, ~~and~~ grown, or produced under controlled conditions by a person holding an aquaculture certificate pursuant to s. 597.004. Such product does not include organisms harvested from the wild for depuration, wet storage, or relayed for the purpose of controlled purification. Marine aquaculture products are considered saltwater products for the purposes of this chapter, except the holder of an aquaculture certificate is not required to purchase and possess a saltwater products license in order to possess, transport, or sell marine aquaculture products pursuant to s. 370.06. To renew an existing restricted species endorsement, marine aquaculture producers possessing a valid saltwater products license with a restricted species endorsement may apply income from the sales of marine aquaculture products to licensed wholesale dealers. Income from the*

*sales of marine aquaculture products shall not be eligible for the purpose of acquiring a new restricted species endorsement. The holder of an aquaculture certificate must purchase and possess a saltwater products license in order to possess, transport, ~~or~~ and sell saltwater products not specifically provided for in s. 597.004.*

(2) The Department of Environmental Protection shall encourage the development of aquaculture and the production of aquaculture products.

~~(3) The department shall establish an Aquaculture Section within the Bureau of Marine Resource Regulation and Development within the Division of Marine Resources.~~

(a) ~~The department Aquaculture Section shall develop a process consistent with this section that would consolidate permits, general permits, special activity licenses, and other regulatory requirements to streamline the permitting process and result in effective regulation of aquaculture activities. This process shall provide for a single application and application fee for marine aquaculture activities which are regulated by the department. Procedures to consolidate permitting actions under this section do not constitute rules within the meaning of s. 120.52.~~

~~(3)(b) The Department of Agriculture and Consumer Services Aquaculture Section shall act as a clearinghouse for aquaculture applications submitted to the department, and act as a liaison between the Division of Marine Resources, the Division of State Lands, the Department of Environmental Protection district offices, other divisions within the Department of Environmental Protection, and the water management districts. The Department of Agriculture and Consumer Services shall be responsible for regulating marine aquaculture producers, except as specifically provided herein.~~

(6) ~~Until such time that aquaculture general permits under s. 403.814403.088 can be expanded and developed, the department shall establish criteria to temporarily permit aquaculture activities that may be presumed not to result in adverse environmental impacts. The criteria developed pursuant to this subsection do not constitute rules within the meaning of s. 120.52. Permit application fees under this subsection shall be no more than that established for a general permit. The department may delegate to the water management districts the regulatory authority for aquaculture facilities subject to the temporary general permitting criteria of this subsection. During the period prior to development of a general permit under s. 403.814403.088, the department shall establish a compliance plan based on monitoring results that will assist in the development of the general permit.~~

Section 9. Subsection (1) of section 372.0225, Florida Statutes, is amended to read:

372.0225 Freshwater organisms.—

(1) The Division of Fisheries of the Game and Fresh Water Fish Commission, in order to manage the promotion, marketing, and quality control of all freshwater organisms produced in Florida and utilized commercially so that such organisms shall be used to produce the optimum sustained yield consistent with the protection of the breeding stock, is directed and charged with the responsibility of:

(a) Providing for the regulation of the promotion, marketing, and quality control of freshwater organisms produced in Florida and utilized commercially.

(b) Regulating the processing of commercial freshwater organisms on the water or on the shore.

(c) Providing documentation standards and statistical record requirements with respect to commercial freshwater organism catches.

~~(d) Regulating aquacultural facilities.~~

(d)(e) Conducting scientific, economic, and other studies and research on all freshwater organisms produced in the state and used commercially.

Section 10. Paragraph (g) of subsection (1) of section 372.65, Florida Statutes, is amended to read:

372.65 Freshwater fish dealer's license.—

(1) No person shall engage in the business of taking for sale or selling any frogs or freshwater fish, including live bait, of any species or size, or importing any exotic or nonindigenous fish, until such person has obtained a license and paid the fee therefor as set forth herein. The license issued shall be in the possession of the person to whom issued while such person is engaging in the business of taking for sale or selling freshwater fish or frogs, is not transferable, shall bear on its face in indelible ink the name of the person to whom it is issued, and shall be affixed to a license identification card issued by the commission. Such license is not valid unless it bears the name of the person to whom it is issued and is so affixed. The failure of such person to exhibit such license to the commission or any of its wildlife officers when such person is found engaging in such business is a violation of law. The license fees and activities permitted under particular licenses are as follows:

(g) Any individual or business issued an aquaculture certificate, pursuant to s. 597.004, shall be exempt *with respect to aquaculture products authorized under such certificate from the aquaculture game fish license and the resident freshwater fish dealer's license.* The commission is authorized to require that cultured game fish sold be tagged and to assess a fee of not more than 5 cents for each tag, which shall be furnished by the commission.

Section 11. Subsection (3) of section 372.6672, Florida Statutes, is amended to read:

372.6672 Alligator management and trapping program implementation; commission authority.—

~~(3) The commission shall provide adequate notice of state-sanctioned sales and may maintain a list of known hide buyers and provide notice of state sales by mail. Nothing herein shall authorize the commission to engage in marketing or promotion of the sale of alligator hides or products other than by providing the public notice described herein. The commission is authorized to market alligator hides or products obtained as a result of its law enforcement actions or its nuisance alligator control programs.~~

Section 12. Subsection (4) of section 372.6673, Florida Statutes, is amended to read:

372.6673 Taking and possession of alligators; trapping licenses; fees.—

(4) No person shall take any alligator egg occurring in the wild or possess any such egg unless such person has obtained, or is a licensed agent of another person who has obtained, an alligator egg collection permit. The alligator egg collection permit shall be required in addition to the alligator farming license provided in paragraph (2)(d). The commission is authorized to assess a fee for issuance of the alligator egg collection permit of up to \$5 per egg authorized to be taken or possessed pursuant to such permit, *of which \$1 per egg, excluding eggs collected on private wetland management areas, may be transferred to the General Inspection Trust Fund, to be administered by the Department of Agriculture and Consumer Services for the purpose of providing marketing and education services with respect to alligator products produced in this state, notwithstanding other provisions in this chapter.*

Section 13. Subsection (2) of section 372.6674, Florida Statutes, is amended to read:

372.6674 Required tagging of alligators and hides; fees; revenues.— The tags provided in this section shall be required in addition to any license required under s. 372.6673.

(2) The commission may require that an alligator hide validation tag be affixed to the hide of any alligator taken from the wild and that such hide be possessed, purchased, sold, offered for sale, or transported in accordance with commission rule. The commission is authorized to assess a fee of up to \$30 for each alligator hide validation tag issued, *of which \$5 per validated hide, excluding those validated from public hunt*

*programs, may be transferred to the General Inspection Trust Fund, to be administered by the Department of Agriculture and Consumer Services for the purpose of providing marketing and education services with respect to alligator products produced in this state, notwithstanding other provisions in this chapter.*

Section 14. Subsection (5) of section 373.046, Florida Statutes, is amended to read:

373.046 Interagency agreements.—

(5) Notwithstanding the provisions of s. 403.927, when any operating agreement is developed pursuant to subsection (4):

(a) The department shall have regulatory responsibility under part IV of this chapter for:

1. All *saltwater* aquaculture activities located on sovereignty submerged land or in the water column above such land and adjacent facilities directly related to the aquaculture activity.

~~2. Marine and estuarine aquaculture activities that do not require a consumptive use permit under part II of this chapter.~~

~~2.3. Aquaculture activities that meet or exceed the thresholds for aquaculture general permits authorized pursuant to ss. 370.26 and 403.814403.088.~~

~~3.4. Aquaculture activities within the Northwest Florida Water Management District.~~

(b) Water management districts shall have regulatory responsibility under part IV of this chapter for aquaculture activities not retained by the department in paragraph (a).

(c) Upon agreement by the applicant, the department, and the applicable water management district, the department and water management district may *reassign deviate from* the regulatory responsibilities described in paragraphs (a) and (b), *based on the specific aquaculture operation*, to achieve a more efficient and effective permitting process.

Section 15. Subsection (8) is added to section 373.406, Florida Statutes, to read:

373.406 Exemptions.—The following exemptions shall apply:

*(8) Certified aquaculture activities under s. 597.004 are exempt from this part.*

Section 16. Subsection (5) is added to section 403.0885, Florida Statutes, to read:

403.0885 Establishment of federally approved state National Pollutant Discharge Elimination System (NPDES) Program.—

*(5) Certified aquaculture activities under s. 597.004 that have individual production units whose annual production and water discharge are less than the parameters established by the NPDES program are exempt from wastewater management regulations for those production units only. The cumulative effects of all exempt individual production units on a farm shall also be deemed to be exempt. For purposes herein, the term "individual production units" shall be determined by rule of the Department of Agriculture and Consumer Services.*

Section 17. Subsections (8), (9), and (10) of section 403.814, Florida Statutes, are amended to read:

403.814 General permits; delegation.—

~~(8) An aquaculture general permit under s. 403.088 shall be established for the saltwater cultivation of aquatic fish and other marine organisms, except alligators, in upland aquaculture facilities when such facilities have individual production units whose annual production and water discharge meet or exceed the parameters established by the NPDES program. Activities that have individual production units whose annual production and water discharge are less~~

than the parameters established by the NPDES program shall be regulated pursuant to s. 403.0885(5).

(9) The authority to issue or deny general permits developed by the department pursuant to ~~subsection (8) and (9)~~ for aquaculture facilities is hereby delegated to the water management districts when they have regulatory responsibility for the facility pursuant to s. 373.046 project.

~~(10) The authority to issue or deny general permits developed by the department pursuant to subsections (8) and (9) for aquaculture facilities is hereby delegated to the water management districts when they have regulatory responsibility for the project.~~

(10) Upon agreement by the applicant, the department, and the applicable water management district, the department and water management district may reassign the regulatory responsibilities described in s. 373.046(5)(a) and (b), based on the specific aquaculture operation, to achieve a more efficient and effective permitting process.

Section 18. Section 597.002, Florida Statutes, is amended to read:

597.002 Legislative declaration of public policy respecting aquaculture.—The Legislature declares that aquaculture is agriculture and, as such, the Department of Agriculture and Consumer Services shall be the primary agency responsible for regulating aquaculture, any other law to the contrary notwithstanding. The only exceptions are those areas required by federal law, rule, or cooperative agreement to be regulated by another agency. The Legislature declares that, in order to effectively support the growth of aquaculture in this state, there is a need for a state aquaculture plan that will provide for the coordination and prioritization of state aquaculture efforts and the conservation and enhancement of aquatic resources and will provide mechanisms for increasing aquaculture production which may lead to the creation of new industries, job opportunities, income for aquaculturists, and other benefits to the state. The state aquaculture plan shall guide the research and development of the aquaculture industry. Funds designated by the Legislature for aquaculture research and development or for contracting for aquaculture research and development shall be used to address the projects and activities designated in the state aquaculture plan. Any entity receiving legislative funding for aquaculture research and development programs shall report annually to the department all activities related to aquaculture to facilitate coordination and compliance with the state aquaculture plan.

Section 19. Paragraph (j) is added to subsection (1) of section 597.003, Florida Statutes, to read:

597.003 Powers and duties of Department of Agriculture and Consumer Services.—

(1) The department is hereby designated as the lead agency in encouraging the development of aquaculture in the state and shall have and exercise the following functions, powers, and duties with regard to aquaculture:

(j) Issue or deny any license or permit authorized or delegated to the department by the Legislature or through memorandum of understanding with other state or federal agencies that furthers the intent of the Legislature to place the regulation of aquaculture in the department.

Section 20. Section 597.004, Florida Statutes, is amended to read:

597.004 Aquaculture certificate of registration.—

(1) SHELLFISH CERTIFICATION.—

(a)—Any person engaging in shellfish aquaculture must be certified by the department. The applicant for a certificate of registration shall submit the following to the department:

- (a)1. Applicant's name/title.
- (b)2. Company name.
- (c)3. Complete mailing address.

(d)4. Legal property description of all aquaculture facilities.

(e)5. Description of production facilities.

(f)6. Aquaculture products to be produced.

(g)7. Fifty dollar annual registration fee, effective July 1, 1997.

(2) NONSHELLFISH CERTIFICATION.—

(a) Any person engaging in nonshellfish aquaculture, except as otherwise provided in this section, must be certified by the department. The applicant for a certificate of registration for nonshellfish products shall submit the following to the department:

1. The information requested in subsection (1) above.

2. Documentation that the rules adopted herein have been complied with in accordance with subsection (b) below.

(b) RULEMAKING.—The department, in consultation with the Department of Environmental Protection, the water management districts, environmental groups, and representatives from the affected farming groups, shall adopt rules to:

1. Specify the requirement of best-management practices to be implemented by property owners and leaseholders.

2. Establish procedures for property owners and leaseholders to submit the notice of intent to comply with best-management practices.

3. Establish schedules for implementation of best-management practices, and of interim measures that can be taken prior to adoption of best-management practices.

4. Establish a system to assure the implementation of best-management practices, including recordkeeping requirements.

Rules adopted pursuant to this subsection shall become effective pursuant to the applicable provisions of chapter 120, but must be submitted to the President of the Senate and the Speaker of the House of Representatives for review by the Legislature. The rules shall be referred to the appropriate committees of substance and scheduled for review during the first available regular session following adoption. Except as otherwise provided by operation of law, such rules shall remain in effect until rejected or modified by act of the Legislature.

(c) WAIVER OF LIABILITY.—Notwithstanding any provision of law, the Department of Environmental Protection is not authorized to institute proceedings against any person certified under s. 597.004 to recover any costs or damages associated with contamination of groundwater or surface water, or the evaluation, assessment, or remediation of contamination of groundwater or surface water, including sampling, analysis, and restoration of potable water supplies, where the contamination of groundwater or surface water is determined to be the result of aquaculture practices, provided the property owner or leaseholder:

1. Provides the department with a notice of intent to implement applicable best-management practices adopted by the department;

2. Implements applicable best-management practices as soon as practicable according to rules adopted by the department; and

3. Implements practicable interim measures identified and adopted by the department which can be implemented immediately, or according to rules adopted by the department.

(d) COMPLIANCE.—There is a presumption of compliance with state groundwater and surface water standards if the property owner or leaseholder implements best-management practices that have been verified by the Department of Environmental Protection to be effective at representative sites and complies with the following:

1. Provides the department with a notice of intent to implement applicable best-management practices adopted by the department;

2. Implements applicable best-management practices as soon as practicable according to rules adopted by the department; and

3. Implements practicable interim measures identified and adopted by the department which can be implemented immediately, or according to rules adopted by the department.

(e) REPORT.—The department shall provide, by December 31, 1999, to the President of the Senate and the Speaker of the House of Representatives, a progress report concerning the development, implementation, and effectiveness of best-management practices to prevent contamination of groundwater and surface water.

(f) OTHER PROVISIONS.—This section does not limit federally delegated regulatory authority.

~~(g)~~(h) Any aquatic plant producer ~~permitted~~certified by the Game and Fresh Water Fish Commission ~~department~~ pursuant to s. 369.25 shall also be issued an aquaculture certificate of registration pursuant to subsection (1) above.

~~(h)~~(e) Any alligator producer with an alligator farming license and permit to establish and operate an alligator farm ~~pursuant to the provisions and rules of chapter 372~~shall be issued an aquaculture certificate of registration pursuant to subsection (1) above.

(2) FEES.—

(a) Effective July 1, 1997, all fees collected pursuant to this section shall be deposited into the General Inspection Trust Fund in the Department of Agriculture and Consumer Services.

~~(b) For each aquaculture certificate of registration issued pursuant to this section for freshwater fish operations under chapter 372, \$40 shall be deposited into the State Game Trust Fund in the Game and Fresh Water Fish Commission from the General Inspection Trust Fund in the Department of Agriculture and Consumer Services.~~

(3) IDENTIFICATION OF AQUACULTURE PRODUCTS.—Aquaculture products shall be identified while possessed, processed, transported, or sold as provided in this subsection, except those subject to the requirements of chapter 372 and the rules of the Game and Fresh Water Fish Commission as they relate to alligators only.

(a) Aquaculture products shall be identified by an aquaculture certificate of registration number from harvest to point of sale. Any person who possesses aquaculture products must show, by appropriate receipt, bill of sale, bill of lading, or other such manifest where the product originated.

(b) Marine aquaculture products shall be transported in containers that separate such product from wild stocks, and shall be identified by tags or labels that are securely attached and clearly displayed.

(c) Each aquaculture registrant who sells food products labeled as “aquaculture or farm raised” must have such products containerized and clearly labeled in accordance with s. 500.11. Label information must include the name, address, and aquaculture certification number. This requirement is designed to segregate the identity of wild and aquaculture products.

(4) SALE OF AQUACULTURE PRODUCTS.—

(a) Aquaculture products, except shellfish, snook, *spotted sea trout*, *red drum*, and freshwater aquatic species identified in chapter 372 and rules of the Game and Fresh Water Fish Commission, may be sold without restriction so long as product origin can be identified.

(b) Aquaculture shellfish must be sold and handled in accordance with shellfish handling regulations of the Department of Environmental Protection established to protect public health.

(5) REGISTRATION AND RENEWALS.—

~~(a) Not later than December 1, 1996, Each aquaculture producer must apply for an aquaculture certificate of registration with the department and submit the appropriate fee. Upon department approval, the department shall issue the applicant an aquaculture certificate of registration only for a the period of 1 year covering December 1, 1996, through June 30, 1997. The department shall not require a registration~~

~~fee only for the period covering December 1, 1996, through June 30, 1997. However, Beginning July 1, 1997, and each year thereafter, each aquaculture certificate of registration must be renewed with fee, pursuant to this chapter, on July 1.~~

~~(b) No later than October 1, 1996, The department shall send notices of registration to all aquaculture producers of record requiring them to register for an aquaculture certificate. Thereafter, the department shall send a Renewal notices shall be sent notice to the registrant 60 days preceding the termination date of the certificate of registration. Prior to the termination date, the registrant must return a completed renewal form with fee, pursuant to this chapter, to the department.~~

Section 21. Paragraph (i) is added to subsection (3) of section 597.005, Florida Statutes, to read:

597.005 Aquaculture Review Council.—

(3) RESPONSIBILITIES.—The primary responsibilities of the Aquaculture Review Council are to:

(i) Provide the Governor, the President of the Senate, the Speaker of the House of Representatives, and the chairs of legislative committees having primary jurisdiction over either the subject of aquaculture or the budget of the Department of Agriculture and Consumer Services, by August 1 of each year, a list of prioritized research needs critical to development of the aquaculture industry.

Section 22. This act shall take effect July 1 of the year in which enacted.

And the title is amended as follows:

On page 1, line 1, through page 2, line 12, remove from the title of the bill: all of said lines

and insert in lieu thereof: A bill to be entitled An act relating to aquaculture; amending s. 253.72, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.027, F.S.; providing an exception to rulemaking authority of the Marine Fisheries Commission with respect to specified marine life; providing that marine aquaculture producers shall be regulated by the Department of Agriculture and Consumer Services; amending s. 370.06, F.S.; revising provisions relating to issuance and renewal of saltwater products licenses and special activity licenses; authorizing issuance of special activity licenses for the use of special gear or equipment, the importation and possession of sturgeon and nonindigenous saltwater species, the harvest of certain shellfish, and the capture of certain saltwater species; authorizing permit consolidation procedures; providing activity license terms; amending s. 370.081, F.S.; revising provisions relating to the importation of nonindigenous marine plants and animals; amending s. 370.10, F.S.; authorizing the harvesting or possession of saltwater species for experimental, scientific, education, and exhibition purposes; amending s. 370.16, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.26, F.S.; relating to aquaculture definitions; defining the term “marine product facility” and revising definition of the term “marine aquaculture product”; authorizing delegation of regulatory authority for certain aquaculture facilities; deleting requirements of an Aquaculture Section in the Department of Environmental Protection; providing duties of the Department of Agriculture and Consumer Services; authorizing delegation of regulatory authority for certain aquaculture facilities; amending s. 372.0225, F.S.; revising responsibilities of the Division of Fisheries of the Game and Fresh Water Fish Commission relating to freshwater organisms; amending s. 372.65, F.S.; authorizing exemption for freshwater fish dealer’s license; amending s. 372.6672, F.S.; removing obsolete language relating to state-sanctioned sales of alligator hides; amending s. 372.6673, F.S.; providing for a portion of the fees assessed for alligator egg collection permits to be transferred to the General Inspection Trust Fund to be used for certain purposes; amending s. 372.6674, F.S.; providing for a portion of the fees assessed for alligator hide validation tags to be transferred to the General Inspection Trust Fund to be used for certain purposes; amending s. 373.046, F.S.; clarifying jurisdiction over aquaculture activities; providing exemption for management and storage of surface water; amending s. 403.0885,

F.S.; providing exemptions from the state National Pollutant Discharge Elimination System program; amending s. 403.814, F.S.; revising and clarifying provisions relating to aquaculture general permits; amending s. 597.002, F.S.; clarifying jurisdiction over aquaculture activities; amending s. 597.003, F.S.; expanding the powers and duties of the Department of Agriculture and Consumer Services relating to regulation of aquaculture; amending s. 597.004, F.S.; revising provisions relating to aquaculture certificate of registration; amending s. 597.005, F.S.; providing for a list of prioritized research needs; providing an effective date.

Rep. Bronson moved the adoption of the amendment.

Representative(s) Bronson offered the following:

**Amendment 1 to Amendment 1**—On page 17, lines 13-25, remove from the amendment: all of said lines

and insert in lieu thereof:

Section 11. Subsections (3) and (4) of section 372.6672, Florida Statutes, are amended to read:

372.6672 Alligator management and trapping program implementation; commission authority.—

~~(3) The commission shall provide adequate notice of state-sanctioned sales and may maintain a list of known hide buyers and provide notice of state sales by mail. Nothing herein shall authorize the commission to engage in marketing or promotion of the sale of alligator hides or products other than by providing the public notice described herein. The commission is authorized to market alligator hides or products obtained as a result of its law enforcement actions or its nuisance alligator control programs.~~

(3)(4) The powers and duties of the commission hereunder shall not be construed so as to supersede the regulatory authority or lawful responsibility of the Department of Health and Rehabilitative Services, the Department of Agriculture and Consumer Services, or any local governmental entity regarding the processing or handling of food products, but shall be deemed supplemental thereto.

Rep. Bronson moved the adoption of the amendment to the amendment, which was adopted.

Representative(s) Bronson offered the following:

**Amendment 2 to Amendment 1**—In the title, on page 29, line 18 remove from the amendment: and nonindigenous saltwater species

Rep. Bronson moved the adoption of the amendment to the amendment, which was adopted.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4675**—A bill to be entitled An act relating to aquaculture; amending s. 370.027, F.S.; providing an exception to rulemaking authority of the Marine Fisheries Commission with respect to specified marine life; providing that marine aquaculture producers shall be regulated by the Department of Agriculture and Consumer Services; amending s. 370.06, F.S.; revising provisions relating to issuance and renewal of saltwater products licenses and special activity licenses; amending s. 370.26, F.S., relating to aquaculture definitions; defining the term "marine aquaculture facility"; deleting requirements of an Aquaculture Section in the Department of Environmental Protection; providing duties of the Department of Agriculture and Consumer Services; authorizing delegation of regulatory authority for certain aquaculture facilities; amending s. 372.0225, F.S.; revising responsibilities of the Division of Fisheries of the Game and Fresh Water Fish Commission relating to freshwater organisms; amending s. 372.65, F.S.; authorizing exemption for freshwater fish dealer's license; amending s. 403.0885, F.S.; providing exemptions from the state National Pollutant Discharge Elimination System program; amending s. 597.002, F.S.; clarifying jurisdiction over aquaculture activities;

amending s. 597.003, F.S.; expanding the powers and duties of the Department of Agriculture and Consumer Services relating to regulation of aquaculture; amending s. 597.004, F.S.; revising provisions relating to aquaculture certificate of registration; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 3795**—A bill to be entitled An act relating to air pollution control; amending s. 215.22, F.S.; exempting the Air Pollution Control Trust Fund from the general revenue service charge deduction; amending s. 403.0872, F.S., relating to operation permits for major sources of air pollution; revising provisions relating to calculation of the annual operation license fee; providing for adjustments to the license fee factor; providing restrictions on calculating whether there is a revenue shortage; restricting use of annual operation license fees collected; revising elements of the major stationary source air-operation permit program for purposes of establishing annual operation license fees; revising program audit requirements; providing an effective date.

—was read the second time by title.

The Committee on Finance & Taxation offered the following:

**Amendment 1 (with title amendment)**—On page 8, between lines 22 and 23 of the bill

insert:

Section 3. (1) *The Office of Program Policy Analysis and Government Accountability is directed to review each trust fund subject to the service charges imposed pursuant to s. 215.20, Florida Statutes. The review shall include, but not be limited to, the following information:*

- (a) *The sources and amount of revenues for the trust fund;*
- (b) *The statutory purposes of the trust fund;*
- (c) *The annual amount of general revenue service charges paid by the trust fund;*
- (d) *The amount of any deficit in the trust fund during FY 1996-97 or FY 1997-98; and*
- (e) *The amount and source of funds used to offset any deficit in the trust fund during FY 1996-97 or FY 1997-98.*

(2) *The Office is also directed to review each trust fund exempted from the service charges. This review shall include, but not limited to, the following information:*

- (a) *The sources and amount of revenues for the trust fund;*
- (b) *The statutory purposes of the trust fund;*
- (c) *The annual amount of general revenue service charges that would be paid if the trust fund was subject to a seven percent charge;*
- (d) *The amount of the balanceforwards in the trust fund during FY 1996-97 and FY 1997-98; and*
- (e) *Any constitutional or federal limitations on the imposition of such service charges on the trust fund.*

(3) *The review shall be completed by January 15, 1999, and presented to the Governor, the President of the Senate, the Speaker of the House, the minority leaders of each chamber, and the chairs of the fiscal committees in the House and Senate.*

And the title is amended as follows:

On page 1, line 18

after the semicolon insert: requiring a review of trust funds; setting forth items for review; requiring the submission of review;

Rep. Smith moved the adoption of the amendment, which failed of adoption.



The Committee on Finance & Taxation offered the following:

**Amendment 2**—On page 3, line 24 through page 4, line 6 remove all of said from the bill

and insert in lieu thereof: factor may never exceed \$35. ~~The department shall retain a nationally recognized accounting firm to conduct a study to determine the reasonable revenue requirements necessary to support the development and administration of the major source air operation permit program as prescribed in paragraph (b). The results of that determination must be considered in assessing whether a \$25 per ton fee factor is sufficient to adequately fund the major source air operation permit program. The results of the study must be presented to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Public Service Commission, including the Public Counsel's Office, by no later than October 31, 1994.~~

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

The Committee on Finance & Taxation offered the following:

**Amendment 3**—On page 8, line 18 of the bill

insert after the word "in": *subparagraph (a)10. and*

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

Representative(s) Smith offered the following:

**Amendment 4 (with title amendment)**—On page 8, between lines 8 and 9,

insert:

*However, each activity described in subparagraphs 1.-8., as created by section 3 of chapter 92-132, Laws of Florida, which was in existence before July 1, 1998, shall be funded from the Air Pollution Control Trust Fund after July 1, 1998.*

And the title is amended as follows:

On page 1, line 12,

after the semicolon insert: providing for continued funding of certain activities;

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 4221**—A bill to be entitled An act relating to amusement rides; amending s. 616.242, F.S.; providing safety standards for amusement rides; providing for owner responsibility; providing scope; providing definitions; requiring adoption of specified standards and rules; prohibiting the operation of amusement rides without a permit and affidavit of compliance; providing for testing of amusement rides; requiring inspections; providing fees; providing insurance requirements; providing exemptions; prescribing inspection standards for amusement rides; authorizing employees of the Department of Agriculture and Consumer Services to inspect and investigate; requiring owners to inspect amusement rides; providing for the training of employees of amusement rides; prohibiting specified bungy operations; providing fees; providing for denial, suspension, and revocation of permits and inspection certificates; providing for issuance of orders, enforcement, and penalties; providing for liens for unpaid fees, fines, interest, and costs; amending ss. 212.08, 570.46, 616.13, F.S.; conforming provisions; providing an effective date.

—was read the second time by title.

The Committee on General Government Appropriations offered the following:

**Amendment 1**—On page 6, line 30, remove from the bill: *compliance*

and insert in lieu thereof: *conformance*

The Committee on General Government Appropriations offered the following:

**Amendment 2**—On page 11, lines 4 and 6, remove from the bill: *15*

and insert in lieu thereof: *14*

The Committee on General Government Appropriations offered the following:

**Amendment 3**—On page 13, line 13, after the period

insert:

*However, such permanent facilities must file with the department by March 1 of each year a written report, on a form prescribed by rule of the department, of any mechanical, structural, or electrical defects affecting patron safety for which an amusement ride was closed for patron use for a period of time in excess of 4 hours which occurred during the previous calendar year, and any accident, of which the owner or manager had knowledge, or through the exercise of reasonable diligence should have had knowledge, in which a patron was transported to a hospital, as defined in chapter 395, which occurred during the previous calendar year.*

The Committee on General Government Appropriations offered the following:

**Amendment 4**—On page 16, line 23, through page 17, line 3, remove from the bill: all of said lines

The Committee on General Government Appropriations offered the following:

**Amendment 5**—On page 14, between lines 12 and 13,

insert:

*9. Facilities described in s. 549.09(1)(a).*

The Committee on General Government Appropriations offered the following:

**Amendment 6**—On page 19, line 17, remove from the bill: *\$5,000*

and insert in lieu thereof: *\$2,500*

Rep. Ziebarth moved the adoption of the committee amendments, which were adopted *en bloc*.

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4333** was temporarily postponed under Rule 147 and the second reading nullified.

**CS/HB 4353**—A bill to be entitled An act relating to wildlife; amending s. 370.0605, F.S.; deleting the \$10 for 10 days saltwater fishing license; amending s. 372.57, F.S.; clarifying language with respect to special use permits; increasing to age 64 or older the age to obtain a permanent hunting or fishing license for a certain fee; revising language with respect to a lifetime sportsman's license and a lifetime freshwater fishing license; revising language with respect to 5-year licenses; reducing a 5-year hunting license fee; amending s. 372.672, F.S.; providing an additional use for funds in the Florida Panther Research and Management Trust Fund; amending s. 372.674, F.S.; providing reference to the Florida Panther Research and Management Trust Fund with respect to environmental education; amending ss. 372.921 and 372.922, F.S.; providing for payment of expenses relative to wildlife seized or taken by the Game and Freshwater Fish Commission; providing an effective date.

—was read the second time by title and, under Rule 127, referred to the Engrossing Clerk.

**CS/HB 945**—A bill to be entitled An act relating to environmental equity and justice; creating s. 760.854, F.S.; creating the Center for

Environmental Equity and Justice; providing purpose of the center; providing an effective date.

—was read the second time by title.

The Committee on General Government Appropriations offered the following:

**Amendment 1**—On page 1, line 30, of the bill

insert: new Section 2.

Section 2. There is hereby appropriated \$672,000 from the General Revenue Fund to the Florida Agricultural and Mechanical University to implement the provisions of this act.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**CS/HB 4135**—A bill to be entitled An act relating to education; authorizing the creation of charter technical career centers; prescribing powers and duties of the Commissioner of Education, the Department of Education, participating district school boards, and community college district boards of trustees, with respect to charter technical career centers; prescribing powers and duties of charter technical career centers and their boards of directors; providing for funding; prescribing rights and duties of employees of centers and of district school board employees and community college employees working at charter technical career centers; providing for the resolution of complaints; providing for revocation of a charter; providing for rules; amending s. 121.021, F.S.; redefining the term “covered group” with respect to the Florida Retirement System to include charter technical career centers; amending s. 121.051, F.S.; providing for optional participation in the Florida Retirement System by employees of charter technical career centers; amending s. 236.081, F.S.; providing for calculating changes in school district funding resulting from a drop in enrollment based on student transfers to a charter technical career center; providing an effective date.

—was read the second time by title.

The Committee on Education Appropriations offered the following:

**Amendment 1**—On page 4, lines 14 through 19  
remove from the bill: all of said lines

and insert in lieu thereof: *eligible for status as a center. The charter must be signed by the governing body of the center and the sponsor, and must be approved by the district school board and community college board of trustees in whose geographic region the facility is located. An applicant who wishes to establish a center must*

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

The Committee on Education Appropriations offered the following:

**Amendment 2**—On page 4, line 2,  
remove from the bill: the word “from”

and insert in lieu thereof: *that includes*

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

The Committee on Education Appropriations offered the following:

**Amendment 3**—On page 10, lines 17 through 20,  
remove from the bill:

and insert in lieu thereof:

(a) *Each school board and community college that sponsors a charter technical career center shall pay directly to the center an amount stated in the charter. State funding shall be generated for the center for its student enrollment and program outcomes as provided in law. A center is eligible for funding from the Florida Workforce Development Education Fund, the Florida Education Finance Program, and the*

*Community College Program Fund, depending upon the programs conducted by the center.*

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

The Committee on Education Appropriations offered the following:

**Amendment 4 (with title amendment)**—On page 18 after line 19,  
of the bill

insert:

Section 5. *There is hereby appropriated from the General Revenue Fund the sum of \$3 million, for FY 1998-99, as a grant and aid to Daytona Beach Community College for planning and design costs for a charter technical career center which will serve Volusia and Flagler County students in grades eleven through fourteen on a model basis.*

And the title is amended as follows:

On page 1, line 28, after the semi-colon,

insert in lieu thereof: providing an appropriation;

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

The Committee on Governmental Operations offered the following:

**Amendment 5 (with title amendment)**—On page 12, line 30,  
through page 13, line 4,  
remove from the bill: all of said lines

And the title is amended as follows:

On page 1, lines 15 & 16

remove from the title of the bill: providing for the resolution of complaints;

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

The Committee on Governmental Operations offered the following:

**Amendment 6 (with title amendment)**—On page 15, line 5,  
through page 18, line 3,  
remove from the bill: all of said lines

and insert in lieu thereof:

Section 2. Subsections (10) and (34) of section 121.021, Florida Statutes, are amended to read:

121.021 Definitions.—The following words and phrases as used in this chapter have the respective meanings set forth unless a different meaning is plainly required by the context:

(10) “Employer” means any agency, branch, department, institution, university, institution of higher education, or board of the state, or any county agency, branch, department board, district school board, or special district of the state, or any city of the state which participates in the system for the benefit of certain of its employees, or a charter school or charter technical career center that participates as provided in s. 121.051(2)(d).

(34) “Covered group” means the officers and employees of an employer who become members under this chapter. “Covered group” applies also when the employer is a charter technical career center, charter school, special district, or city for which coverage under this chapter is applied for by the employer and approved for social security coverage by the United States Secretary of Health and Human Services and approved by the administrator for membership under this chapter. Members of a firefighters’ pension trust fund or a municipal police officers’ retirement trust fund, established in accordance with chapter 175 or chapter 185, respectively, shall be considered eligible for membership under this chapter only after holding a referendum and by affirmative majority vote electing coverage under this chapter.

Section 3. Paragraphs (c) and (d) of subsection (2) of section 121.051, Florida Statutes, are amended to read:

121.051 Participation in the system.—

(2) OPTIONAL PARTICIPATION.—

(c) Employees of members of the State Community College System or charter technical career centers sponsored by members of the State Community College System, as designated in s. 240.3031, who are members of the Regular Class of the Florida Retirement System and who comply with the criteria set forth in this paragraph and in s. 240.3195 may elect, in lieu of participating in the Florida Retirement System, to withdraw from the Florida Retirement System altogether and participate in a lifetime monthly annuity program, to be known as the State Community College System Optional Retirement Program, which may be provided by the employing agency under s. 240.3195. Pursuant thereto:

1. The cost to the employer for such annuity shall equal the normal cost portion of the employer retirement contribution which would be required if the employee were a member of the Regular Class, plus the portion of the contribution rate required by s. 112.363(8) that would otherwise be assigned to the Retiree Health Insurance Subsidy Trust Fund, and less an amount approved by the employer to provide for the administration of the optional retirement program. The employer providing such annuity shall contribute an additional amount to the Florida Retirement System Trust Fund equal to the unfunded actuarial accrued liability portion of the Regular Class contribution rate.

2. The decision to participate in such an optional retirement program shall be irrevocable for as long as the employee holds a position eligible for participation. Any service creditable under the Florida Retirement System shall be retained after the member withdraws from the Florida Retirement System; however, additional service credit in the Florida Retirement System shall not be earned while a member of the optional retirement program.

3. Participation in an optional annuity program shall be limited to those employees who satisfy the following eligibility criteria:

a. The employee must be otherwise eligible for membership in the Regular Class of the Florida Retirement System, as provided in s. 121.021(11) and (12).

b. The employee must be employed in a full-time position classified in the Accounting Manual for Florida's Public Community Colleges as:

(I) Instructional; or

(II) Executive Management, Instructional Management, or Institutional Management, if a community college determines that recruiting to fill a vacancy in the position is to be conducted in the national or regional market, and:

(A) The duties and responsibilities of the position include either the formulation, interpretation, or implementation of policies; or

(B) The duties and responsibilities of the position include the performance of functions that are unique or specialized within higher education and that frequently involve the support of the mission of the community college.

c. The employee must be employed in a position not included in the Senior Management Service Class of the Florida Retirement System, as described in s. 121.055.

4. Participants in the program are subject to the same reemployment limitations, renewed membership provisions, and forfeiture provisions as are applicable to regular members of the Florida Retirement System under ss. 121.091(9), 121.122, and 121.091(5), respectively.

5. Eligible community college employees shall be compulsory members of the Florida Retirement System until, pursuant to the procedures set forth in s. 240.3195, the first day of the next full calendar month following the filing of both a written election to withdraw and a completed application for an individual contract or certificate with the program administrator and receipt of such election by the division.

(d) The governing body of a charter school or a charter technical career center may elect to participate in the system upon proper application to the administrator and shall cover its units as approved by the Secretary of Health and Human Services and the administrator. Once this election is made and approved, it may not be revoked, and all present officers and employees selecting coverage under this chapter and all future officers and employees shall be compulsory members of the Florida Retirement System.

Section 4. Section 121.1122, Florida Statutes, is amended to read:

121.1122 Purchase of retirement credit for in-state public service and in-state service in accredited nonpublic, nonsectarian schools and colleges, including charter schools and charter technical career centers.—Effective January 1, 1998, a member of the Florida Retirement System may purchase creditable service for periods of certain public or nonpublic, ~~nonsectarian~~ employment performed in this state, as provided in this section.

(1) PURCHASE OF RETIREMENT CREDIT AUTHORIZED.—Subject to the provisions of subsections (2) and (3), a member of the Florida Retirement System may purchase up to 5 years of retirement credit for:

(a) Periods of public employment in this state; or

(b) Periods of employment in charter schools or charter technical career centers or in any nonpublic, nonsectarian school or college in this state that is accredited by the Southern Association of Colleges and Schools.

Credit for 1 year of such service may be purchased for each year of creditable service a member completes under the Florida Retirement System.

(2) LIMITATIONS AND CONDITIONS.—

(a) A member is not eligible to receive credit for in-state service under this section until he or she has completed 10 years of creditable service under the Florida Retirement System, excluding service purchased under this section and out-of-state service claimed and purchased under s. 121.1115.

(b) A member may not purchase and receive credit for more than 5 years of creditable service aggregated under the provisions of this section and s. 121.1115.

(c) Service credit claimed under this section shall be credited only as service in the Regular Class of membership and shall be subject to the provisions of s. 112.65.

(d) A member shall be eligible to receive service credit for in-state service performed after leaving the Florida Retirement System only upon returning to membership and completing at least 1 year of creditable service in the Florida Retirement System following the in-state service.

(e) The service claimed must have been service covered by a retirement or pension plan provided by the employer.

(3) COST.—The cost to purchase retirement credit under this section shall be calculated in the same manner as set forth in s. 121.1115(2) for purchase of credit for out-of-state service.

And the title is amended as follows:

On page 1, lines 18 through 24,  
remove from the title of the bill: all of said lines

and insert in lieu thereof: amending s. 121.021, F.S.; redefining the terms "covered group" and "employer" with respect to the Florida Retirement System to include charter technical career centers; amending s. 121.051, F.S.; providing for optional participation in the Florida Retirement System by employees of charter technical career centers; amending s. 121.1122, F.S.; including charter technical career centers with a group for the purchase of certain retirement credit; amending s.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 3687**—A bill to be entitled An act relating to the “Florida Entertainment Industry Growth Act”; creating s. 288.125, F.S.; providing a short title; creating s. 288.1251, F.S.; providing definitions; creating s. 288.1252, F.S.; creating the Entertainment Florida Council within the Office of Tourism, Trade, and Economic Development of the Executive Office of the Governor; providing purpose, membership, terms, organization, powers, and duties of the council; renumbering and amending s. 288.12285, F.S.; correcting a reference; creating s. 288.1254, F.S.; creating the Office of Entertainment Industry Commissioner; providing procedure for appointment of the Entertainment Industry Commissioner; providing powers and duties of the office; creating s. 288.1255, F.S.; requiring the Office of Tourism, Trade, and Economic Development to adopt rules by which it may make specified expenditures for expenses incurred in connection with the performance of the duties of the Office of the Entertainment Industry Commissioner; requiring approval of such rules by the Comptroller; requiring an annual report; authorizing the solicitation, acceptance, and use of specified goods and services by employees and representatives of the Office of the Entertainment Industry Commissioner; providing certain requirements with respect to claims for expenses; providing a penalty for false or fraudulent claims; providing for civil liability; creating s. 288.1256, F.S.; creating the Florida Entertainment Industry Incentive Grant Program; providing purpose of the program; providing for the development of grant criteria; providing for the administration and distribution of grant funds; requiring specified documentation prior to the release of funds; renumbering and amending s. 288.055, F.S.; redesignating the Florida Film and Television Investment Trust Fund as the Florida Entertainment Industry Incentive Grant Program Trust Fund; providing for use of the trust fund; requiring the maintenance of a specified trust fund balance; specifying funds from which initial grants may be awarded; specifying sources from which the trust fund may receive moneys; creating s. 288.1258, F.S.; authorizing application for approval by the Office of the Entertainment Industry as a qualified production company for purposes of receiving sales tax exemptions and refunds; providing application procedure; providing for denial and revocation of a certificate of exemption; providing a penalty for falsification or unauthorized use of an application for certificate of exemption; providing categories of qualification for certificate of exemption; providing for renewal of a certificate of exemption; providing for duties of the Department of Revenue with respect to sales tax exemption to qualified production companies; creating the Florida Entertainment Industry Model Permitting Task Force; providing purpose of the task force; providing for appointment of members to the task force; amending s. 14.2015, F.S., revising purposes of the Office of Tourism, Trade, and Economic Development of the Executive Office of the Governor; amending s. 212.031, F.S., relating to the lease or rental of or license in real property; revising language with respect to property used as an integral part of the performance of qualified production services; amending s. 212.06, F.S., relating to the tax on sales, use, and other transactions; revising language with respect to the exemption for fabrication labor used in the production of a qualified motion picture; amending s. 212.0602, F.S., which exempts the purchase or lease of materials, equipment, and other items by specified educational entities, institutions, or organizations from the sales and use tax under certain limited circumstances; expanding the exemption to include real or personal property and support operations of such educational institutions; conforming references; amending s. 212.08, F.S.; revising the partial exemption from the tax on sales, use, and other transactions for master tapes, records, films, or video tapes to include entertainment industry production services and equipment within the exemption; specifying the rate of the exemption; providing a limitation on refunds; providing procedure for obtaining refunds; revising the term “amounts paid for the tangible elements”; clarifying definitions; providing definitions; requiring the Office of Entertainment Industry Commissioner to keep specified records; requiring an annual report to the Legislature; repealing s. 212.08(12), F.S., on October 1, 2008; providing for review by the Legislature prior to repeal; amending s. 212.20, F.S., relating to the distribution of proceeds from the tax on

sales, use, and other transactions; providing for the transfer of specified tax proceeds to the Entertainment Industry Grant Program Trust Fund; amending s. 213.053, F.S., relating to confidentiality and information sharing by the Department of Revenue; providing for the sharing of specified information; amending ss. 288.108 and 288.90152, F.S.; correcting cross references; repealing s. 212.08(5)(f), F.S.; repealing the exemption from the tax on sales use and other transactions for specified motion picture or video equipment, and specified sound recording equipment, effective January 1, 1999; repealing s. 288.051, F.S., which provides a short title; repealing s. 288.052, F.S., relating to legislative findings and intent with respect to the “Florida Film and Television Investment Act”; repealing s. 288.053, F.S., relating to the Florida Film and Television Investment Board; repealing s. 288.054, F.S., relating to the administration and powers of the Florida Film and Television Investment Board; repealing s. 288.056, F.S., relating to conditions for film and television investment by the board; repealing s. 288.057, F.S., which requires an annual report by the board; repealing s. 288.1228, F.S., relating to the direct-support organization authorized by the Office of Tourism, Trade, and Economic Development to assist in the promotion and development of the entertainment industry; repealing s. 288.12285, F.S., relating to confidentiality of identities of donors to the direct-support organization; providing effective dates.

—was read the second time by title.

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 1**—On page 8, between lines 20 and 21

insert: *(15) These terms and the provisions of this act do not include television, cable or radio companies licensed by the Federal Communications Commission in their capacities as broadcast companies, but may include such companies in their capacities as producers of entertainment industry products created primarily for entertainment, commercial, industrial, or educational purposes for statewide, national, or international distribution.*

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 2**—On page 49, between lines 12 and 13

insert: *17. These terms and the provisions of this act do not include television, cable or radio companies licensed by the Federal Communications Commission in their capacities as broadcast companies, but may include such companies in their capacities as producers of entertainment industry products created primarily for entertainment, commercial, industrial, or educational purposes for statewide, national, or international distribution.*

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 3**—On page 13, lines 25-26  
remove from the bill: all of said lines

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 4**—On page 15, lines 29 and 30  
remove from the bill: all of said lines

and insert in lieu thereof: *services, field office administration, and information.*

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 5**—On page 16, Lines 22 and 23, remove from the bill: all of said lines

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 6 (with title amendment)**—On page 21, line 18 through page 26, line 5, remove from the bill: all of said lines (Renumber subsequent sections)

And the title is amended as follows:

On page 2, line 3 after the semicolon through the semicolon on line 18, remove from the title of the bill: all of said lines

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 7**—On page 27, line 1 and 25, and on page 29, line 25, and on page 30, line 17, remove from the bill: *212.08(12)(a)3*.

and insert in lieu thereof: *212.08(12)(a)*

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 8 (with title amendment)**—On page 43, line 30 through page 45, line 2 remove from the bill: all of said lines (Renumber subsequent subparagraphs)

And the title is amended as follows:

On page 4, lines 1-4 remove from the title of the bill: all of said lines

and insert in lieu thereof: equipment within the exemption; revising the term

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

The Committee on Transportation & Economic Development Appropriations offered the following:

**Amendment 9 (with title amendment)**—On page 50, line 1 through page 52, line 5 remove from the bill: all of said lines (Renumber subsequent sections)

And the title is amended as follows:

On page 4, line 12 after the semicolon through the semicolon on line 17, remove from the title of the bill: all of said lines

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

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 10**—On page 11, lines 21-22, remove from the bill: *and rules to implement the provisions of this act*

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

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 11**—On page 20, line 14, remove from the bill: *request*,

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

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 12**—On page 20, line 18, remove from the bill: *solicitation*,

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

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 13**—On page 20, line 22, remove from the bill: *requested*,

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

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 14**—On page 27, line 1 and 25, and on page 29, line 25, and on page 30, line 17, remove from the bill: *212.08(12)(a)3*.

and insert in lieu thereof: *212.08(12)(a)1. and 3.*

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 15**—On page 52, line 12, remove from the bill: *2. and 3.*

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 16**—On page 44, line 2 after the number 212, of the bill insert: *sold or leased to or used, stored, or otherwise consumed*

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 17**—On page 45, line 15, remove from the bill: all of said line

and insert in lieu thereof: *published no later than November 1, commencing in the year this act is enacted, by the office of the*

The Committee on Governmental Rules & Regulations offered the following:

**Amendment 18**—On page 31, line 5, remove from the bill: *shall*

and insert in lieu thereof: *may*

Rep. Barreiro moved the adoption of the committee amendments, which were adopted *en bloc*.

#### Reconsideration

On motion by Rep. Barreiro, the House reconsidered the vote by which **Amendment 14** was adopted. The question recurred on the adoption of the amendment, which failed of adoption.

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4439**—A bill to be entitled An act relating to contracting; amending s. 468.603, F.S.; revising and providing definitions relating to electrical inspectors; creating s. 468.604, F.S.; providing responsibilities of building code administrators, plans examiners, and inspectors; amending s. 468.605, F.S.; revising membership of the Florida Building Code Administrators and Inspectors Board; amending s. 468.609, F.S.; revising and providing requirements for certification as a building code administrator, plans examiner, or inspector, including provisional certification; amending s. 468.617, F.S.; revising provisions relating to local governments contracting for building code, examination, and inspection services; amending s. 468.627, F.S.; revising and eliminating fees; amending s. 468.629, F.S.; prohibiting making or attempting to make a certificateholder violate a local or state building code; prohibiting acting or practicing as a building code administrator or building official, plans examiner, or inspector without being an active certificateholder; providing penalties; amending s. 468.631, F.S.; revising provisions relating to use of the surcharge to fund the Building Code Administrators and Inspectors Fund; reserving a portion of the surcharge funds collected for development and implementation of continuing education and training programs; exempting certain local government employees from paying for such education and training; amending s. 469.001, F.S.; redefining the terms "abatement" and "survey"; defining the term "project designer"; amending s. 469.002, F.S., relating to exemptions from state regulation of asbestos abatement; revising an exemption applicable to certain asbestos-related activities done by government employees; revising certain existing exemptions; amending s. 469.004, F.S.; eliminating provisions relating to prerequisites to issuance of a license and to continuing education; amending s. 469.005, F.S.; revising licensure requirements for asbestos consultants and asbestos contractors relating to required coursework; amending s. 469.006, F.S.; requiring applicants for business licensure to submit evidence of financial responsibility and an affidavit attesting to having obtained the required workers' compensation, public liability, and property damage insurance; amending s. 469.013, F.S.; revising continuing education requirements applicable to asbestos surveyors, management planners, and project monitors; repealing s. 469.015, F.S., relating to seals; amending ss. 255.551, 376.60, and 469.014, F.S.; correcting cross references; amending s. 475.01, F.S.; revising the definition of "first contact"; creating s. 481.222, F.S.; allowing architects to perform duties of building code inspectors; amending s. 489.103, F.S.; providing exemptions from regulation under pt. I, ch. 489, F.S., relating to construction contracting; amending s. 489.105, F.S.; revising and providing definitions applicable to contractors; amending s. 489.107, F.S.; requiring the Construction Industry Licensing Board and the Electrical Contractors' Licensing Board to each appoint a committee to meet jointly at least twice a year; amending s. 489.113, F.S.; providing that expansion of the scope of practice of any type of contractor does not limit the scope of practice of any existing type of contractor unless the Legislature expressly provides such limitation; repealing s. 489.1135, F.S., relating to designation and certification of underground utility and excavation contractors; creating s. 489.1136, F.S.; providing for medical gas certification for plumbing contractors who install, improve, repair, or maintain conduits used to transport gaseous or partly gaseous substances for medical purposes; requiring certain coursework; requiring an examination for certain persons; providing for discipline and penalties; providing a definition; amending s. 553.06, F.S.; providing that plumbing contractors who install, improve, repair, or maintain such conduits shall be governed by the National Fire Prevention Association Standard 99C; amending s. 489.115, F.S.; authorizing certificateholders and registrants to apply continuing education courses earned under other regulatory provisions under certain circumstances; amending s. 489.119, F.S.; detailing what constitutes an incomplete contract for purposes of work allowed a business organization under temporary certification or registration; amending s. 489.140, F.S.; eliminating a provision that requires the transfer of surplus moneys from fines into the Construction Industries Recovery Fund; amending s. 489.141, F.S.; clarifying provisions relating to conditions for recovery from the fund; eliminating a notice requirement; revising a limitation on the making of a claim; amending s. 489.142, F.S.; revising a provision relating to powers of the Construction Industry Licensing Board with respect to actions for recovery from the fund, to conform; amending s. 489.143, F.S.; revising

provisions relating to payment from the fund; amending s. 489.503, F.S.; providing exemptions from regulation under pt. II, ch. 489, F.S., relating to electrical and alarm system contracting; revising an exemption that applies to telecommunications, community antenna television, and radio distribution systems, to include cable television systems; amending s. 489.505, F.S., and repealing subsection (24), relating to the definition of "limited burglar alarm system contractor"; redefining terms applicable to electrical and alarm system contracting; defining the term "monitoring"; amending s. 489.507, F.S.; requiring the Electrical Contractors' Licensing Board and the Construction Industry Licensing Board to each appoint a committee to meet jointly at least twice a year; amending s. 489.509, F.S.; eliminating reference to the payment date of the biennial renewal fee for certificateholders and registrants; eliminating an inconsistent provision relating to failure to renew an active or inactive certificate or registration; providing for transfer of a portion of certain fees applicable to regulation of electrical and alarm system contracting to fund certain projects relating to the building construction industry and continuing education programs related thereto; amending s. 489.511, F.S.; revising eligibility requirements for certification as an electrical or alarm system contractor; authorizing the taking of the certification examination more than three times and providing requirements with respect thereto; eliminating an obsolete provision; amending s. 489.513, F.S.; revising registration requirements for electrical contractors; amending s. 489.517, F.S.; authorizing certificateholders and registrants to apply continuing education courses earned under other regulatory provisions under certain circumstances; providing for verification of public liability and property damage insurance; amending s. 489.519, F.S.; authorizing certificateholders and registrants to apply for voluntary inactive status at any time during the period of certification or registration; authorizing a person passing the certification examination and applying for licensure to place his or her license on inactive status without having to qualify a business; amending s. 489.521, F.S.; providing conditions on qualifying agents qualifying more than one business organization; providing for revocation or suspension of such qualification for improper supervision; providing technical changes; amending s. 489.525, F.S.; revising reporting requirements of the Department of Business and Professional Regulation to local boards and building officials; providing applicability with respect to information provided on the Internet; amending s. 489.533, F.S.; revising and providing grounds for discipline; providing penalties; reenacting s. 489.518(5), F.S., relating to alarm system agents, to incorporate the amendment to s. 489.533, F.S., in a reference thereto; amending s. 489.537, F.S.; authorizing registered electrical contractors to install raceways for alarm systems; providing that licensees under pt. II, ch. 489, F.S., are subject, as applicable, to certain provisions relating to local occupational license taxes; amending s. 205.0535, F.S.; providing that businesses providing local exchange telephone service or pay telephone service may not be assessed an occupational license tax on a per-instrument basis; amending ss. 489.539 and 553.19, F.S.; updating electrical and alarm standards; adding a national code relating to fire alarms to the minimum electrical and alarm standards required in this state; creating s. 501.935, F.S.; providing requirements relating to home-inspection reports; providing legislative intent; providing definitions; providing exemptions; requiring, prior to 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 on the results of the inspection; providing prohibited acts, for which there are civil penalties; providing that failure to comply is a deceptive and unfair trade practice; creating s. 715.15, F.S.; providing that certain provisions in contracts for improvement of real property are void; providing applicability; providing effective dates.

—was read the second time by title.

The Committee on Community Affairs offered the following:

**Amendment 1**—On page 43, between lines 15-16 of the bill insert:

(m) "Plumbing contractor" means a contractor whose contracting business consists of the execution of contracts requiring the experience,

financial means, knowledge, and skill to install, maintain, repair, alter, extend, or, when not prohibited by law, design plumbing. A plumbing contractor may install, maintain, repair, alter, extend, or, when not prohibited by law, design the following without obtaining any additional local regulatory license, certificate, or registration: sanitary drainage or storm drainage facilities; venting systems; public or private water supply systems; septic tanks; drainage and supply wells; swimming pool piping; irrigation systems; or solar heating water systems and all appurtenances, apparatus, or equipment used in connection therewith, including boilers and pressure process piping and including the installation of water, natural gas (excluding liquid petroleum gases), and storm and sanitary sewer lines; and water and sewer plants and substations. The scope of work of the plumbing contractor also includes the design, when not prohibited by law, and installation, maintenance, repair, alteration, or extension of air-piping, vacuum line piping, oxygen line piping, nitrous oxide piping, and all related medical gas systems; fire line standpipes and fire sprinklers to the extent authorized by law; ink and chemical lines; fuel oil and gasoline piping and tank and pump installation, except bulk storage plants; and pneumatic control piping systems, all in such a manner as to comply with all plans, specifications, codes, laws, and regulations applicable. The scope of work of the plumbing contractor shall apply to private property and public property, shall include any excavation work incidental thereto, and shall include the work of the specialty plumbing contractor. Such contractor shall subcontract, with a qualified contractor in the field concerned, all other work incidental to the work but which is specified herein as being the work of a trade other than that of a plumbing contractor. Nothing in this definition shall be construed to limit the scope of work of any specialty contractor certified pursuant to s. 489.113(6). ~~Nothing in this definition shall be construed to require certification or registration under this part of any authorized employee of a public natural gas utility or of a private natural gas utility regulated by the Public Service Commission when disconnecting and reconnecting water lines in the servicing or replacement of an existing water heater.~~

Rep. Ogles moved the adoption of the amendment.

The Committee on General Government Appropriations offered the following:

**Amendment 1 to Amendment 1**—On page 2, line 22 through 28 of the amendment strike all of said lines:

and insert in lieu thereof:

to s. 489.113(6). Nothing in this definition shall be construed to require certification or registration under this part of any authorized employee of a public natural gas utility or of a private natural gas utility regulated by the Public Service Commission when disconnecting and reconnecting water lines in the servicing or replacement of an existing water heater.

Rep. Ogles moved the adoption of the amendment to the amendment.

Further consideration of **HB 4439**, with pending amendments, was temporarily postponed under Rule 147.

**HB 4763**—A bill to be entitled An act relating to regulation of professions; renumbering and amending ss. 501.057, 501.0571, 501.0573, 501.0575, 501.0577, 501.0579, and 501.0581, F.S.; transferring the Florida Commercial Weight-Loss Practices Act from ch. 501, F.S., relating to consumer protection, to ch. 468, F.S., relating to professions and occupations; redefining the activity that constitutes a weight-loss program; revising certain notice requirements; providing an exemption from regulation; conforming references and cross references; transferring regulatory authority from the Department of Agriculture and Consumer Services to the Department of Health; creating s. 468.828, F.S.; requiring weight-loss providers to obtain permits; prescribing procedures and requirements; providing a penalty; providing for fees; providing a grace period for certain providers; creating s. 468.829, F.S.; requiring display of permits; creating s. 468.519, F.S.; prohibiting sexual misconduct in the practice of dietetics and nutrition; amending s. 455.604, F.S.; requiring instruction in HIV and AIDS for persons licensed as dietitians and nutritionists; providing an effective date.

—was read the second time by title.

Representative(s) Wasserman Schultz offered the following:

**Amendment 1 (with title amendment)**—On page 1, line 30, Remove from the bill: Everything after the enacting clause

and insert in lieu thereof:

Section 1. Section 501.057, Florida Statutes, is renumbered as section 468.821, Florida Statutes, and amended to read:

~~468.821~~ ~~501.057~~ Commercial Weight-Loss Practices Act; short title.—Sections ~~468.821-468.829~~ ~~501.057-501.0581~~ may be cited as the “Florida Commercial Weight-Loss Practices Act.”

Section 2. Section 501.0571, Florida Statutes, is renumbered as section 468.822, Florida Statutes, and amended to read:

~~468.822~~ ~~501.0571~~ Commercial Weight-Loss Practices Act; definitions.—As used in ss. ~~468.821-468.829~~, the term ~~501.057-501.0581~~:

(1) “Examination” means any type of medical, psychological, or nutritional review of a consumer.

(2) “Department” means the Department of Health.

(3)(2) “Supplement” means any type of vitamin, mineral, or other dietary additive which is recommended to be taken by a weight-loss provider.

(4)(3) “Weight-loss location” means any place where a weight-loss program is provided by a weight-loss provider.

(5)(4) “Weight-loss program” means *a general program of instruction, with food, supplements, food products, or a food plan designed for clients from one or more healthy population groups, in order that such clients may achieve or maintain a healthy weight. A weight-loss program is not based on an individual nutrition assessment and is not individualized to provide nutrition care services to manage, treat, or rehabilitate a medical condition, illness, or injury for a specific person or group. A weight-loss program does not include persons who only sell or distribute food, supplements, or food products. any plan or procedure offered to encourage weight loss.*

(6)(5) “Weight-loss provider” means *the owner of any person engaged in the business engaged in of offering services to consumers to assist them in losing weight and making oral or written statements, visual descriptions, advertisements, or other representations that have the capacity, tendency, or effect of leading consumers to believe that participation in a weight-loss program will result in weight loss. A weight-loss provider does not include a person who markets or distributes food, food materials, or dietary supplements, or any person who engages in the explanation of the use and benefits of those products or the preparation of those products, if that person does not engage for a fee in dietetics and nutrition practice or nutrition counseling, and who is not offering a weight-loss program to the public.*

Section 3. Section 501.0573, Florida Statutes, is renumbered as section 468.823, Florida Statutes, and amended to read:

~~468.823~~ ~~501.0573~~ Weight-loss provider requirements.—Each weight-loss provider shall:

(1) Provide to a consumer a written itemized statement of the fixed or estimated cost of the weight-loss program that is being recommended, including all additional products, services, supplements, examinations, or laboratory tests the consumer may have to purchase from the weight-loss provider as part of such program.

(2) Disclose the actual or estimated duration of the recommended weight-loss program.

(3) Provide a copy of the educational and professional experience of the weight-loss provider’s staff ~~upon request~~.

(4) Provide the name, address, and qualifications of the person who has reviewed and approved the weight-loss program according to s. 468.505(1)(j).

(5) Produce and distribute to all consumers who inquire about their weight-loss program a palm-sized card with the Weight-Loss Consumer Bill of Rights printed on it.

(6) Conspicuously post the Weight-Loss Consumer Bill of Rights at the front registration desk *or area* in each weight-loss location and require every agent, representative, franchisee, or independent contractor to post such a bill of rights in a prominent place in every room in which a presentation or sale of a weight-loss program is made or in which a product or treatment is offered for sale.

Section 4. Section 501.0575, Florida Statutes, is renumbered as section 468.824, Florida Statutes, and amended to read:

~~468.824~~ ~~501.0575~~ Weight-Loss Consumer Bill of Rights.—

(1) The Weight-Loss Consumer Bill of Rights shall consist of the following provisions:

(A) WARNING: RAPID WEIGHT LOSS MAY CAUSE SERIOUS HEALTH PROBLEMS. RAPID WEIGHT LOSS IS WEIGHT LOSS OF MORE THAN 1 1/2 POUNDS TO 2 POUNDS PER WEEK OR WEIGHT LOSS OF MORE THAN 1 PERCENT OF BODY WEIGHT PER WEEK AFTER THE SECOND WEEK OF PARTICIPATION IN A WEIGHT-LOSS PROGRAM.

(B) CONSULT YOUR PERSONAL PHYSICIAN BEFORE STARTING ANY WEIGHT-LOSS PROGRAM.

(C) ONLY PERMANENT LIFESTYLE CHANGES, SUCH AS MAKING HEALTHFUL FOOD CHOICES AND INCREASING PHYSICAL ACTIVITY, PROMOTE LONG-TERM WEIGHT LOSS.

(D) QUALIFICATIONS OF THIS PROVIDER *SHALL BE PROVIDED TO YOU BY THE PROVIDER PRIOR TO YOUR STARTING THE PROGRAM* ~~ARE AVAILABLE UPON REQUEST.~~

(E) YOU HAVE A RIGHT TO:

1. ASK QUESTIONS ABOUT THE POTENTIAL HEALTH RISKS OF THIS PROGRAM AND ITS NUTRITIONAL CONTENT, PSYCHOLOGICAL SUPPORT, AND EDUCATIONAL COMPONENTS.

2. RECEIVE AN ITEMIZED STATEMENT OF THE ACTUAL OR ESTIMATED PRICE OF THE WEIGHT-LOSS PROGRAM, INCLUDING EXTRA PRODUCTS, SERVICES, SUPPLEMENTS, EXAMINATIONS, AND LABORATORY TESTS.

3. KNOW THE ACTUAL OR ESTIMATED DURATION OF THE PROGRAM.

4. KNOW THE NAME, ADDRESS, AND QUALIFICATIONS OF THE *LICENSED* DIETITIAN OR NUTRITIONIST WHO HAS REVIEWED AND APPROVED THE WEIGHT-LOSS PROGRAM *PURSUANT ACCORDING TO* s. 468.505(1)(j), FLORIDA STATUTES.

(2) The copies of the Weight-Loss Consumer Bill of Rights to be posted according to s. ~~468.823(6)~~ ~~s. 501.0573(6)~~ shall be printed in at least 24-point boldfaced type on one side of a sign. The palm-sized copies to be distributed according to s. ~~468.823(5)~~ ~~s. 501.0573(5)~~ shall be in boldfaced type and legible. Each weight-loss provider shall be responsible for producing and printing appropriate copies of the Weight-Loss Consumer Bill of Rights.

Section 5. Section 501.0577, Florida Statutes, is renumbered as section 468.825, Florida Statutes, and amended to read:

~~468.825~~ ~~501.0577~~ Commercial Weight-Loss Practices Act; exemptions.—The provisions of this act do not apply to persons licensed under chapter 458, chapter 459, chapter 460, chapter 461, chapter 462, chapter 463, chapter 465, *parts III, V, and X of chapter 468*, or chapter 486 who may give weight-loss advice or provide any weight-loss service which is *within the scope of practice of the respective profession incidental to the performance of their profession and which is not the primary activity of the person's practice.*

Section 6. Section 501.0579, Florida Statutes, is renumbered as section 468.826, Florida Statutes, and amended to read:

~~468.826~~ ~~501.0579~~ Commercial Weight-Loss Practices Act; unlawful practices.—It is unlawful and an unfair and deceptive trade practice under part II of ~~this chapter~~ *501* to fail to comply with the provisions of ~~ss. 468.821-468.829~~ *this act.*

Section 7. Section 501.0581, Florida Statutes, is renumbered as section 468.827, Florida Statutes, and amended to read:

~~468.827~~ ~~501.0581~~ Commercial Weight-Loss Practices Act; civil remedies.—

(1) ~~The department of Agriculture and Consumer Services~~ may bring a civil action in circuit court for temporary or permanent injunctive relief to enforce the provisions of this act and may seek other appropriate civil relief, including a civil penalty not to exceed \$5,000 for each violation, for restitution and damages for injured customers, court costs, and reasonable attorney's fees.

(2) ~~The department of Agriculture and Consumer Services~~ may terminate any investigation or action upon agreement by the offender to pay a stipulated civil penalty, make restitution or pay damages to customers, or satisfy any other relief authorized herein and requested by the department.

(3) Remedies provided in this section shall be in addition to any other remedies provided by law.

Section 8. Section 468.828, Florida Statutes, is created to read:

*468.828 Weight-loss provider registration.—*

(1) *A weight-loss provider may not operate in this state until such person has applied for and received from the department a weight-loss provider registration. The department shall prescribe an application form to be used by all persons applying to obtain a weight-loss provider registration. The department shall issue a weight-loss provider registration for each applicant who:*

(a) *Has completed the application form and remitted a nonrefundable application fee set by the department in an amount not to exceed \$300.*

(b) *Has identified the weight-loss provider by name, street and mailing addresses, and telephone number and, in the case of a partnership, corporation, association, or entity, has identified a registered agent or other person to receive service of papers or other documents or perform other duties as specified by the department.*

(c) *Has identified the licensed or registered dietitian/nutritionist who approved the weight-loss program pursuant to subsection (3) by name, street and mailing addresses, and telephone number.*

(2)(a) *A weight-loss provider registration is not transferable to another weight-loss provider by any means, including, but not limited to, any sale of a corporation, partnership, sole proprietorship, or other business entity.*

(b) *A weight-loss provider shall notify the department within 30 days after a change in ownership of the business and at the same time return the registration to the department for cancellation. Upon a change in ownership of a weight-loss provider's business, the new owner shall file an application for a new registration and shall pay the prescribed fee.*

(3) *Any weight-loss program offered by a weight-loss provider shall be reviewed and approved by:*

(a) *A dietitian/nutritionist licensed in this state;*

(b) *A registered dietitian; or*

(c) *A dietitian/nutritionist licensed in another state, provided the requirements for licensure in that state are substantially equivalent to or more stringent than those existing in this state.*

*A weight-loss program may not be changed without consultation and approval by one of the individuals listed in this subsection.*



(4) *The person selected pursuant to subsection (3) shall consider the following minimum standards in reviewing a provider's weight-loss program, to determine whether the weight-loss program being advocated is safe and in compliance with the provisions of ss. 468.821-468.829:*

(a) *Nutritional adequacy, measured by consumption of a wide variety of foods based on government recommendations for healthy eating;*

(b) *Mechanisms for screening out those persons for whom there is a scientific consensus that weight loss is inappropriate, such as pregnant women;*

(c) *Requiring medical permission for children under 10 years of age and recognizing that physician consultation is appropriate for anyone starting a weight-loss program;*

(d) *Promoting a rate of weight loss consistent with the provisions of ss. 468.821-468.829;*

(e) *Providing a weight maintenance component designed to help weight-loss program participants sustain their weight losses, consistent with government standards for healthy eating; and*

(f) *Providing participants with materials demonstrating the weight-loss program provider's compliance with ss. 468.821-468.829.*

(5) *Each weight-loss provider shall comply with all requirements of the Florida Drug and Cosmetic Act, part I of chapter 499; the Florida Commercial Weight-Loss Practices Act, ss. 468.821-468.829; and the Deceptive and Unfair Trade Practices Act, part II of chapter 501.*

(6) *Violation of subsection (5), in addition to other remedies provided by law, shall result in suspension of the weight-loss provider's registration under chapter 455. Reinstatement shall require demonstration of full compliance with the applicable laws and payment of a reinstatement fee not to exceed the initial application and registration fee.*

(7) *Nothing in ss. 468.821-468.829 may be construed to mean that a practitioner licensed under chapter 458, chapter 459, or part X of chapter 468 is required to secure a weight-loss provider registration under ss. 468.821-468.829.*

(8) *The department shall by rule set a biennial weight-loss registration renewal fee in an amount not to exceed \$300. The weight-loss program or programs being offered to the public shall be reviewed and approved at least biennially by one of the individuals listed in subsection (3). Each applicant shall submit to the department with his or her biennial renewal fee the name, address, and phone number of the person who reviewed and approved the weight-loss program. Biennial review shall not be required for those providers who have a licensed or registered dietitian/nutritionist meeting the requirements of ss. 468.821-468.829 available for consultation on a regular basis.*

(9) *Any weight-loss provider in business in this state on October 1, 1998, shall be held harmless for any claim that such provider has not obtained a weight-loss provider registration as required under this section, until October 1, 1999.*

(10) *The department has all authority set forth in part II of chapter 455 to enforce this act. Section 468.828(4) is declared to be self-executing.*

Section 9. Section 468.8281, Florida Statutes, is created to read:

*468.8281 Availability of disciplinary records and proceedings.—Notwithstanding s. 455.621, any complaint or record maintained by the Department of Health pursuant to the discipline of a registered weight-loss provider and any proceeding held by the department to discipline a registered weight-loss provider shall remain open and available to the public.*

Section 10. Section 468.829, Florida Statutes, is created to read:

*468.829 Registration to be displayed; advertisement.—Each weight-loss provider to whom a weight-loss registration is issued shall keep such registration conspicuously displayed in the provider's office, place of business, or place of employment and, when required, shall exhibit such*

*registration to any member or authorized representative of the department. In addition, each weight-loss provider holding a registration under this act must include the number of the registration in any advertisement of weight-loss services which appears in any newspaper, airwave transmission, telephone directory, direct-mail advertisement, or other advertising medium. Each weight-loss provider shall conspicuously display in the provider's office, place of business, or place of employment the following statement that must appear in capital letters clearly distinguishable from the rest of the text: THE STATE OF FLORIDA DEPARTMENT OF HEALTH HAS REGISTERED THIS WEIGHT-LOSS PROVIDER TO OPERATE IN FLORIDA. HOWEVER, THE REGISTRATION DOES NOT INDICATE THAT THE DEPARTMENT OF HEALTH ENDORSES OR APPROVES THE CONTENT OF THIS WEIGHT-LOSS PROGRAM.*

Section 11. Section 468.519, Florida Statutes, is created to read:

*468.519 Sexual misconduct in the practice of dietetics and nutrition.—The dietitian/nutritionist and nutrition counselor-client relationship is founded on mutual trust. "Sexual misconduct in the practice of dietetics and nutrition" means violation of the dietitian/nutritionist and nutrition counselor-client relationship through which the dietitian/nutritionist or nutrition counselor uses that relationship to induce or attempt to induce the client to engage, or to engage or attempt to engage the client, in sexual activity outside the scope of practice or the scope of generally accepted examination or treatment of the client. Sexual misconduct in the practice of dietetics and nutrition is prohibited.*

Section 12. Subsection (1) of section 455.604, Florida Statutes, is amended to read:

*455.604 Requirement for instruction for certain licensees on human immunodeficiency virus and acquired immune deficiency syndrome.—*

(1) *The appropriate board shall require each person licensed or certified under chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 463; chapter 464; chapter 465; chapter 466; part II, part III, or part V, or part X of chapter 468; or chapter 486 to complete a continuing educational course, approved by the board, on human immunodeficiency virus and acquired immune deficiency syndrome as part of biennial relicensure or recertification. The course shall consist of education on the modes of transmission, infection control procedures, clinical management, and prevention of human immunodeficiency virus and acquired immune deficiency syndrome. Such course shall include information on current Florida law on acquired immune deficiency syndrome and its impact on testing, confidentiality of test results, and treatment of patients.*

Section 13. (1) *There is created within the Department of Health a Task Force on Regulation of the Weight-Loss Industry. The Department of Health shall provide staff support for the task force. The task force shall consist of not more than 9 members nominated by the associations and entities named in this section and appointed by the Secretary of Health. Members of the task force shall not receive compensation, per diem, or reimbursement for travel expenses for service on the task force. Participation in the task force is optional and at the discretion of each identified group or entity. If all identified groups and entities participate, the task force shall include:*

(a) *One representative from each of the following associations:*

1. *The Florida Dietetic Association.*
2. *The Florida Medical Association.*
3. *The Florida Osteopathic Medical Association.*

(b) *Two representatives from commercial weight-loss programs.*

(c) *One representative from each of the following entities:*

1. *The Department of Health.*
2. *The Dietetics and Nutrition Practice Council.*
3. *The Board of Medicine, which representative must be a member of the board who is licensed under chapter 458, Florida Statutes.*

4. *The Board of Osteopathic Medicine, which representative must be a member of the board who is licensed under chapter 459, Florida Statutes.*

5. *The Agency for Health Care Administration.*

(2) *The task force shall hold its first meeting no later than August 1, 1998, and shall report its findings to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the applicable legislative committees of substance not later than December 31, 1998. All task force meetings must be held in Tallahassee at the Department of Health in order to minimize costs to the state.*

(3) *The task force shall study and make recommendations to the Legislature regarding the appropriate level of regulation needed to enforce the Florida Commercial Weight-Loss Practices Act as set forth in sections 468.821-468.829, Florida Statutes.*

(4) *The task force is dissolved effective January 1, 1999.*

Section 14. This act shall take effect October 1, 1998.

And the title is amended as follows:

On page 1, lines 1 through 27,  
remove from the title of the bill: the entire title

and insert in lieu thereof: A bill to be entitled An act relating to regulation of professions; renumbering and amending ss. 501.057, 501.0571, 501.0573, 501.0575, 501.0577, 501.0579, 501.0581, F.S.; transferring the Florida Commercial Weight-Loss Practices Act from ch. 501, F.S., relating to consumer protection, to ch. 468, F.S., relating to professions and occupations; redefining the activity that constitutes a weight-loss program; revising certain notice requirements; providing an exemption from regulation; conforming references and cross-references; transferring regulatory authority from the Department of Agriculture and Consumer Services to the Department of Health; creating s. 468.828, F.S.; requiring weight-loss providers to register; prescribing procedures and requirements; providing a penalty; providing for fees; providing a grace period for certain providers; creating s. 468.8281, F.S.; providing requirements for records and meetings held for disciplinary actions; creating s. 468.829, F.S.; requiring display of registration; creating s. 468.519, F.S.; prohibiting sexual misconduct in the practice of dietetics and nutrition; amending s. 455.604, F.S.; requiring instruction in HIV and AIDS for persons licensed as dietitians and nutritionists; creating the Task Force on Regulation of the Weight-Loss Industry; providing for its membership and duties; providing an effective date.

Rep. Wasserman Schultz moved the adoption of the amendment.

Representative(s) Ogles offered the following:

**Amendment 1 to Amendment 1**—On page 12, line 19,  
remove: *Two*

insert in lieu thereof:

*Three*

Rep. Ogles moved the adoption of the amendment to the amendment, which was adopted.

Representative(s) Ogles offered the following:

**Amendment 2 to Amendment 1**—On page 12, line 31, after the period

insert:

(d) *One representative from the dietary supplement industry.*

Rep. Ogles moved the adoption of the amendment to the amendment, which was adopted.

The question recurred on the adoption of **Amendment 1**, as amended.

Further consideration of **HB 4763**, with pending amendment, was temporarily postponed under Rule 147.

**CS/CS/HB 4551**—A bill to be entitled An act relating to the Florida 2020 Program; amending s. 201.15, F.S.; providing for distribution of certain documentary stamp tax revenues to the Land Acquisition Trust Fund to pay debt service on the Florida 2020 Program bonds; creating s. 201.155, F.S.; providing for annual appropriation to pay such debt service; creating s. 235.45, F.S.; establishing the Florida Year 2020 Higher Education Facilities Program; authorizing issuance of bonds for certain purposes; providing duties of the Commissioner of Education; requiring a report; providing financing requirements; amending s. 259.02, F.S.; providing bonding authority for the Florida 2020 Program; deleting obsolete language; creating s. 259.021, F.S.; subjecting bond issuance to constitutional authorization; providing requirements and limitations; amending s. 259.03, F.S.; deleting obsolete definitions; amending s. 259.032, F.S.; revising legislative intent to include an emphasis on water resource development and on adequate management of lands acquired by the state; directing the Board of Trustees of the Internal Improvement Trust Fund to consider buying lands that promote water resource development and facilitates restoration of the Everglades; specifying that Conservation and Recreation Lands Trust Fund shall be source of fund to pay management costs and payment-in-lieu-of-taxes for the Florida 2020 program; reducing a millage threshold for authorization for payment-in-lieu-of-taxes; deleting obsolete language throughout section; creating s. 259.034, F.S.; creating the Florida Lands Commission; specifying membership and duties of the commission; requiring the commission to develop an acquisition list; requiring a plan of restoration, acquisition, and capital improvements; providing requirements; authorizing the commission to adopt rules; amending s. 259.04, F.S.; directing the board of trustees to develop a 5-year plan for restoring, acquiring, or making capital improvements to lands or ecosystems identified by the Land Acquisition and Management Council or its successor; amending s. 259.041, F.S.; directing the Department of Environmental Protection's Division of State Lands to use appraisals obtained by other public agencies or by nonprofit organizations, if certain conditions are met; providing legislative intent and guidelines for use of less-than-fee simple land acquisition alternatives; amending s. 259.101, F.S.; clarifying redistribution of certain unspent P2000 funds; creating s. 259.105, F.S.; creating the Florida 2020 Act; providing legislative findings and intent; providing for disposition of bond proceeds issued pursuant to the act; specifying uses of the bond proceeds; specifying criteria to be used to select projects for the program; specifying the manner in which lands acquired under the program may be disposed of as surplus or donated for alternative government uses; providing requirements; providing procedures; authorizing the Florida Lands Commission, the Department of Environmental Protection, water management districts, and public agencies to adopt rules for certain purposes; amending s. 373.139, F.S.; prohibiting water management districts from participating in certain acquisitions by eminent domain under certain circumstances; amending s. 373.459, F.S.; specifying that Florida 2020 bond proceeds may be deposited into the Ecosystem Management and Restoration Trust Fund for use in financing Surface Water Improvement and Management projects; specifying eligibility for certain funds; amending s. 373.59, F.S.; providing that Florida 2020 bond proceeds may be spent to acquire water management district lands; limiting funding of management and related activities to documentary stamp tax revenues legislatively appropriated to the Water Management Lands Trust Fund; specifying that any revenues from the sale of water management district lands acquired with Florida 2020 proceeds shall only be spent to acquire lands that meet the program's criteria; providing for payment in lieu of taxes to qualifying school districts; amending s. 375.075, F.S.; providing that Florida 2020 bond proceeds shall be available to fund those Florida Recreational Development and Assistance Program projects selected through the Florida 2020 program process; directing the Department of Environmental Protection and the Florida Communities Trust to assist qualified counties and municipalities to obtain certain grants; amending s. 380.507, F.S.; providing for the Florida Communities Trust program eligibility to receive Florida 2020 bond proceeds; providing procedures; amending s. 380.510, F.S.; including the Florida 2020 Trust Fund moneys as subject to conditions of grants and loans made by the Florida Communities Trust; creating the Florida 2020 Study Commission; specifying membership, duties, and responsibilities; requiring a report

of findings and recommendations to the Governor, the President of the Senate, the Speaker of the House of Representatives and certain legislative committees; providing an appropriation; providing for the sale of specified lands by the Board of Trustees of the Internal Improvement Trust Fund; providing for the deposit of funds into the Preservation 2000 Trust Fund; specifying the purposes for which funds derived from the future sale of such lands may be used; directing the St. John's River Water Management District and the South Florida Water Management District to begin immediate acquisition of certain parcels of real property for certain purposes; directing such water management districts to undertake condemnation proceedings under certain circumstances; amending a specified conservation easement; providing an effective date.

—was taken up, having been read the second time earlier today.

On motion by Rep. Safley, the rules were suspended and the bill was read the third time by title. On passage, the vote was:

Yeas—107

The Chair	Culp	Kosmas	Roberts-Burke
Albright	Dawson-White	Lacasa	Rodriguez-Chomat
Alexander	Dennis	Lawson	Rojas
Andrews	Diaz de la Portilla	Lippman	Safley
Argenziano	Dockery	Littlefield	Sanderson
Arnall	Edwards	Livingston	Saunders
Arnold	Effman	Logan	Sembler
Bainter	Eggelletion	Lynn	Silver
Ball	Fasano	Mackenzie	Sindler
Barreiro	Feeney	Mackey	Smith
Betancourt	Fischer	Maygarden	Spratt
Bloom	Flanagan	Meek	Stabins
Boyd	Frankel	Melvin	Stafford
Bradley	Fuller	Merchant	Starks
Brennan	Garcia	Miller	Sublette
Brooks	Gay	Minton	Thrasher
Brown	Greene	Morrioni	Tobin
Bullard	Hafner	Morse	Turnbull
Bush	Harrington	Murman	Valdes
Carlton	Healey	Ogles	Villalobos
Casey	Heyman	Prewitt, D.	Warner
Chestnut	Hill	Pruitt, K.	Wasserman Schultz
Constantine	Horan	Putnam	Westbrook
Cosgrove	Jacobs	Rayson	Wiles
Crady	Jones	Reddick	Wise
Crist	Kelly	Ritchie	Ziebarth
Crow	King	Ritter	

Nays—7

Bitner	Clemons	Posey	Wallace
Burroughs	Futch	Trovillion	

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

**Abstain from Voting**

In order to remove any perception of impropriety, I shall refrain from voting on CS/CS/HB 4551 when it comes before the House.

*Rep. Irlo "Bud" Bronson  
District 79*

Votes after roll call:

Yeas—Byrd, Gottlieb, Peaden, Tamargo

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

**CS/HB 3883**—A bill to be entitled An act relating to protection of children; reorganizing and revising ch. 39, F.S.; providing for pt. I of said chapter, entitled "General Provisions"; amending ss. 39.001, 39.002, and 415.501, F.S.; revising purposes and intent; providing for personnel

standards and screening and for drug testing; amending s. 39.01, F.S.; revising definitions; renumbering and amending s. 39.455, F.S., relating to immunity from liability for agents of the Department of Children and Family Services or a social service agency; amending s. 39.012, F.S., and creating s. 39.0121, F.S.; providing authority and requirements for department rules; renumbering and amending s. 39.40, F.S., relating to procedures and jurisdiction; providing for right to counsel; renumbering s. 39.4057, F.S., relating to permanent mailing address designation; renumbering and amending s. 39.411, F.S., relating to oaths, records, and confidential information; renumbering s. 39.414, F.S., relating to court and witness fees; renumbering and amending ss. 39.415 and 39.474, F.S., relating to compensation of appointed counsel; renumbering and amending s. 39.418, F.S., relating to the Operations and Maintenance Trust Fund; renumbering and amending s. 415.5015, F.S., relating to child abuse prevention training in the district school system; providing for pt. II of ch. 39, F.S., entitled "Reporting Child Abuse"; renumbering and amending s. 415.504, F.S., relating to mandatory reports of child abuse, abandonment, or neglect; renumbering and amending s. 415.511, F.S., relating to immunity from liability in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.512, F.S., relating to abrogation of privileged communications in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.513, F.S.; providing penalties relating to reporting of child abuse, abandonment, or neglect; renumbering and amending s. 415.5131, F.S., increasing an administrative fine for false reporting; providing for pt. III of ch. 39, F.S., entitled "Protective Investigations"; creating s. 39.301, F.S.; providing for child protective investigations; creating s. 39.302, F.S.; providing for protective investigations of institutional child abuse, abandonment, or neglect; renumbering and amending s. 415.5055, F.S., relating to child protection teams and services and eligible cases; creating s. 39.3035, F.S.; providing standards for child advocacy centers eligible for state funding; renumbering and amending s. 415.507, F.S., relating to photographs, medical examinations, X rays, and medical treatment of an abused, abandoned, or neglected child; renumbering and amending s. 415.5095, F.S., relating to a model plan for intervention and treatment in sexual abuse cases; creating s. 39.306, F.S.; providing for working agreements with local law enforcement to perform criminal investigations; renumbering and amending s. 415.50171, F.S., relating to reports of child-on-child sexual abuse; providing for pt. IV of ch. 39, F.S., entitled "Family Builders Program"; renumbering and amending s. 415.515, F.S., relating to establishment of the program; renumbering and amending s. 415.516, F.S., relating to goals of the program; renumbering and amending s. 415.517, F.S., relating to contracts for services; renumbering and amending s. 415.518, F.S., relating to family eligibility; renumbering s. 415.519, F.S., relating to delivery of services; renumbering and amending s. 415.520, F.S., relating to qualifications of program workers; renumbering s. 415.521, F.S., relating to outcome evaluation; renumbering and amending s. 415.522, F.S., relating to funding; providing for pt. V of ch. 39, F.S., entitled "Taking Children into Custody and Shelter Hearings"; creating s. 39.395, F.S.; providing for medical or hospital personnel taking a child into protective custody; amending s. 39.401, F.S.; providing for law enforcement officers or authorized agents of the department taking a child alleged to be dependent into custody; amending s. 39.402, F.S., relating to placement in a shelter; amending s. 39.407, F.S., relating to physical and mental examination and treatment of a child and physical or mental examination of a person requesting custody; renumbering and amending s. 39.4033, F.S., relating to referral of a dependency case to mediation; providing for pt. VI of ch. 39, F.S., entitled "Petition, Arraignment, Adjudication, and Disposition"; renumbering and amending s. 39.404, F.S., relating to petition for dependency; renumbering and amending s. 39.405, F.S., relating to notice, process, and service; renumbering and amending s. 39.4051, F.S., relating to procedures when the identity or location of the parent, legal custodian, or caregiver is unknown; renumbering and amending s. 39.4055, F.S., relating to injunction pending disposition of a petition for detention or dependency; renumbering and amending s. 39.406, F.S., relating to answers to petitions or other pleadings; renumbering and amending s. 39.408(1), F.S., relating to arraignment hearings; renumbering and amending ss. 39.408(2) and 39.409, F.S., relating to adjudicatory hearings and orders; renumbering and amending ss. 39.408(3) and (4)

and 39.41, F.S., relating to disposition hearings and powers of disposition; creating s. 39.5085, F.S.; establishing the Relative Caregiver Program; providing for assistance and services; authorizing certain funding; renumbering and amending s. 39.4105, F.S., relating to grandparents rights; renumbering and amending s. 39.413, F.S., relating to appeals; providing for pt. VII of ch. 39, F.S., entitled "Case Plans"; renumbering and amending ss. 39.4031 and 39.451, F.S., relating to case plan requirements and case planning for children in out-of-home care; renumbering and amending s. 39.452(1)-(4), F.S., relating to case planning for children in out-of-home care when the parents, legal custodians, or caregivers do not participate; renumbering and amending s. 39.452(5), F.S., relating to court approvals of case planning; providing for pt. VIII of ch. 39, F.S., entitled "Judicial Reviews"; renumbering and amending s. 39.453, F.S., relating to judicial review of the status of a child; renumbering and amending s. 39.4531, F.S., relating to citizen review panels; renumbering and amending s. 39.454, F.S., relating to initiation of proceedings for termination of parental rights; renumbering and amending s. 39.456, F.S.; revising exemptions from judicial review; providing for pt. IX of ch. 39, F.S., entitled "Termination of Parental Rights"; renumbering and amending ss. 39.46 and 39.462, F.S., relating to procedures, jurisdiction, and service of process; renumbering and amending ss. 39.461 and 39.4611, F.S., relating to petition for termination of parental rights, and filing and elements thereof; creating s. 39.803, F.S.; providing procedures when the identity or location of the parent is unknown after filing a petition for termination of parental rights; renumbering s. 39.4627, F.S., relating to penalties for false statements of paternity; renumbering and amending s. 39.463, F.S., relating to petitions and pleadings for which no answer is required; renumbering and amending s. 39.464, F.S., relating to grounds for termination of paternal rights; renumbering and amending s. 39.465, F.S., relating to right to counsel and appointment of a guardian ad litem; renumbering and amending s. 39.466, F.S., relating to advisory hearings; renumbering and amending s. 39.467, F.S., relating to adjudicatory hearings; renumbering and amending s. 39.4612, F.S., relating to the manifest best interests of the child; renumbering and amending s. 39.469, F.S., relating to powers of disposition and order of disposition; renumbering and amending s. 39.47, F.S., relating to post disposition relief; creating s. 39.813, F.S.; providing for continuing jurisdiction of the court which terminates parental rights over all matters pertaining to the child's adoption; renumbering s. 39.471, F.S., relating to oaths, records, and confidential information; renumbering and amending s. 39.473, F.S., relating to appeal; creating s. 39.816, F.S.; authorizing certain pilot and demonstration projects contingent on receipt of federal grants or contracts; creating s. 39.817, F.S.; providing for a foster care demonstration pilot project; providing for pt. X of ch. 39, F.S., entitled "Guardians Ad Litem and Guardian Advocates"; creating s. 39.820, F.S.; providing definitions; renumbering s. 415.5077, F.S., relating to qualifications of guardians ad litem; renumbering and amending s. 415.508, F.S., relating to appointment of a guardian ad litem for an abused, abandoned, or neglected child; renumbering and amending s. 415.5082, F.S., relating to guardian advocates for drug dependent newborns; renumbering and amending s. 415.5083, F.S., relating to procedures and jurisdiction; renumbering s. 415.5084, F.S., relating to petition for appointment of a guardian advocate; renumbering s. 415.5085, F.S., relating to process and service; renumbering and amending s. 415.5086, F.S., relating to hearing for appointment of a guardian advocate; renumbering and amending s. 415.5087, F.S., relating to grounds for appointment of a guardian advocate; renumbering s. 415.5088, F.S., relating to powers and duties of the guardian advocate; renumbering and amending s. 415.5089, F.S., relating to review and removal of a guardian advocate; providing for pt. XI of ch. 39, F.S., entitled "Domestic Violence"; renumbering s. 415.601, F.S., relating to legislative intent regarding treatment and rehabilitation of victims and perpetrators; renumbering and amending s. 415.602, F.S., relating to definitions; renumbering and amending s. 415.603, F.S., relating to duties and functions of the department; renumbering and amending s. 415.604, F.S., relating to an annual report to the Legislature; renumbering and amending s. 415.605, F.S., relating to domestic violence centers; renumbering s. 415.606, F.S., relating to referral to such centers and notice of rights; renumbering s. 415.608, F.S., relating to confidentiality of information received by the department or a center; amending ss. 20.43, 61.13, 61.401, 61.402,

63.052, 63.092, 90.5036, 154.067, 216.136, 232.50, 318.21, 384.29, 392.65, 393.063, 395.1023, 400.4174, 400.556, 402.165, 402.166, 409.1672, 409.176, 409.2554, 409.912, 409.9126, 414.065, 447.401, 464.018, 490.014, 491.014, 741.30, 744.309, 784.075, 933.18, 944.401, 944.705, 984.03, 984.10, 984.15, 984.24, 985.03, and 985.303, F.S.; correcting cross references; conforming related provisions and references; amending s. 20.19, F.S.; providing for certification programs for family safety and preservation employees of the department; providing for rules; amending ss. 213.053 and 409.2577, F.S.; authorizing disclosure of certain confidential taxpayer and parent locator information for diligent search activities under ch. 39, F.S.; creating s. 435.045, F.S.; providing background screening requirements for prospective foster or adoptive parents; amending s. 943.045, F.S.; providing that the Department of Children and Family Services is a "criminal justice agency" for purposes of the criminal justice information system; repealing s. 39.0195, F.S., relating to sheltering unmarried minors and aiding unmarried runaways; repealing s. 39.0196, F.S., relating to children locked out of the home; repealing ss. 39.39, 39.449, and 39.459, F.S., relating to definition of "department"; repealing s. 39.403, F.S., relating to protective investigation; repealing s. 39.4032, F.S., relating to multidisciplinary case staffing; repealing s. 39.4052, F.S., relating to affirmative duty of written notice to adult relatives; repealing s. 39.4053, F.S., relating to diligent search after taking a child into custody; repealing s. 39.45, F.S., relating to legislative intent regarding foster care; repealing s. 39.457, F.S., relating to a pilot program in Leon County to provide additional benefits to children in foster care; repealing s. 39.4625, F.S., relating to identity or location of parent unknown after filing of petition for termination of parental rights; repealing s. 39.472, F.S., relating to court and witness fees; repealing s. 39.475, F.S., relating to rights of grandparents; repealing ss. 415.5016, 415.50165, 415.5017, 415.50175, 415.5018, 415.50185, and 415.5019, F.S., relating to purpose and legislative intent, definitions, procedures, confidentiality of records, district authority and responsibilities, outcome evaluation, and rules for the family services response system; repealing s. 415.502, F.S., relating to legislative intent for comprehensive protective services for abused or neglected children; repealing s. 415.503, F.S., relating to definitions; repealing s. 415.505, F.S., relating to child protective investigations and investigations of institutional child abuse or neglect; repealing s. 415.506, F.S., relating to taking a child into protective custody; repealing s. 415.5075, F.S., relating to rules for medical screening and treatment of children; repealing s. 415.509, F.S., relating to public agencies' responsibilities for prevention, identification, and treatment of child abuse and neglect; repealing s. 415.514, F.S., relating to rules for protective services; providing effective dates.

—was taken up, having been read the second time, and amended, earlier today; now pending on motion by Rep. Wise to adopt Amendment 16.

The question recurred on the adoption of **Amendment 16**, which was adopted. The vote was:

Yeas—62

The Chair	Crady	Lacasa	Sembler
Albright	Crist	Littlefield	Sindler
Alexander	Culp	Livingston	Smith
Andrews	Dennis	Mackey	Starks
Argenziano	Dockery	Maygarden	Sublette
Arnall	Fasano	Melvin	Tamargo
Bainter	Feeny	Merchant	Thrasher
Ball	Fuller	Minton	Trovillion
Barreiro	Futch	Morse	Villalobos
Bitner	Garcia	Murman	Wallace
Bradley	Goode	Ogles	Warner
Bronson	Harrington	Peaden	Westbrook
Brooks	Hill	Posey	Wise
Burroughs	Jones	Pruitt, K.	Ziebarth
Byrd	Kelly	Putnam	
Constantine	King	Safley	

Nays—52

Betancourt	Dawson-White	Horan	Reddick
Bloom	Diaz de la Portilla	Jacobs	Ritchie
Boyd	Edwards	Kosmas	Ritter
Brennan	Effman	Lawson	Roberts-Burke
Brown	Eggelletion	Lippman	Rodriguez-Chomat
Bullard	Fischer	Logan	Rojas
Bush	Flanagan	Lynn	Saunders
Carlton	Frankel	Mackenzie	Silver
Casey	Gottlieb	Meek	Stafford
Chestnut	Greene	Miller	Tobin
Clemons	Hafner	Morrioni	Turnbull
Cosgrove	Healey	Prewitt, D.	Wasserman Schultz
Crow	Heyman	Rayson	Wiles

Excused from time to time for Conference Committee—Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Arnold, Stabins

Representative(s) Wise offered the following:

**Amendment 17**—On page 73, lines 26 & 27, remove from the bill: all of said lines

and insert in lieu thereof:

(5) At the hearing, the department must prove by a *preponderance of the clear and convincing* evidence that the person filed a false report

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

Representative(s) Sindler offered the following:

**Amendment 18**—On page 103, between lines 9 and 10, insert:

4. *That the child is in imminent danger, in which case the child may be taken into custody without a court order by a law enforcement officer or an authorized agent of the department.*

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4439** was temporarily postponed under Rule 147.

On motion by Rep. Alexander—

**HR 9543**—A resolution honoring Mrs. Odessa Johnson.

WHEREAS, Mrs. Odessa Johnson, a Polk County teacher of severely disabled children, is one of ten national recipients of the 1998 Reader's Digest American Heroes in Education Award, and

WHEREAS, Mrs. Odessa Johnson, who teaches at the Polk Life and Learning Center, was selected from over 700 educators from across the country, and

WHEREAS, the Reader's Digest American Heroes in Education Awards is a program to honor outstanding educators whose vision, determination, and extraordinary effort enable youngsters to succeed, and

WHEREAS, through her innovative thematic and multisensory approach to teaching, Mrs. Johnson provides a stimulating atmosphere in which practical and functional life skills are interwoven, and

WHEREAS, the progress made by her students is due to Mrs. Johnson's compassionate heart, expertise, tenacity, and desire to make a difference, NOW, THEREFORE,

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

That Mrs. Odessa Johnson is hereby honored for her dedication and outstanding achievements.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mrs. Odessa Johnson as a tangible token of the sentiments expressed herein.

—was taken up and read the second time by title. On motion by Rep. Alexander, the resolution was adopted.

**Motions Relating to Committee References**

On motion by Rep. Alexander, agreed to by two-thirds vote, HB 4475 was withdrawn from the Committee on Health & Human Services Appropriations and placed on the appropriate Calendar or Council list.

**Continuation of Daily Folder**

**Continuation of General Calendar**

**Bills and Joint Resolutions on Second Reading**

**HB 4439**—A bill to be entitled An act relating to contracting; amending s. 468.603, F.S.; revising and providing definitions relating to electrical inspectors; creating s. 468.604, F.S.; providing responsibilities of building code administrators, plans examiners, and inspectors; amending s. 468.605, F.S.; revising membership of the Florida Building Code Administrators and Inspectors Board; amending s. 468.609, F.S.; revising and providing requirements for certification as a building code administrator, plans examiner, or inspector, including provisional certification; amending s. 468.617, F.S.; revising provisions relating to local governments contracting for building code, examination, and inspection services; amending s. 468.627, F.S.; revising and eliminating fees; amending s. 468.629, F.S.; prohibiting making or attempting to make a certificateholder violate a local or state building code; prohibiting acting or practicing as a building code administrator or building official, plans examiner, or inspector without being an active certificateholder; providing penalties; amending s. 468.631, F.S.; revising provisions relating to use of the surcharge to fund the Building Code Administrators and Inspectors Fund; reserving a portion of the surcharge funds collected for development and implementation of continuing education and training programs; exempting certain local government employees from paying for such education and training; amending s. 469.001, F.S.; redefining the terms "abatement" and "survey"; defining the term "project designer"; amending s. 469.002, F.S., relating to exemptions from state regulation of asbestos abatement; revising an exemption applicable to certain asbestos-related activities done by government employees; revising certain existing exemptions; amending s. 469.004, F.S.; eliminating provisions relating to prerequisites to issuance of a license and to continuing education; amending s. 469.005, F.S.; revising licensure requirements for asbestos consultants and asbestos contractors relating to required coursework; amending s. 469.006, F.S.; requiring applicants for business licensure to submit evidence of financial responsibility and an affidavit attesting to having obtained the required workers' compensation, public liability, and property damage insurance; amending s. 469.013, F.S.; revising continuing education requirements applicable to asbestos surveyors, management planners, and project monitors; repealing s. 469.015, F.S., relating to seals; amending ss. 255.551, 376.60, and 469.014, F.S.; correcting cross references; amending s. 475.01, F.S.; revising the definition of "first contact"; creating s. 481.222, F.S.; allowing architects to perform duties of building code inspectors; amending s. 489.103, F.S.; providing exemptions from regulation under pt. I, ch. 489, F.S., relating to construction contracting; amending s. 489.105, F.S.; revising and providing definitions applicable to contractors; amending s. 489.107, F.S.; requiring the Construction Industry Licensing Board and the Electrical Contractors' Licensing Board to each appoint a committee to meet jointly at least twice a year; amending s. 489.113, F.S.; providing that expansion of the scope of practice of any type of contractor does not limit the scope of practice of any existing type of contractor unless the Legislature expressly provides such limitation; repealing s. 489.1135, F.S., relating to designation and certification of underground utility and excavation contractors; creating s. 489.1136, F.S.; providing for medical

gas certification for plumbing contractors who install, improve, repair, or maintain conduits used to transport gaseous or partly gaseous substances for medical purposes; requiring certain coursework; requiring an examination for certain persons; providing for discipline and penalties; providing a definition; amending s. 553.06, F.S.; providing that plumbing contractors who install, improve, repair, or maintain such conduits shall be governed by the National Fire Prevention Association Standard 99C; amending s. 489.115, F.S.; authorizing certificateholders and registrants to apply continuing education courses earned under other regulatory provisions under certain circumstances; amending s. 489.119, F.S.; detailing what constitutes an incomplete contract for purposes of work allowed a business organization under temporary certification or registration; amending s. 489.140, F.S.; eliminating a provision that requires the transfer of surplus moneys from fines into the Construction Industries Recovery Fund; amending s. 489.141, F.S.; clarifying provisions relating to conditions for recovery from the fund; eliminating a notice requirement; revising a limitation on the making of a claim; amending s. 489.142, F.S.; revising a provision relating to powers of the Construction Industry Licensing Board with respect to actions for recovery from the fund, to conform; amending s. 489.143, F.S.; revising provisions relating to payment from the fund; amending s. 489.503, F.S.; providing exemptions from regulation under pt. II, ch. 489, F.S., relating to electrical and alarm system contracting; revising an exemption that applies to telecommunications, community antenna television, and radio distribution systems, to include cable television systems; amending s. 489.505, F.S., and repealing subsection (24), relating to the definition of "limited burglar alarm system contractor"; redefining terms applicable to electrical and alarm system contracting; defining the term "monitoring"; amending s. 489.507, F.S.; requiring the Electrical Contractors' Licensing Board and the Construction Industry Licensing Board to each appoint a committee to meet jointly at least twice a year; amending s. 489.509, F.S.; eliminating reference to the payment date of the biennial renewal fee for certificateholders and registrants; eliminating an inconsistent provision relating to failure to renew an active or inactive certificate or registration; providing for transfer of a portion of certain fees applicable to regulation of electrical and alarm system contracting to fund certain projects relating to the building construction industry and continuing education programs related thereto; amending s. 489.511, F.S.; revising eligibility requirements for certification as an electrical or alarm system contractor; authorizing the taking of the certification examination more than three times and providing requirements with respect thereto; eliminating an obsolete provision; amending s. 489.513, F.S.; revising registration requirements for electrical contractors; amending s. 489.517, F.S.; authorizing certificateholders and registrants to apply continuing education courses earned under other regulatory provisions under certain circumstances; providing for verification of public liability and property damage insurance; amending s. 489.519, F.S.; authorizing certificateholders and registrants to apply for voluntary inactive status at any time during the period of certification or registration; authorizing a person passing the certification examination and applying for licensure to place his or her license on inactive status without having to qualify a business; amending s. 489.521, F.S.; providing conditions on qualifying agents qualifying more than one business organization; providing for revocation or suspension of such qualification for improper supervision; providing technical changes; amending s. 489.525, F.S.; revising reporting requirements of the Department of Business and Professional Regulation to local boards and building officials; providing applicability with respect to information provided on the Internet; amending s. 489.533, F.S.; revising and providing grounds for discipline; providing penalties; reenacting s. 489.518(5), F.S., relating to alarm system agents, to incorporate the amendment to s. 489.533, F.S., in a reference thereto; amending s. 489.537, F.S.; authorizing registered electrical contractors to install raceways for alarm systems; providing that licensees under pt. II, ch. 489, F.S., are subject, as applicable, to certain provisions relating to local occupational license taxes; amending s. 205.0535, F.S.; providing that businesses providing local exchange telephone service or pay telephone service may not be assessed an occupational license tax on a per-instrument basis; amending ss. 489.539 and 553.19, F.S.; updating electrical and alarm standards; adding a national code relating to fire alarms to the minimum electrical

and alarm standards required in this state; creating s. 501.935, F.S.; providing requirements relating to home-inspection reports; providing legislative intent; providing definitions; providing exemptions; requiring, prior to 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 on the results of the inspection; providing prohibited acts, for which there are civil penalties; providing that failure to comply is a deceptive and unfair trade practice; creating s. 715.15, F.S.; providing that certain provisions in contracts for improvement of real property are void; providing applicability; providing effective dates.

—was taken up, having been read the second time earlier today; now pending on motion by Rep. Ogles to adopt Amendment 1 to Amendment 1.

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

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

The Committee on General Government Appropriations offered the following:

**Amendment 2**—On page 8, line 29, remove from the bill: *governing*

and insert in lieu thereof: *National*

Rep. Ogles moved the adoption of the amendment, which failed of adoption.

The Committee on General Government Appropriations offered the following:

**Amendment 3**—On page 8, line 18, remove from the bill: *governing*

and insert in lieu thereof: *National*

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

The Committee on Community Affairs offered the following:

**Amendment 4**—On page 37, line 30 of the bill

insert: after "(l),"

(m),

Rep. Ogles moved the adoption of the amendment, which failed of adoption.

The Committee on Community Affairs offered the following:

**Amendment 5 (with title amendment)**—On page 60, line 4, through page 62, line 31

remove from the bill: all of said lines

and insert in lieu thereof:

Section 35. Subsection (24) of section 489.505, Florida Statutes, is repealed, subsections (1), (7), (19), and (23) are amended, present subsections (25), (26), and (27) are renumbered as subsections (24), (25), and (26), respectively, and new subsections (27) and (28) are added to said section, to read:

489.505 Definitions.—As used in this part:

(1) "Alarm system" means any electrical device, *signaling device*, or combination of electrical devices used to *signal or detect a situation which causes an alarm in the event of a burglary, fire, robbery, or medical emergency, or equipment failure.*

(7) "Certified alarm system contractor" means an alarm system contractor who possesses a certificate of competency issued by the department. The scope of certification is limited to alarm circuits originating in the alarm control panel and equipment governed by the

applicable provisions of Articles 725, 760, 770, 800, and 810 of the National Electrical Code, Current Edition, and National Fire Protection Association Standard 72, Current Edition. The scope of certification for alarm system contractors also includes the installation, repair, fabrication, erection, alteration, addition, or design of electrical wiring, fixtures, appliances, thermostats, apparatus, raceways, and conduit, or any part thereof not to exceed 77 volts, when those items are for the purpose of transmitting data or proprietary video (satellite systems that are not part of a community antenna television or radio distribution system) or providing central vacuum capability or electric locks; however, this provision governing the scope of certification does not create any mandatory licensure requirement.

(19) "Specialty contractor" means a contractor whose scope of practice is limited to a specific segment of electrical or alarm system contracting, including, but not limited to, residential electrical contracting, maintenance of electrical fixtures, ~~installation and maintenance of elevators,~~ and fabrication, erection, installation, and maintenance of electrical ~~outdoor~~ advertising signs together with the interrelated parts and supports thereof. Categories of specialty contractor shall be established by board rule.

(23) "Registered residential alarm system contractor" means an alarm system contractor whose business is limited to burglar alarm systems in single-family residential, quadruplex housing, and mobile homes ~~and to fire alarm systems~~ of a residential occupancy class and who is registered with the department pursuant to s. 489.513 or s. 489.537(8). The board shall define "residential occupancy class" by rule. A registered residential alarm system contractor may contract only in the jurisdiction for which his or her registration is issued.

~~(24) "Limited burglar alarm system contractor" means an alarm system contractor whose business is limited to the installation of burglar alarms in single family homes and two family homes, mobile homes, and small commercial buildings having a square footage of not more than 5,000 square feet and who is registered with the department pursuant to s. 489.513 or s. 489.537(8).~~

(24)(25) "Licensure" means any type of certification or registration provided for in this part.

(25)(26) "Burglar alarm system agent" means a person:

(a) Who is employed by a licensed alarm system contractor or licensed electrical contractor;

(b) Who is performing duties which are an element of an activity which constitutes alarm system contracting requiring licensure under this part; and

(c) Whose specific duties include any of the following: altering, installing, maintaining, moving, repairing, replacing, servicing, selling onsite, or monitoring an intrusion or burglar alarm system for compensation.

(26)(27) "Personal emergency response system" means any device which is simply plugged into a telephone jack or electrical receptacle and which is designed to initiate a telephone call to a person who responds to, or has a responsibility to determine the proper response to, personal emergencies.

(27) "Monitoring" means to receive electrical or electronic signals, originating from any building within the state, produced by any security, medical, fire, or burglar alarm, closed circuit television camera, or related or similar protective system and to initiate a response thereto. A person shall not have committed the act of monitoring if:

(a) The person is an occupant of, or an employee working within, protected premises;

(b) The person initiates emergency action in response to hearing or observing an alarm signal;

(c) The person's action is incidental to his or her primary responsibilities; and

(d) The person is not employed in a proprietary monitoring facility, as defined by the National Fire Protection Association pursuant to rule adopted under chapter 633.

(28) "Fire alarm system agent" means a person:

(a) Who is employed by a licensed fire alarm contractor or certified unlimited electrical contractor;

(b) Who is performing duties which are an element of an activity that constitutes fire alarm system contracting requiring certification under this part; and

(c) Whose specific duties include any of the following: altering, installing, maintaining, moving, repairing, replacing, servicing, selling onsite, or monitoring a fire alarm system for compensation.

And the title is amended as follows:

On page 5, line 3  
remove from the title of the bill: all of said lines  
and insert in lieu thereof:

contracting; defining the terms "monitoring" and "fire alarm system agent";

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

The Committee on Community Affairs offered the following:

**Amendment 6 (with title amendment)**—On page 69, between lines 24-25 of the bill

insert: Section 41. Effective January 1, 1999, section 489.5185, Florida Statutes, is created to read:

*489.5185 Fire alarm system agents.—*

(1) A certified unlimited electrical contractor or licensed fire alarm contractor may not employ a person to perform the duties of a fire alarm system agent unless the person:

(a) Is at least 18 years of age or has evidence of a court-approved declaration of emancipation.

(b) Has successfully completed a minimum of 18 hours of initial training, to include basic fire alarm system technology in addition to related training in National Fire Protection Association (NFPA) codes and standards and access control training. Such training must be from a board-approved provider, and the employee or applicant for employment must provide proof of successful completion to the licensed employer. The board, by rule, shall establish criteria for the approval of training courses and providers. The board shall approve qualified providers that conduct training in other than the English language. The board shall establish a fee for the approval of training providers, not to exceed \$200, and a fee for the approval of courses at \$25 per credit hour, not to exceed \$100 per course.

(c) Has not been convicted within the last 3 years of a crime that directly relates to the business for which employment is being sought. Although the employee is barred from operating as a fire alarm system agent for 3 years subsequent to his or her conviction, the employer shall be supplied the information regarding any convictions occurring prior to that time, and the employer may at his or her discretion consider an earlier conviction to be a bar to employment as a fire alarm system agent. To ensure that this requirement has been met, a certified unlimited electrical contractor or licensed fire alarm contractor must obtain from the Florida Department of Law Enforcement a completed fingerprint and criminal background check for each applicant for employment as a fire alarm system agent or for each individual currently employed on the effective date of this act as a fire alarm system agent.

(d) Has not been committed for controlled substance abuse or been found guilty of a crime under chapter 893 or any similar law relating to controlled substances in any other state within the 3-year period immediately preceding the date of application for employment, or immediately preceding the effective date of this act for an individual

employed as a fire alarm system agent on that date, unless the person establishes that he or she is not currently abusing any controlled substance and has successfully completed a rehabilitation course.

(2)(a) Any applicant for employment as a fire alarm system agent, or any individual employed as a fire alarm system agent on the effective date of this act, who has completed alarm system agent or burglar alarm system agent training prior to the effective date of this act in a board-certified program is not required to take additional training in order to comply with the initial training requirements of this section.

(b) A state-certified electrical contractor, a state-certified fire alarm system contractor, a state-registered fire alarm system contractor, a journeyman electrician licensed by any local jurisdiction, or an alarm technician licensed by a local jurisdiction that requires an examination and experience or training as licensure qualifications is not required to complete the training required for fire alarm system agents. A state-registered electrical contractor is not required to complete the training required for fire alarm system agents, so long as he or she is only doing electrical work up to the alarm panel.

(c) A nonsupervising employee working as a helper or apprentice under the direct, onsite, continuous supervision of a state-certified electrical contractor, a state-registered electrical contractor, a state-certified fire alarm system contractor, a state-registered fire alarm system contractor, a journeyman electrician licensed by any local jurisdiction, an alarm technician licensed by a local jurisdiction that requires an examination and experience or training as licensure qualifications, or a qualified fire alarm system agent is not required to complete the training otherwise required and is not required to be 18 years of age or older.

(d) A burglar alarm system agent employed by a licensed fire alarm contractor or certified unlimited electrical contractor who has fulfilled all requirements of s. 489.518 prior to the effective date of this act is not required to complete the initial training required by this section for fire alarm system agents.

(3) An applicant for employment as a fire alarm system agent may commence employment, or an individual employed as a fire alarm system agent on the effective date of this act may continue employment, pending completion of both the training and the fingerprint and criminal background checks required by this section, for a period not to exceed 90 days after the date of application for employment or 90 days after the effective date of this act for individuals employed as fire alarm system agents on that date. However, the person must work under the direction and control of a sponsoring certified unlimited electrical contractor or licensed fire alarm contractor until completion of both the training and the fingerprint and criminal background checks. If an applicant or an individual employed on the effective date of this act does not complete the training or receive satisfactory fingerprint and criminal background checks within the 90-day period, the employment must be terminated immediately.

(4)(a) A certified unlimited electrical contractor or licensed fire alarm contractor must furnish each of his or her fire alarm system agents with an identification card.

(b) The card shall follow a board-approved format, to include a picture of the agent; shall specify at least the name of the holder of the card and the name and license number of the certified unlimited electrical contractor or licensed fire alarm contractor; and shall be signed by both the contractor and the holder of the card. Each identification card shall be valid for a period of 2 years after the date of issuance. The identification card must be in the possession of the fire alarm system agent while engaged in fire alarm system agent duties.

(c) Each person to whom an identification card has been issued is responsible for the safekeeping thereof, and may not loan, or allow any other person to use or display, the identification card.

(d) Each identification card must be renewed every 2 years and in a board-approved format to show compliance with the 6 hours of continuing education necessary to maintain certification as a fire alarm system agent.

(5) Each fire alarm system agent must receive 6 hours of continuing education on fire alarm system installation and repair every 2 years from a board-approved sponsor of training and through a board-approved training course.

(6) Failure to comply with any of the provisions of this section shall be grounds for disciplinary action against the contractor pursuant to s. 489.533.

And the title is amended as follows:

On page 6, at end of line 2

insert:

creating s. 489.5185, F.S.; providing requirements for fire alarm system agents, including specified training and fingerprint and criminal background checks; providing for fees for approval of training providers and courses; providing applicability to applicants, current employees, and various licensees; requiring an identification card and providing requirements therefor; providing continuing education requirements; providing disciplinary penalties;

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

The Committee on Community Affairs offered the following:

**Amendment 7 (with title amendment)**—On page 35, between lines 8-9 of the bill

insert: Section 19. Section 471.026, Florida Statutes, is created to read:

*471.026 Engineers performing building code inspector duties.—Notwithstanding any other provision of this part, a person currently licensed to practice as an engineer pursuant to chapter 471 may provide building inspection services described in s. 468.603(6) and (7) to a local government or state agency upon their request, without being certified by the Board of Building Code Administrators and Inspectors pursuant to part XIII of chapter 468. When performing these building inspection services, the engineer shall be subject to the disciplinary guidelines of this part, as well as paragraphs (c) through (g) of s. 468.621(1). However, the complaint processing, investigation, and discipline shall be conducted by the Board of Professional Engineers rather than by the Board of Building Code Administrators and Inspectors. No engineer shall perform plans review as an employee of a local government upon any job that he or his company designed.*

And the title is amended as follows:

On page 2, line 29

and insert in lieu thereof: after “references;”

creating s. 471.026, F.S.; allowing engineers to perform building inspection duties;

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

The Committee on Community Affairs offered the following:

**Amendment 8 (with title amendment)**—On page 88, between lines 17-18

insert:

Section 51. Section 501.937, Florida Statutes, is created to read:

*501.937 Industrial hygienists and safety professionals; use of professional titles; failure to comply.—*

(1) Any person representing himself or herself as a “safety professional” or “industrial hygienist” must accurately disclose his or her credentials.

(2) A person may not represent himself or herself as a “certified safety professional,” “associate safety professional,” “certified occupational health and safety technologist,” “industrial hygienist in training,” or “certified industrial hygienist” unless he or she holds a current valid



certificate in the field of safety or industrial hygiene from either the American Board of Industrial Hygiene or the Board of Certified Safety Professionals, or unless the Department of Business and Professional Regulation has, upon request, examined another certification program and has formally concluded that the certification standards of that certification program are substantially equivalent to the standards for certificates issued by those organizations; nor may the person mislead or deceive anyone by the unauthorized use of any certification mark that has been awarded by the United States Patent and Trademark Office.

(3)(a) A "safety professional" is a person having a baccalaureate degree in safety, engineering, chemistry, physics, or a closely related physical or biological science who has acquired competency in the field of safety. The studies and training necessary to acquire such competency should have been sufficient in all of the above cognate sciences to provide the abilities to anticipate, identify, and evaluate hazardous conditions and practices; to develop hazard control designs, methods, procedures, and programs; to implement, administer, and advise others on hazard controls and hazard control programs; and to measure, audit, and evaluate the effectiveness of hazard controls and hazard control programs.

(b) An "industrial hygienist" is a person having a baccalaureate degree in engineering, chemistry, physics, or a closely related physical or biological science who has acquired competency in the field of industrial hygiene. The studies and training necessary to acquire such competency should have been sufficient in all of the above cognate sciences to provide the abilities to anticipate and recognize the environmental factors and stresses associated with work and work operations and to understand their effects on people and their well-being; to evaluate, on the basis of training and experience and with the aid of quantitative measurement techniques, the magnitude of these factors and stresses in terms of ability to impair human health and well-being; and to prescribe methods to eliminate, control, or reduce such factors and stresses when necessary to alleviate their effects.

(4) Failure to comply with this section constitutes a deceptive and unfair trade practice.

And the title is amended as follows:

On page 7, line 23

insert:

after "practice;" creating s. 501.937, F.S.; providing requirements for use of professional titles by industrial hygienists and safety professionals; providing definitions; providing that violation of such requirements is a deceptive and unfair trade practice;

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

The Committee on Community Affairs offered the following:

**Amendment 9 (with title amendment)**—On page 88, line 31 of the bill

insert: Section 52. Effective October 1, 1998, present subsections (7) through (25) of section 633.021, Florida Statutes, are redesignated as subsections (8) through (26), respectively, and a new subsection (7) is added to that section, to read:

633.021 Definitions.—As used in this chapter:

(7) A "fire extinguisher" is a cylinder that:

(a) Is portable and can be carried or is on wheels.

(b) Is manually operated.

(c) May use a variety of extinguishing agents that are expelled under pressure.

(d) Is rechargeable or nonrechargeable.

(e) Is installed, serviced, repaired, recharged, inspected, and hydrotested according to applicable procedures of the manufacturer,

standards of the National Fire Protection Association, and the Code of Federal Regulations.

(f) Is listed by a nationally recognized testing laboratory.

Section 53. Effective October 1, 1998, section 633.061, Florida Statutes, is amended to read:

633.061 License or permit required of organizations and individuals servicing, recharging, repairing, testing, marking, inspecting, or installing, or hydrotesting fire extinguishers and preengineered systems.—

(1) It is unlawful for any organization or individual to engage in the business of servicing, repairing, recharging, testing, marking, inspecting, or installing, or hydrotesting any fire extinguisher or preengineered system in this state except in conformity with the provisions of this chapter. Each organization or individual that which engages in such activity must possess a valid and subsisting license issued by the State Fire Marshal. All fire extinguishers and preengineered systems required by statute or by rule must be serviced by an organization or individual licensed under the provisions of this chapter. The licensee is legally qualified to act for the business organization in all matters connected with its business, and the licensee must supervise all activities undertaken by such business organization. Each licensee shall maintain a specific business location. A further requirement, in the case of multiple locations where such servicing or recharging is taking place, is that each licensee who maintains more than one place of business where actual work is carried on must possess an additional license, as set forth in this section, for each location, except that a licensed individual may not qualify for more than five locations. A licensee is limited to a specific type of work performed depending upon the class of license held. Licenses and license fees are required for the following:

(a) Class A . . . . . \$150  
To service, recharge, repair, install, or inspect all types of fire extinguishers, including recharging carbon dioxide units, and to conduct hydrostatic tests on all types of fire extinguishers, including carbon dioxide units.

(b) Class B . . . . . \$100  
To service, recharge, repair, install, or inspect all types of fire extinguishers, including recharging carbon dioxide units and conducting hydrostatic tests on all water, water chemical, and dry chemical types of fire extinguishers, except carbon dioxide units only.

(c) Class C . . . . . \$100  
To service, recharge, repair, install, or inspect all types of fire extinguishers, except recharging carbon dioxide units, and to conduct hydrostatic tests on all water, water chemical, and dry chemical types of fire extinguishers, except carbon dioxide units only.

(d) Class D . . . . . \$125  
To service, repair, recharge, hydrotest, install, or inspect all types of preengineered fire extinguishing systems.

(e) Licenses issued as duplicates or to reflect a change of address . . . . . \$10

Any fire equipment dealer licensed pursuant to this subsection who does not want to engage in the business of servicing, inspecting, recharging, repairing, hydrotesting, or installing halon equipment must file an affidavit on a form provided by the division so stating. Licenses will be issued by the division to reflect the work authorized thereunder. It is unlawful, unlicensed activity for any person or firm to falsely hold himself or herself or a business organization out to perform any service, inspection, recharge, repair, hydrotest, or installation except as specifically described in the license.

(2) Each individual actually performing the work of servicing, recharging, repairing, hydrotesting, installing, testing, or inspecting fire extinguishers or preengineered systems must possess a valid and subsisting permit issued by the State Fire Marshal. Permittees are limited as to specific type of work performed dependent upon the class

of permit held which shall be a class allowing work no more extensive than the class of license held by the licensee under whom the permittee is working. Permits and fees therefor are required for the following:

(a) Class 1 . . . . . \$50  
Servicing, recharging, repairing, installing, or inspecting all types of fire extinguishers, ~~including carbon dioxide units~~, and conducting hydrostatic tests on all types of fire extinguishers, ~~including carbon dioxide units~~.

(b) Class 2 . . . . . \$50  
Servicing, recharging, repairing, installing, or inspecting all types of fire extinguishers, including carbon dioxide units, and conducting hydrostatic tests on *all water, water-chemical, and dry-chemical* types of fire extinguishers, ~~except carbon dioxide units only~~.

(c) Class 3 . . . . . \$50  
Servicing, recharging, repairing, installing, or inspecting all types of fire extinguishers, except recharging carbon dioxide units, and conducting hydrostatic tests on *all water, water-chemical, and dry-chemical* types of fire extinguishers, ~~except carbon dioxide units only~~.

(d) Class 4 . . . . . \$65  
Servicing, repairing, *hydrotesting, recharging*, installing, or inspecting all types of preengineered fire extinguishing systems.

(e) Permits issued as duplicates or to reflect a change of address . . . . . \$10

Any fire equipment permittee licensed pursuant to this subsection who does not want to engage in servicing, inspecting, recharging, repairing, *hydrotesting*, or installing halon equipment must file an affidavit on a form provided by the division so stating. Permits will be issued by the division to reflect the work authorized thereunder. It is unlawful, unlicensed activity for any person or firm to falsely hold himself or herself out to perform any service, inspection, recharge, repair, *hydrotest*, or installation except as specifically described in the permit.

(3)(a) Such licenses and permits shall be issued by the State Fire Marshal for each license year beginning January 1 and expiring the following December 31. The failure to renew a license or permit by December 31 will cause the license or permit to become inoperative. The holder of an inoperative license or permit shall not engage in any activities for which a license or permit is required by this section. A license or permit which is inoperative because of the failure to renew it shall be restored upon payment of the applicable fee plus a penalty equal to the applicable fee, if the application for renewal is filed no later than the following March 31. If the application for restoration is not made before the March 31st deadline, the fee for restoration shall be equal to the original application fee and the penalty provided for herein, and, in addition, the State Fire Marshal shall require reexamination of the applicant. Each licensee or permittee shall successfully complete a course or courses of continuing education for fire equipment technicians within 5 years of initial issuance of a license or permit and within every 5-year period thereafter or no such license or permit shall be renewed. The State Fire Marshal shall adopt rules describing the continuing education requirements.

(b) The forms of such licenses and permits and applications therefor shall be prescribed by the State Fire Marshal; in addition to such other information and data as that officer determines is appropriate and required for such forms, there shall be included in such forms the following matters. Each such application shall be in such form as to provide that the data and other information set forth therein shall be sworn to by the applicant or, if a corporation, by an officer thereof. An application for a permit shall include the name of the licensee employing such permittee, and the permit issued in pursuance of such application shall also set forth the name of such licensee. A permit is valid solely for use by the holder thereof in his or her employment by the licensee named in the permit.

(c) A license of any class shall not be issued or renewed by the State Fire Marshal and a license of any class shall not remain operative unless:

1. The applicant has submitted to the State Fire Marshal evidence of registration as a Florida corporation or evidence of compliance with s. 865.09.

2. The State Fire Marshal or his or her designee has by inspection determined that the applicant possesses the equipment required for the class of license sought. The State Fire Marshal shall give an applicant a reasonable opportunity to correct any deficiencies discovered by inspection. A fee of \$50, payable to the State Fire Marshal, shall be required for any subsequent reinspection.

3. The applicant has submitted to the State Fire Marshal proof of insurance providing coverage for comprehensive general liability for bodily injury and property damage, products liability, completed operations, and contractual liability. The State Fire Marshal shall adopt rules providing for the amounts of such coverage, but such amounts shall not be less than \$300,000 for Class A or Class D licenses, \$200,000 for Class B licenses, and \$100,000 for Class C licenses; and the total coverage for any class of license held in conjunction with a Class D license shall not be less than \$300,000. The State Fire Marshal may, at any time after the issuance of a license or its renewal, require upon demand, and in no event more than 30 days after notice of such demand, the licensee to provide proof of insurance, on a form provided by the State Fire Marshal, containing confirmation of insurance coverage as required by this chapter. Failure, for any length of time, to provide proof of insurance coverage as required shall result in the immediate suspension of the license until proof of proper insurance is provided to the State Fire Marshal. An insurer which provides such coverage shall notify the State Fire Marshal of any change in coverage or of any termination, cancellation, or nonrenewal of any coverage.

4. The applicant successfully completes a prescribed training course offered by the State Fire College or an equivalent course approved by the State Fire Marshal. This subparagraph does not apply to any holder of or applicant for a permit under paragraph (d) or to a business organization or a governmental entity seeking initial licensure or renewal of an existing license solely for the purpose of inspecting, servicing, repairing, marking, recharging, and maintaining fire extinguishers used and located on the premises of and owned by such organization or entity.

5. *The applicant has a current retestor identification number that is appropriate for the license for which the applicant is applying and that is listed with the U.S. Department of Transportation.*

6.5- The applicant has passed, with a grade of at least 70 percent, a written examination testing his or her knowledge of the rules and statutes regulating the activities authorized by the license and demonstrating his or her knowledge and ability to perform those tasks in a competent, lawful, and safe manner. Such examination shall be developed and administered by the State Fire Marshal, *or his or her designee*. An applicant shall pay a nonrefundable examination fee of \$50 for each examination or reexamination scheduled. No reexamination shall be scheduled sooner than 30 days after any administration of an examination to an applicant. No applicant shall be permitted to take an examination for any level of license more than a total of four times during 1 year, regardless of the number of applications submitted. As a prerequisite to taking the examination, the applicant:

- a. Must be at least 18 years of age.
- b. Must have 4 years of proven experience as a fire equipment permittee at a level equal to or greater than the level of license applied for or have a combination of education and experience determined to be equivalent thereto by the State Fire Marshal. Having held a permit at the appropriate level for the required period constitutes the required experience.
- c. *Must not have been convicted of, or pled nolo contendere to, any felony. If an applicant has been convicted of any such felony, the applicant must comply with s. 112.011(1)(b).*

This subparagraph does not apply to any holder of or applicant for a permit under paragraph (d) or to a business organization or a governmental entity seeking initial licensure or renewal of an existing

license solely for the purpose of inspecting, servicing, repairing, marking, recharging, *hydrotesting*, and maintaining fire extinguishers used and located on the premises of and owned by such organization or entity.

(d)6. An applicant who fails the examination may take it three more times during the 1-year period after he or she originally filed an application for the examination. If the applicant fails the examination within 1 year after the application date and seeks to retake the examination, he or she must file a new application, pay the application and examination fees, and successfully complete a prescribed training course approved by the State Fire College or an equivalent course approved by the State Fire Marshal. An applicant may not submit a new application within 6 months after the date of his or her last reexamination.

(e) A fire equipment dealer licensed under this section may apply to upgrade the license currently held, if the licensed dealer:

1. Submits an application for the license on a form in conformance with paragraph (b). The application must be accompanied by a fee as prescribed in subsection (1) for the type of license requested.

2. Provides evidence of 2 years' experience as a licensed dealer and meets such relevant educational requirements as are established by rule by the State Fire Marshal for purposes of upgrading a license.

3. Meets the requirements of paragraph (c).

(f)(4) No permit of any class shall be issued or renewed to a person by the State Fire Marshal, and no permit of any class shall remain operative, unless the person has:

1. Submitted a nonrefundable examination fee in the amount of \$50;
2. Successfully completed a training course offered by the State Fire College or an equivalent course approved by the State Fire Marshal; and
3. Passed, with a grade of at least 70 percent, a written examination testing his or her knowledge of the rules and statutes regulating the activities authorized by the permit and demonstrating his or her knowledge and ability to perform those tasks in a competent, lawful, and safe manner. Such examination shall be developed and administered by the State Fire Marshal. An examination fee shall be paid for each examination scheduled. No reexamination shall be scheduled sooner than 30 days after any administration of an examination to an applicant. No applicant shall be permitted to take an examination for any level of permit more than four times during 1 year, regardless of the number of applications submitted. As a prerequisite to taking the permit examination, the applicant must be at least 16 years of age.

(g)(e) An applicant who fails the examination may take it three more times during the 1-year period after he or she originally filed an application for the examination. If the applicant fails the examination within 1 year after the application date and he or she seeks to retake the examination, he or she must file a new application, pay the application and examination fees, and successfully complete a prescribed training course offered by the State Fire College or an equivalent course approved by the State Fire Marshal. The applicant may not submit a new application within 6 months after the date of his or her last reexamination.

(4)(a) It is unlawful for a fire equipment dealer to engage in training an individual to perform the work of installing, testing, recharging, repairing, or inspecting portable extinguishers or preengineered systems except in conformity with this section. Each individual engaging in such training activity must be registered with the State Fire Marshal. The dealer must register the trainee prior to the trainee performing any work. The dealer must submit training criteria to the State Fire Marshal for review and approval.

(b) No trainee shall perform work requiring a permit unless an individual possessing a valid and current fire equipment permit for the type of work performed is physically present. The trainee's registration shall be valid for a 90-day period from the date of issuance and is nontransferable and nonrenewable. The initial training period may be

extended for an additional 90 days of training if the applicant has filed an application for permit and enrolled in the 40-hour course at the State Fire College within 60 days after the date of registration as a trainee and either the training course at the State Fire College was unavailable to the applicant within the initial training period, at no fault of the applicant, or the applicant attends and fails the 40-hour training course or the competency examination. At no time will an individual be registered as a trainee for more than two 90-day periods as provided in this paragraph. The trainee must:

1. Be 18 years of age.

2. Possess on his or her person at all times a valid Florida driver's license or a valid state identification card, issued by the Department of Highway Safety and Motor Vehicles. A trainee must produce identification to the State Fire Marshal or his or her designated representative upon demand.

3. Pay a fee for registration of \$10 per trainee for a 90-day period.

(c) No more than two trainees shall be under the supervision of a single trainer, who shall be directly responsible for all work performed by any trainee while under his or her supervision. No trainee shall perform any work not within the scope of the license or permit held by the fire equipment dealer or permittee directly supervising his or her work.

(d) Upon completion of a training period, an individual must comply with the provisions of this section to obtain a permit.

(5) The State Fire Marshal shall adopt rules providing for the approval of the time, place, and curriculum of each training course required by this section.

(6) Every permittee must have a valid and subsisting permit upon his or her person at all times while engaging in the servicing, recharging, repairing, testing, inspecting, or installing of fire extinguishers and preengineered systems, and every licensee or permittee must be able to produce such license or permit upon demand. In addition, every permittee shall at all times carry an identification card containing his or her photograph and other identifying information as prescribed by the State Fire Marshal or the State Fire Marshal's designee, which shall be produced on demand. The State Fire Marshal shall supply this card at a fee which shall be related to the cost of producing the card.

(7) The fees collected for any such licenses and permits and the filing fees for license and permit examination are hereby appropriated for the use of the State Fire Marshal in the administration of this chapter and shall be deposited in the Insurance Commissioner's Regulatory Trust Fund.

(8) The provisions of this chapter do not apply to inspections by fire chiefs, fire inspectors, fire marshals, or insurance company inspectors.

(9) All fire extinguishers and preengineered systems ~~that which~~ are required by statute or by rule must be serviced, recharged, repaired, *hydrotested*, tested, inspected, and installed in compliance with this chapter and with the rules adopted by the State Fire Marshal. The State Fire Marshal may adopt by rule the standards of the National Fire Protection Association and of other reputable national organizations.

(10) If the licensee leaves the business organization or dies, the business organization shall immediately notify the State Fire Marshal of the licensee's departure, shall return the license to the State Fire Marshal, and shall have a grace period of 60 days in which to license another person under the provisions of this chapter, failing which the business shall no longer perform those activities for which a license under this section is required.

Section 54. Effective October 1, 1998, paragraph (b) of subsection (1) of section 633.065, Florida Statutes, is amended to read:

633.065 Requirements for installation, inspection, and maintenance of fire suppression equipment.—

(1) The requirements for installation of fire extinguishers and preengineered systems are as follows:

(b) Equipment supplied shall be listed by a nationally recognized testing laboratory, such as Underwriters Laboratories, Inc., or Factory Mutual Laboratories, Inc. *Equipment supplied for new installations or alterations of existing systems must be currently listed as described in this section.* The State Fire Marshal shall adopt by rule procedures for determining whether a laboratory is nationally recognized, taking into account the laboratory's facilities, procedures, use of nationally recognized standards, and any other criteria reasonably calculated to reach an informed determination.

Section 55. Effective October 1, 1998, subsection (1) of section 633.071, Florida Statutes, is amended to read:

633.071 Standard service tag required on all fire extinguishers and preengineered systems; serial number required on all portable fire extinguishers.—

(1) The State Fire Marshal shall adopt by rule specifications as to the size, shape, color, and information and data contained thereon of service tags to be attached to all fire extinguishers and preengineered systems required by statute or by rule, whether they be portable, stationary, or on wheels when they are placed in service, installed, serviced, repaired, tested, recharged, or inspected. Fire extinguishers may be tagged only after meeting all standards as set forth by this chapter, the standards of the National Fire Protection Association, and all manufacturer's specifications requirements. Preengineered systems may be tagged only after a system has been inspected, serviced, installed, repaired, tested, and recharged, and hydrotested in compliance with this chapter, the standards of the National Fire Protection Association, and the manufacturer's specifications, and after a report, as specified by rule, has been completed in detail, indicating any and all deficiencies or deviations from the manufacturer's specifications and the standards requirements of the National Fire Protection Association. A copy of the inspection report shall be provided to the owner at the time of inspection, and, if a system is found to be in violation of this chapter, the manufacturer's specifications, or the standards of the National Fire Protection Association, a copy shall be forwarded to the state or local authority having jurisdiction within 30 days from the date of service. It shall be unlawful to place in service, service, test, repair, inspect, install, hydrotest, or recharge any fire extinguisher or preengineered system without attaching one of these tags completed in detail, including the actual month work was performed, or to use a tag not meeting the specifications set forth by the State Fire Marshal.

Section 56. Effective October 1, 1998, section 633.162, Florida Statutes, is amended to read:

633.162 Disciplinary action; fire extinguisher or preengineered systems; grounds for denial, nonrenewal, suspension, or revocation of license or permit.—

(1) The violation of any provision of this chapter or any rule adopted and promulgated pursuant hereto or the failure or refusal to comply with any notice or order to correct a violation or any cease and desist order by any person who possesses a license or permit issued pursuant to s. 633.061 is cause for denial, nonrenewal, revocation, or suspension of such license or permit by the State Fire Marshal after such officer has determined that the person is guilty of such violation. An order of suspension shall state the period of time of such suspension, which period may not be in excess of 2 years from the date of such order. An order of revocation may be entered for a period not exceeding 5 years. Such orders shall effect suspension or revocation of all licenses or permits then held by the person, and during such period of time no license or permit shall be issued to such person. *During the suspension or revocation of any license or permit, the former licensee or permittee shall not engage in or attempt or profess to engage in any transaction or business for which a license or permit is required under this chapter or directly or indirectly own, control, or be employed in any manner by any firm, business, or corporation for which a license or permit under this chapter is required.* If, during the period between the beginning of

proceedings and the entry of an order of suspension or revocation by the State Fire Marshal, a new license or permit has been issued to the person so charged, the order of suspension or revocation shall operate to suspend or revoke such new license or permit held by such person.

(2) *The department shall not, so long as the revocation or suspension remains in effect, grant any new license or permit for the establishment of any new firm, business, or corporation of any person or qualifier which has or will have the same or similar management, ownership, control, employees, permittees, or licensees which, or will use a same or similar name as a previously revoked or suspended firm, business, corporation, person, or qualifier.*

(3) *The State Fire Marshal may deny, nonrenew, suspend, or revoke the license or permit of:*

(a) *Any person, firm, or corporation the license of which under this chapter has been suspended or revoked;*

(b) *Any firm or corporation if an officer, qualifier, director, stockholder, owner, or person interested directly or indirectly in the firm or corporation has had his or her license or permit under this chapter suspended or revoked; or*

(c) *Any person who is or has been an officer, qualifier, director, stockholder, or owner of a firm or corporation, or who was interested directly or indirectly in a firm or corporation, the license or permit of which has been suspended or revoked under this chapter.*

(4)(2) In addition to the grounds set forth in subsection (1), it is cause for denial, nonrenewal, revocation, or suspension of a license or permit by the State Fire Marshal if she or he determines that the licensee or permittee has:

(a) Rendered inoperative a fire extinguisher or preengineered system required by statute or by rule, except during such time as the extinguisher or preengineered system is being inspected, serviced, repaired, hydrotested, or recharged, or except pursuant to court order.

(b) Falsified any record required to be maintained by this chapter or rules adopted pursuant hereto.

(c) Improperly serviced, recharged, repaired, hydrotested, tested, or inspected a fire extinguisher or preengineered system.

(d) While holding a permit or license, allowed another person to use the permit number or license number, or used a license number or permit number other than her or his valid license number or permit number.

(e) Failed to provide proof of insurance to the State Fire Marshal or failed to maintain in force the insurance coverage required by s. 633.061.

(f) Failed to obtain, retain, or maintain one or more of the qualifications for a license or permit as specified in this chapter.

(g) Made a material misstatement, misrepresentation, or committed a fraud in obtaining or attempting to obtain a license or permit.

(h) Failed to notify the State Fire Marshal, in writing, within 30 days after a change of residence, principal business address, or name.

(3) In addition, the Department of Insurance shall not issue a new license or permit if it finds that the circumstance or circumstances for which the license or permit was previously revoked or suspended still exist or are likely to recur.

Section 57. Effective October 1, 1998, section 633.171, Florida Statutes, is amended to read:

633.171 Penalty for violation of law, rule, or order to cease and desist or for failure to comply with corrective order.—

(1) The violation of any provision of this law, or any order or rule of the State Fire Marshal or order to cease and desist or to correct conditions issued hereunder, shall constitute a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(2) It shall constitute a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, to intentionally or willfully:

(a) Render a fire extinguisher or preengineered system required by statute or by rule inoperative except during such time as *the said* extinguisher or preengineered system is being serviced, *hydrotested*, tested, repaired, or recharged, except pursuant to court order.

(b) Obliterate the serial number on a fire extinguisher for purposes of falsifying service records.

(c) Improperly service, recharge, repair, *hydrotest*, test, or inspect a fire extinguisher or preengineered system.

(d) Use the license or permit number of another person.

(e) Hold a permit and allow another person to use said permit number.

(f) Use, or permit the use of, any license by any individual or organization other than the one to whom the license is issued.

Section 58. Effective October 1, 1998, present subsections (4) and (5) of section 633.547, Florida Statutes, are renumbered as subsections (6) and (7), respectively, and new subsections (4) and (5) are added to that section, to read:

633.547 Disciplinary action; fire protection system contractors; grounds for denial, nonrenewal, suspension, or revocation of certificate.—

(4) *During the suspension or revocation of the certificate, the former certificateholder shall not engage in or attempt to profess to engage in any transaction or business for which a certificate is required under this chapter or directly or indirectly own, control, or be employed in any manner by any firm or corporation for which a certificate under this chapter is required. The department shall not, so long as the revocation or suspension remains in effect, grant any new certificate for the establishment of any new firm, business, or corporation of any person that has or will have the same or similar management, ownership, control, or employees or that will use a same or similar name as a previously revoked or suspended firm, business, or corporation.*

(5) *The State Fire Marshal may deny, suspend, or revoke the certificate of:*

(a) *Any person, firm, or corporation the certificate of which under this chapter has been suspended or revoked.*

(b) *Any firm or corporation if an officer, director, stockholder, owner, or person interested directly or indirectly has had his or her certificate under this chapter suspended or revoked.*

(c) *Any person who is or has been an officer, director, stockholder, or owner of a firm or corporation, or who was interested directly or indirectly in a corporation, the certificate of which has been suspended or revoked under this chapter.*

Section 59. Effective October 1, 1998, paragraph (n) of subsection (3) of section 489.105, Florida Statutes, is amended to read:

489.105 Definitions.—As used in this part:

(3) “Contractor” means the person who is qualified for, and shall only be responsible for, the project contracted for and means, except as exempted in this part, the person who, for compensation, undertakes to, submits a bid to, or does himself or herself or by others construct, repair, alter, remodel, add to, demolish, subtract from, or improve any building or structure, including related improvements to real estate, for others or for resale to others; and whose job scope is substantially similar to the job scope described in one of the subsequent paragraphs of this subsection. For the purposes of regulation under this part, “demolish” applies only to demolition of steel tanks over 50 feet in height; towers over 50 feet in height; other structures over 50 feet in height, other than buildings or residences over three stories tall; and buildings or residences over three stories tall. Contractors are subdivided into two divisions, Division I, consisting of those contractors defined in

paragraphs (a)-(c), and Division II, consisting of those contractors defined in paragraphs (d)-(q):

(n) “Underground utility and excavation contractor” means a contractor whose services are limited to the construction, installation, and repair, on public or private property, of main sanitary sewer collection systems, main water distribution systems, storm sewer collection systems, and the continuation of utility lines from the main systems to a point of termination up to and including the meter location for the individual occupancy, sewer collection systems at property line on residential or single-occupancy commercial properties, or on multioccupancy properties at manhole or wye lateral extended to an invert elevation as engineered to accommodate future building sewers, water distribution systems, or storm sewer collection systems at storm sewer structures. However, an underground utility and excavation contractor may install empty underground conduits in rights-of-way, easements, platted rights-of-way in new site development, and sleeves for parking lot crossings no smaller than 2 inches in diameter, provided that each conduit system installed is designed by a licensed professional engineer or an authorized employee of a municipality, county, or public utility and that the installation of any such conduit does not include installation of any conductor wiring or connection to an energized electrical system. An underground utility and excavation contractor shall not install any piping that is an integral part of a fire protection system as defined in s. 633.021 ~~s. 633.021(7)~~ beginning at the point where the piping is used exclusively for such system.

And the title is amended as follows:

On page 7, line 26

insert: after “;”

An act relating to fire prevention and control; amending s. 633.021, F.S.; defining the term “fire extinguisher”; amending s. 633.061, F.S.; requiring an individual or organization that hydrotests fire extinguishers and preengineered systems to obtain a permit or license from the State Fire Marshal; revising the services that may be performed under certain licenses and permits issued by the State Fire Marshal; providing additional application requirements; providing requirements for obtaining an upgraded license; amending ss. 633.065, 633.071, F.S.; providing requirements for installing and inspecting fire suppression equipment; amending s. 633.162, F.S.; prohibiting an owner, officer, or partner of a company from applying for licensure if the license held by the company is suspended or revoked; revising the grounds upon which the State Fire Marshal may deny, revoke, or suspend a license or permit; providing restrictions on activities of former licenseholders and permittees; amending s. 633.171, F.S.; revising the prohibition against rendering a fire extinguisher or preengineered system inoperative to conform to changes made by the act; amending s. 633.547, F.S.; providing the State Fire Marshal authority to suspend and revoke certificates; providing restrictions on the activities of former certificateholders whose certificates are suspended or revoked; amending s. 489.105, F.S., relating to contracting; conforming a cross-reference to changes made by the act;

The Committee on Community Affairs offered the following:

**Amendment 10 (with title amendment)**—On page 9, between lines 12 and 13 of the bill

insert:

Section 2. Subsection (2) of section 468.432, Florida Statutes, is amended to read:

468.431 Definitions.—(2) Nothing in this part prohibits a corporation, partnership, trust, association, or other like organization from engaging in the business of community association management without being licensed if it employs licensed natural persons in the direct provision of community association management services. *However, such entities must register with the department in a manner prescribed by rule.* Such corporation, partnership, trust, association, or other organization shall also file with the department a statement on a form approved by the department that it submits itself to the rules of the

council and the department and the provisions of this part which the department deems applicable. *Any entity who violates the provisions of this section will be subject to disciplinary action pursuant to rules adopted by the department.*

And the title is amended as follows:

On page 1, line 4

after the semicolon insert: amending s. 468.432, F.S.; registration of community association management entities;

The Committee on Community Affairs offered the following:

**Amendment 11 (with title amendment)**—On page 88, line 31 of the bill

insert:

Section 52. Subsections (4) and (6) of section 468.385, Florida Statutes, are amended to read:

468.385 Licenses required; qualifications; examination; bond.—

(4) Any person seeking a license as an auctioneer shall pass a written examination *approved by the board and certified prepared and administered* by the department which tests his or her general knowledge of the laws of this state relating to *the Uniform Commercial Code bulk sales, auctions, laws of agency brokerage,* and the provisions of this act.

(6) No person shall be licensed as an auctioneer unless he or she:

(a) Has held an apprentice license and has served as an apprentice for 1 year or more, or has completed a course of study, consisting of not less than 80 classroom hours of instruction, that meets standards adopted by the board;

(b) Has passed *the required an examination conducted by the department;* and

(c) Is approved by the board.

Section 53. Section 468.388, Florida Statutes, is amended to read:

468.388 Conduct of an auction.—

(1) Prior to conducting an auction in this state, an auctioneer or auction business shall execute a written agreement with the owner, or the agent of the owner, of any property to be offered for sale, stating:

(a) The name and address of the owner of the property;

(b) The name and address of the person employing the auctioneer or auction business, if different from the owner; and

(c) The terms or conditions upon which the auctioneer or auction business will receive the property for sale and remit the sales proceeds to the owner.

(2) The auctioneer or auction business shall give the owner one copy of the agreement and shall keep one copy for 2 years after the date of the auction.

~~(3) A written agreement shall not be required if:~~

~~(a) The auction is to be conducted at an auction house or similar place where the public regularly offers property for sale;~~

~~(b) There has been no prior negotiation between the owner or the owner's agent and the auctioneer or auction business involving terms or conditions pertaining to the property being offered for sale; and~~

~~(c) The total estimated value of the property is \$500 or less. If the actual sale price of the property exceeds \$550, the written agreement required by subsection (1) shall be executed after the sale.~~

(3)(4) Each auctioneer or auction business shall maintain a record book of all sales for which a written agreement is required. The record book shall be open to inspection by the board at reasonable times.

~~(4)(5)~~ Each auctioneer or auction business shall prominently display his or her license, or make it otherwise available for inspection, at each auction in which he or she participates.

~~(5)(6)~~ All advertising by an auctioneer or auction business shall include the name and Florida license number of such auctioneer and auction business. The term "advertising" shall not include articles of clothing, directional signs, or other promotional novelty items.

Section 54. Paragraph (c) of subsection (1) of section 468.389, Florida Statutes, is amended to read:

468.389 Prohibited acts; penalties.—

(1) The following acts shall be grounds for the disciplinary activities provided in subsections (2) and (3):

(c) Failure to account for or to pay *or pay for*, within a reasonable time not to exceed 30 days, money *or property* belonging to another which has come into the control of an auctioneer or auction business ~~through an auction.~~

Section 55. For the purpose of incorporating the amendment to section 468.389, Florida Statutes, in references thereto, paragraph (b) of subsection (3) of section 468.385 and section 468.391, Florida Statutes, are reenacted to read:

468.385 Licenses required; qualifications; examination; bond.—

(3) No person shall be licensed as an auctioneer or apprentice if he or she:

(b) Has committed any act or offense in this state or any other jurisdiction which would constitute a basis for disciplinary action under s. 468.389.

468.391 Penalty.—Any auctioneer, apprentice, or auction business or any owner or manager thereof, or, in the case of corporate ownership, any substantial stockholder of the corporation owning the auction business, who operates without an active license or violates any provision of the prohibited acts listed under s. 468.389 commits a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.

Section 56. Subsections (2) and (3) of section 468.393, Florida Statutes, are amended to read:

468.393 Surcharge to license fee; assessments.—

(2) If the total amount in the Auctioneer Recovery Fund, including principal and interest, exceeds ~~\$250,000~~ \$500,000 at the end of the state fiscal year after the payment of all claims and expenses, the amount in excess of ~~\$250,000~~ \$500,000 shall remain in the fund for benefit of the licensees in tolling the surcharge until such time as the surcharge shall need replenishing.

(3) After October 1, 1995, if the total amount in the Auctioneer Recovery Fund, including principal and interest, is less than \$200,000 at the end of the fiscal year after the payment of all claims and expenses, the board shall assess, in addition to any other fees under s. 468.3852, a surcharge against a licensee at the time of initial licensure or at the time of license renewal, according to the following formula in order to maintain the fund at ~~\$250,000~~ \$500,000:

(a) Determine the amount remaining in the fund at the end of the state fiscal year after all expenses and claims have been paid.

(b) Subtract the amount determined under paragraph (a) from ~~\$250,000~~ \$500,000.

(c) Determine the number of initial licenses and license renewals in the fiscal year that precedes the current fiscal year.

(d) Divide the amount determined under paragraph (b) by the number determined under paragraph (c).

Section 57. For the purpose of incorporating the amendment to section 468.393, Florida Statutes, in references thereto, subsection (5) of section 468.392, Florida Statutes, is reenacted to read:

468.392 Auctioneer Recovery Fund.—There is created the Auctioneer Recovery Fund as a separate account in the Professional Regulation Trust Fund. The fund shall be administered by the Florida Board of Auctioneers.

(5) Moneys in the fund at the end of a fiscal year shall be retained in the fund and shall accrue for the benefit of auctioneers and auction businesses. When the fund exceeds the amount as set forth in s. 468.393(2), all surcharges shall be suspended until such time as the fund is reduced below the amount as set forth in s. 468.393(3).

Section 58. Section 468.395, Florida Statutes, is amended to read:

468.395 Conditions of recovery; eligibility.—

(1) *Recovery from the Auctioneer Recovery Fund may be obtained under either of the following circumstances:*

(a) *Any aggrieved person is eligible to receive recovery from the Auctioneer Recovery Fund if the Florida Board of Auctioneers has issued a final order directing an offending licensee to pay restitution to the claimant as the result of the licensee violating, within this state, any provision of s. 468.389 or any rule adopted by the board and the board determines that the order of restitution cannot be enforced; or*

(b) *Any aggrieved person who obtains a final judgment in any court against any licensee to recover damages for an actual cash loss resulting from the violation, within this state, by failure to meet the obligations of a licensee, of any provision of s. 468.389 or any rule under this part and the rules adopted by the board, with or without findings by the board, that results in an actual cash loss to the aggrieved person may, upon termination of all proceedings, including appeals and proceedings supplemental to judgment for collection purposes, file a verified application to the board in the court in which the judgment was entered for an order directing payment out of the Auctioneer Recovery Fund of the amount of actual and direct loss in the transaction that remains unpaid upon the judgment. Notwithstanding subsection (3), any application received by the court in which the judgment was entered within 6 months of termination of all proceedings, including appeals and proceedings supplemental to judgment for collection purposes, shall be considered timely filed. The amount of actual and direct loss may include court costs, but shall not include attorney's fees or punitive damages awarded.*

(2) *The amount paid from the Auctioneer Recovery Fund may not exceed \$25,000 \$50,000 per claim judgment or claims judgments arising out of the same transaction or auction nor and an aggregate lifetime limit of \$50,000 \$100,000 with respect to any one licensee.*

~~(2) At the time the action is commenced, such person shall give notice thereof to the board by certified mail, except that, if no notice is given to the board, the claim may still be honored if, in the opinion of the board, the claim is otherwise valid.~~

(3) *A claim for recovery from the Auctioneer Recovery Fund shall be made within 2 years from the time of the act giving rise to the claim or within 2 years from the time the act is discovered or should have been discovered with the exercise of due diligence; however, in no event may a claim for recovery be made more than 4 years after the date of the act giving rise to the claim.*

(4) *The board court shall not issue an order for payment of a claim from the Auctioneer Recovery Fund unless the claimant has reasonably established for the board court that she or he has taken proper and reasonable action to collect the amount of her or his claim from the licensee licensed auctioneer responsible for the loss and that any recovery made has been applied to reduce the amount of the claim on the Auctioneer Recovery Fund.*

(5) *Notwithstanding any other provision of this part, no claim based on any act or omission occurring outside this state or occurring prior to October 1, 1995, shall be payable submitted for payment to or payment from the Auctioneer Recovery Fund until after October 1, 1995.*

(6) *In case of payment of loss from the Auctioneer Recovery Fund, the fund shall be subrogated, to the extent of the amount of the payment, to all the rights of the claimant against any licensee with respect to the loss.*

Section 59. Section 468.396, Florida Statutes, is amended to read:

468.396 Claims against a single licensee in excess of dollar limitation; joinder of claims; ~~payment; insufficient funds.~~—

(1) *If the payment in full of two or more pending valid claims that have been filed by aggrieved persons against a single licensee would exceed the \$25,000 \$50,000 limit as set forth in s. 468.395, the \$25,000 \$50,000 shall be distributed among the aggrieved persons in the ratio that their respective claims bear to the aggregate of all valid claims or in any other manner that a court of record may determine to be equitable. Such money shall be distributed among the persons entitled to share in it without regard to the order of priority in which their respective judgments have been obtained or their claims have been filed.*

(2) *Upon petition of the board, the court may require all claimants and prospective claimants against one licensee to be joined in one action, to the end that the respective rights of all the claimants to the board may be equitably adjudicated and settled.*

~~(3) On June 30 and December 31 of each year, The board shall identify each claim that the court orders to be paid and shall pay the claim as provided in s. 468.397 during the 6-month period that ended on that day. The board shall pay the part of each claim that is so identified within 15 days after the end of the 6-month period in which the claim is ordered paid. However, if the balance in the fund is insufficient to pay the full payable amount of each claim that is ordered to be paid during a 6-month period, the board shall pay a prorated portion of each claim that is ordered to be paid during the period. Any part of the payable amount of a claim left unpaid due to the prorating of payments under this subsection shall be paid, subject to the \$50,000 limit described in s. 468.395, before the payment of claims ordered to be paid during the following 6 months.~~

Section 60. Section 468.397, Florida Statutes, is amended to read:

468.397 Payment of claim.—Upon a final order of the court directing that payment be made out of the Auctioneer Recovery Fund, the board shall, subject to the provisions of this part, make the payment out of the Auctioneer Recovery Fund as provided in s. 468.395.

And the title is amended as follows:

On page 7, line 26

and insert in lieu thereof: after “;”

amending s. 468.385, F.S.; revising provisions relating to the written examination required for licensure as an auctioneer; amending s. 468.388, F.S.; eliminating exemptions from the requirement that a written agreement be executed prior to conducting an auction; amending s. 468.389, F.S.; revising a ground for disciplinary action relating to failure to account for or to pay certain money, to include reference to property belonging to another; providing penalties; reenacting ss. 468.385(3)(b) and 468.391, F.S., relating to licensure as an auctioneer and to a criminal penalty, respectively, to incorporate the amendment to s. 468.389, F.S., in references thereto; amending s. 468.393, F.S.; reducing the level at which the Auctioneer Recovery Fund must be maintained and for which surcharges are levied; reenacting s. 468.392(5), F.S., relating to moneys in the Auctioneer Recovery Fund, to incorporate the amendment to s. 468.393, F.S., in references thereto; amending s. 468.395, F.S.; revising circumstances under which recovery from the Auctioneer Recovery Fund may be obtained; reducing the amount per claim or claims arising out of the same transaction or auction and the aggregate lifetime limit with respect to any one licensee that may be paid from the fund; amending s. 468.396, F.S., relating to claims against a single licensee in excess of the dollar limitation, to conform; eliminating semiannual identification and payment of claims; amending s. 468.397, F.S., relating to payment of claim; correcting language;

Rep. Ogles moved the adoption of the committee amendments, which were adopted *en bloc*.

Representative(s) Melvin offered the following:

**Amendment 12 (with title amendment)**—On page 88, line 31 of the bill

insert:

NOTICE OF NONREPRESENTATION

Section 52. Section 205.195, Florida Statutes, is created to read:

205.195 Real Estate Agents; exemption.—No occupational license shall be required of any "real estate salesperson" when he is operating under a registered broker. However, such broker shall be required to obtain a local occupational license for his or her permanent location or branch office.

And the title is amended as follows:

On page 7, line 26

insert: after ":",

creating s. 205.195, F.S.; prohibiting local jurisdiction from charging an occupational license tax under certain circumstances;

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

Representative(s) Ogles offered the following:

Amendment 13 (with title amendment)—On page 35, line 9 through page 36 line 10 remove from the bill: all of said lines

and insert in lieu thereof:

Section 19. Section 475.276, Florida Statutes, is amended to read:

475.276 Notice of nonrepresentation.—

(1) APPLICABILITY.—

(a) Residential sales.—The real estate licensee disclosure requirements of this section and s. 475.278 apply to all residential sales. As used in this section, the term "residential sales" means the sale of improved residential property of four units or fewer, the sale of unimproved residential property intended for use of four units or fewer, or the sale of agricultural property of 10 acres or fewer.

(b) Disclosure limitations.—The real estate licensee disclosure requirements of this section and s. 475.278 do not apply to nonresidential transactions; the rental or leasing of real property, unless an option to purchase all or a portion of the property improved with four or fewer residential units is given; auctions; appraisals; and dispositions of any interest in business enterprises or business opportunities, except for property with four or fewer residential units.

(2) NOTICE REQUIREMENT.—Unless otherwise exempted by this part, all real estate licensees are required to provide to any potential seller or buyer at first contact the notice of nonrepresentation as outlined in subsection (3), except in situations where:

(a) A licensee knows that the potential seller or buyer is represented by a single agent or a transaction broker; or

(b) An owner is selling new residential units built by the owner, and the circumstances or setting of the first contact should reasonably inform the potential buyer that the owner's employee or single agent is acting on behalf of the owner, whether by the location of the sales office, by office signage, placards, or identification badges worn by the owner's employee or single agent.

If first contact between a licensee and a customer occurs during the course of a telephone conversation or any other communication in which the licensee is unable to provide the required notice of nonrepresentation, the licensee shall provide an oral notice and thereafter provide the required notice of nonrepresentation at the time of the first face-to-face contact, execution of a brokerage relationship agreement, or execution of a contractual agreement for purchase and sale, whichever occurs first.

(3) CONTENTS OF NOTICE.—

(a) Required information.—The notice required under subsection (2) must contain the following information:

FLORIDA LAW REQUIRES THAT REAL ESTATE LICENSEES PROVIDE THIS NOTICE AT FIRST CONTACT TO ALL POTENTIAL SELLERS AND BUYERS OF REAL ESTATE.

You are hereby notified that ..... (insert name of brokerage firm) and I do not represent you in any capacity. You should not assume that any real estate broker or salesperson represents you unless you agree to engage a real estate licensee in an authorized brokerage relationship, either as a single agent or as a transaction broker. You are advised not to disclose any information you want to be held in confidence until you make a decision on representation. Your signature below acknowledges receipt of this form and does not establish a brokerage relationship.

..... (Signature Optional)

Date (Signature Optional)

..... (Signature Optional)

(b) Required format.—The notice required under subsection (2) must be printed as a separate and distinct form on paper no smaller than 8½ inches by 11 inches. Nothing may be added to the form except a brokerage firm logo containing only the firm name, address, and relevant phone numbers. The form title and first sentence are to be in bold typeface of no less than 16-point type. The remainder of the form must be of 12-point type or larger.

And the title is amended as follows:

On page 2, lines 30-31

remove from the title of the bill: all of said lines

and insert in lieu thereof:

475.276, F.S.; providing an exception to requirement that real estate licensees provide a notice of nonrepresentation; creating s. 481.222, F.S.; allowing

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

Representative(s) Ogles offered the following:

Amendment 14—On page 37, line 13 after "(19)", through line 28, and on

page 59, line 19 after "(20)" through page 60, line 3 remove from the bill: all of said lines

and insert in lieu thereof:

Contracting for maintenance, repair, remodeling, or improvement by any person licensed under part I of chapter 475 while acting as the owner's agent pursuant to that license, where all work requiring a contractor is performed by a contractor who has a current, valid certificate or registration issued under this part to perform such work, and where the aggregate contract for labor, materials, and all other items is less than \$5,000; however, this exemption does not apply:

(a) If the maintenance, repair, remodeling, or improvement is a part of a larger or major operation, whether undertaken by the same or a different contractor, or in which a division of the operation is made in contracts of amounts less than \$5,000 for the purpose of evading this part or otherwise.

(b) To a person who advertises that he or she is qualified to engage in contracting.

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

Representative(s) Ogles offered the following:

Amendment 15 (with title amendment)—On page 83, line 24, through page 84 line 26 remove from the bill: all of said lines

And the title is amended as follows:



On page 7, line 6  
remove from the title of the bill: ss. 489.539 and  
and insert in lieu thereof:

s.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

**HB 4763**—A bill to be entitled An act relating to regulation of professions; renumbering and amending ss. 501.057, 501.0571, 501.0573, 501.0575, 501.0577, 501.0579, and 501.0581, F.S.; transferring the Florida Commercial Weight-Loss Practices Act from ch. 501, F.S., relating to consumer protection, to ch. 468, F.S., relating to professions and occupations; redefining the activity that constitutes a weight-loss program; revising certain notice requirements; providing an exemption from regulation; conforming references and cross references; transferring regulatory authority from the Department of Agriculture and Consumer Services to the Department of Health; creating s. 468.828, F.S.; requiring weight-loss providers to obtain permits; prescribing procedures and requirements; providing a penalty; providing for fees; providing a grace period for certain providers; creating s. 468.829, F.S.; requiring display of permits; creating s. 468.519, F.S.; prohibiting sexual misconduct in the practice of dietetics and nutrition; amending s. 455.604, F.S.; requiring instruction in HIV and AIDS for persons licensed as dietitians and nutritionists; providing an effective date.

—was taken up, having been read the second time earlier today; now pending on motion by Rep. Wasserman Schultz to adopt Amendment 1, as amended.

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

Under Rule 127, the bill was referred to the Engrossing Clerk.

### Suspension of the Rules for Committee Meetings and Bills

On motion by Rep. K. Pruitt, Chair, the rules were suspended and the Committee on General Government Appropriations was given permission to add CS/HB 1795 to the agenda for its meeting today, April 23, at 4:30 p.m., in 214C.

### Messages from the Senate

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed CS/HB 885; CS/HB 1151; HB 3115; CS/CS/HB 3211; CS/HB 3227; CS/HB 3343; CS/CS/HB 3387; CS/HB 3701; and HB 4561.

*Faye W. Blanton, Secretary*

The above bills were ordered enrolled.

### First Reading by Publication

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed CS for SB 498, as amended; passed SB 1058; passed CS for SB 1176, as amended, and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committee on Ways and Means and Senator Sullivan and others—

**CS for SB 498**—A bill to be entitled An act relating to tax administration; creating s. 213.285, F.S.; authorizing the Department of Revenue to initiate a certified audits project under which taxpayers may hire qualified practitioners to review and report on their tax compliance; providing definitions; providing requirements for participation by such practitioners and taxpayers; providing requirements for the conduct of

certified audits; providing status of the audit report; providing rulemaking authority for the Department of Revenue; amending s. 213.053, F.S.; authorizing the department to provide certain information to the Board of Accountancy or to a court with respect to a certified public accountant participating in the project; amending s. 213.21, F.S.; authorizing settlement or compromise of penalties and abatement of interest for taxpayers who participate in the project; providing for repeal of the certified audits project; providing an appropriation and authorizing positions within the department; providing an effective date.

To the Governmental Responsibility Council.

By Senator Lee—

**SB 1058**—A bill to be entitled An act relating to solid waste management; amending s. 403.7045, F.S.; authorizing the Department of Environmental Protection to allow recycling and reuse of ash residue which meets department standards adopted by rule; providing an effective date.

To the Governmental Responsibility Council.

By the Committee on Natural Resources and Senator Lee—

**CS for SB 1176**—A bill to be entitled An act relating to rulemaking authority of the Department of Environmental Protection with respect to phosphogypsum management; requiring the Department of Environmental Protection to adopt rules to ensure that phosphogypsum stack systems are operated to meet critical safety standards by July 1, 1999; amending s. 403.1651, F.S.; authorizing the Department of Environmental Protection to enter into settlements in which moneys are to be deposited into a local pollution-recovery fund and used for specified purposes; providing an effective date.

To the Governmental Responsibility Council.

### Motion to Adjourn

Rep. Thrasher moved that the House adjourn for the purpose of holding committee meetings and conducting other House business, to reconvene at 8:30 a.m., Friday, April 24. The motion was agreed to.

### Recorded Votes

Rep. Arnold:

Yea—motion to lay on the table Amendment 2 to CS/HB 3035

Rep. Barreiro:

Yea—CS/HB 3671; HB 4219

Nay—Amendment 1 to Amendment 1 to HB 3999

Rep. Brooks:

Yea—Amendment 2 to HJR 3151

Rep. Crist:

Yea—motion to lay on the table Amendment 2 to CS/HB 3035

Rep. Culp:

Yea—CS/HB 29; SB 200; CS/CS/HB 757; HB 909; CS for SB 930; HB 1019; CS/HB 1087; CS/CS/HB 1093; HB 1269; HB 1317; SB 1434; SB 1436; SB 1972; motion to lay on the table Amendment 2 to CS/HB 3035; CS/HB 3035; HB 3115; HB 3141; Amendment 2 to HJR 3151; HJR 3151; CS/CS/HB 3211; HB 3217; CS/CS/HB 3265; CS/HB 3391; CS/HB 3549; CS/HB 3605; CS/CS/HB 3657; CS/HB 3671; CS/HB 3905; HB 4219; HB 4279; HB 4281; HB 4483; HB 4561; HB 4681; HB 4687; HB 4741; HB 4747; HB 4783

Rep. Edwards:

Yea—HB 3289

Rep. Wiles:

Yea—HB 3115; HB 4219

#### Prime Sponsors

HJR 3151—Barreiro, Garcia, Lacasa, Morse, Valdes

#### Cosponsors

HB 1287—Putnam  
 CS/HB 3035—Casey  
 HB 3115—Brown  
 CS/HB 3145—Betancourt, Horan, Reddick  
 HB 3349—Putnam  
 CS/HB 3419—Silver  
 HB 3599—Crist  
 CS/HB 3883—Crist  
 CS/HB 3939—Crist  
 HB 3975—Dennis  
 CS/CS/HB 4181—Crist  
 HB 4335—Crist  
 HB 4413—Crist  
 HB 4515—Crist  
 HB 4555—Flanagan  
 HB 4741—Crist  
 HR 9563—Miller

#### Withdrawals as Cosponsor

HJR 3151—Barreiro, Morse, Valdes

#### Introduction and Reference

By the Committee on Education Appropriations; Representative Sublette—

**HB 4837**—A bill to be entitled An act relating to the procedure to be used to calculate funding for students enrolled in group 2 of the Florida Education Finance Program; amending s. 236.081, F.S.; providing for a supplemental capping calculation for those districts whose weighted FTE enrollment is over the weighted FTE ceiling established in the annual appropriations act; providing procedure for such calculation; repealing s. 236.081(8), F.S., which provides for a caps adjustment supplement for group 2 programs when there are funds remaining in the Florida Education Finance Program appropriation; amending s. 236.25, F.S.; correcting a reference; providing an effective date.

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

#### Reference

**HB 4711**—To the Fiscal Responsibility Council.  
**HB 4713**—To the Fiscal Responsibility Council.  
**HB 4715**—To the Fiscal Responsibility Council.  
**HB 4717**—To the Fiscal Responsibility Council.  
**HB 4719**—To the Fiscal Responsibility Council.  
**HB 4721**—To the Fiscal Responsibility Council.  
**HB 4723**—To the Fiscal Responsibility Council.  
**HB 4725**—To the Fiscal Responsibility Council.  
**HB 4727**—To the Fiscal Responsibility Council.  
**HB 4729**—To the Fiscal Responsibility Council.  
**HB 4731**—To the Fiscal Responsibility Council.  
**HB 4733**—To the Fiscal Responsibility Council.  
**HB 4735**—To the Fiscal Responsibility Council.  
**HB 4737**—To the Fiscal Responsibility Council.

**HB 4739**—To the Fiscal Responsibility Council.

**HB 4813**—To the Fiscal Responsibility Council.

**HB 4825**—To the Justice Council.

#### First Reading of Committee Substitutes by Publication

By the Committees on Health & Human Services Appropriations; Family Law & Children; Representatives Frankel, Lynn, Thrasher, Ritchie, Morse, Bloom, Wise, Brennan, Bullard, Logan, Reddick, Turnbull, Mackenzie, Murman, Brown, Futch, Arnall, Merchant, Dawson-White, Casey, Jones, Fasano, Healey, Hafner, Jacobs, Crist, Roberts-Burke, Chestnut, Wasserman Schultz, Fischer, Ritter, Lawson, Bush, D. Prewitt, Silver, Miller, Horan, Hill, Dennis, Rayson, Kosmas, Betancourt, Cosgrove, Flanagan, Crow, Ogles, Bainter, Stafford, Albright, Effman, Sanderson, Westbrook, Boyd, Spratt, Tamargo, Byrd, Kelly, Wallace, Burroughs, Trovillion, Villalobos, Culp, Livingston, Saunders, Wiles, and Peaden—

**CS/CS/HB 3377**—A bill to be entitled An act relating to the Department of Children and Family Services; requiring the department to contract for child abuse prevention services; providing an appropriation; providing an effective date.

By the Committees on Education Appropriations; Education Innovation; Representatives Peaden, Thrasher, King, Feeney, Turnbull, Crist, Maygarden, Lynn, Tamargo, Minton, Westbrook, Melvin, Goode, Brooks, Arnall, Kelly, Spratt, Ball, Futch, Trovillion, Bainter, Burroughs, Smith, Fuller, Morse, Flanagan, Murman, Wallace, Starks, Fasano, Sembler, Bitner, Crady, Boyd, Argenziano, Ogles, Carlton, Heyman, Andrews, Sindler, Casey, Brown, D. Prewitt, Villalobos, Stabins, Littlefield, Betancourt, Sanderson, Horan, Wiles, Stafford, Healey, Barreiro, Jacobs, Merchant, Jones, Mackey, Morrone, Culp, Harrington, Livingston, Tobin, Rojas, Lacasa, Wise, Bloom, Rodriguez-Chomat, Garcia, Gay, and Byrd—

**CS/CS/HB 4175**—A bill to be entitled An act relating to postsecondary education; establishing the Program in Medical Sciences as a 2-year medical school within the Florida State University; providing legislative findings and intent; amending s. 458.3145, F.S.; providing for the issuance of a medical faculty certificate without examination to an individual who has received a full-time faculty appointment to teach a program of medicine at Florida State University; requiring the Board of Regents to commission an independent study; providing components of the study; providing for submission of the study to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 1999; providing an effective date and a future contingent effective date.

By the Committees on Education Appropriations; Community Affairs; Representatives K. Pruitt and Livingston—

**CS/CS/HB 4377**—A bill to be entitled An act relating to planning for educational facilities; amending s. 163.3177, F.S.; requiring that the future land use element of a local government's comprehensive plan include certain criteria relating to location of schools; specifying the date by which such plans must comply and providing effect of noncompliance; providing requirements with respect to the data and analyses on which a public school facilities element to implement a school concurrency program should be based; providing for goals, objectives, and policies; providing for future conditions maps; amending s. 163.3180, F.S.; revising requirements for imposition of a school concurrency requirement by a local government and for the local government comprehensive plan or plan amendment to implement such requirement; requiring a public schools facilities element; providing requirements for level of service standards; providing requirements for designation of service areas; providing requirements with respect to financial feasibility; specifying an availability standard; requiring that intergovernmental coordination requirements be satisfied and providing that certain municipalities are not required to be a signatory of the required interlocal agreement; providing duties of such municipalities to evaluate their status and enter into the interlocal agreement when required, and providing effect of failure to do so;

providing requirements with respect to the interlocal agreement; directing the state land planning agency to adopt by rule minimum criteria for review and determination of compliance of a public schools facilities element; amending s. 163.3191, F.S.; providing that the local planning agency's periodic report on the comprehensive plan shall assess the coordination of the plan with public schools; amending s. 235.185, F.S.; directing school boards to adopt annually 10-year and 20-year work programs in addition to the required 5-year district facilities work program; amending s. 235.19, F.S.; providing a directive to school boards with respect to school location; amending s. 235.193, F.S.; providing requirements for the 5-year district facilities work program with respect to enrollment and population projections; precluding the siting of new schools in certain jurisdictions; providing for interim use of certain criteria by the state land planning agency in compliance review of a public school facilities element; providing for implementation of an alternative public schools concurrency system by counties subject to a final order by the Administration Commission; providing an effective date.

By the Committees on Finance & Taxation; Governmental Operations; Representatives Byrd, Fasano, Feeney, Peaden, Maygarden, Murman, Tamargo, Arnall, Bitner, Wallace, Putnam, Harrington, Flanagan, Kelly, Westbrook, Burroughs, Littlefield, Lacasa, Sembler, Mackey, Ogles, Ball, Crow, Culp, Rojas, Thrasher, Starks, and Crist—

**CS/CS/HB 4407**—A bill to be entitled An act relating to tax on sales, use, and other transactions; providing a short title; providing that no tax levied under ch. 212, F.S., shall be collected on sales of clothing with a value of \$50 or less during specified periods in August 1998 and January 1999; providing a definition; providing for rules; providing an effective date.

**Daily Folder**

Communication was received from the Speaker that under Rule 132, the Daily Folder for Thursday, April 23, 1998, beginning at 8:45 a.m., would consist of the following:

- 8:45 a.m. - 9:30 a.m. Economic Impact Council Calendar
- 9:30 a.m. - 9:45 a.m. Government Services Council Calendar
- 9:45 a.m. - 10:30 a.m. Justice Council Calendar
- 10:30 a.m. - 11:45 a.m. General Calendar
- 11:45 a.m. - 12:00 p.m. Ceremonial Resolutions Calendar  
HR 9555 by Lippman re Holocaust & Yom Hashoah
- 1:30 p.m. - 4:30 p.m. General Calendar

**Reports of Councils and Standing Committees**

**Committee Reports**

**Received April 23:**

The Committee on Community Affairs (Governmental Responsibility Council) recommends the following pass:  
 HB 4133, with 7 amendments (unanimous)  
 HB 4821, with 4 amendments (unanimous)

**The above bills were placed on the appropriate Calendar or Council list.**

The Committee on Criminal Justice Appropriations recommends the following pass:  
 HB 3553 (fiscal note attached, unanimous)  
 CS/SB 1328, with 2 amendments (fiscal note attached, unanimous)

**The above bills were placed on the appropriate Calendar or Council list.**

The Committee on Education Appropriations recommends the following pass:  
 CS/HB 3409, with 3 amendments (fiscal note attached, unanimous)  
 CS/HB 4135, with 4 amendments (fiscal note attached)

HB 4169, with 1 amendment (fiscal note attached)

**The above bills were placed on the appropriate Calendar or Council list.**

The Committee on Finance & Taxation recommends the following pass:  
 HB 4261, with 3 amendments (fiscal note attached, unanimous)

**The above bill was placed on the appropriate Calendar or Council list.**

The Committee on Health & Human Services Appropriations recommends the following pass:  
 HB 3909, with 1 amendment (fiscal note attached, unanimous)  
 HB 3923, with 2 amendments (fiscal note attached, unanimous)  
 CS/HB 3973, with 3 amendments (fiscal note attached, unanimous)

**The above bills were placed on the appropriate Calendar or Council list.**

The Committee on Education Appropriations recommends committee substitutes for the following:  
 CS/HB 4175 (fiscal note attached)  
 CS/HB 4377 (fiscal note attached)

**The above committee substitutes were placed on the appropriate Calendar or Council list, and, under the rule, CS/HB 4175 and CS/HB 4377 were laid on the table.**

The Committee on General Government Appropriations recommends a committee substitute for the following:  
 CS/HB 4551 (fiscal note attached)

**The above committee substitute was placed on the appropriate Calendar or Council list, and, under the rule, CS/HB 4551 was laid on the table.**

The Committee on Health & Human Services Appropriations recommends a committee substitute for the following:  
 CS/HB 3377 (fiscal note attached, unanimous)

**The above committee substitute was placed on the appropriate Calendar or Council list, and, under the rule, CS/HB 3377 was laid on the table.**

The Committee on Finance & Taxation recommends the following pass:  
 HB 3783 (fiscal note attached, unanimous)

**The above bill was referred to the Committee on Health & Human Services Appropriations.**

The Committee on Business Development & International Trade (Economic Impact Council) recommends the following pass:  
 CS/CS/SB 760, with 1 amendment (unanimous)  
 CS/CS/SB 2524, with 1 amendment (unanimous)

**The above bills were referred to the Committee on Transportation & Economic Development Appropriations.**

The Committee on Community Affairs (Governmental Responsibility Council) recommends the following pass:  
 HB 4765, with 14 amendments (unanimous)

**The above bill was referred to the Committee on Transportation & Economic Development Appropriations.**

The Committee on Finance & Taxation recommends the following pass:  
 CS/HB 1781 (fiscal note attached)  
 CS/CS/HB 3717, with 4 amendments (fiscal note attached, unanimous)

**The above bills were referred to the Committee on Transportation & Economic Development Appropriations.**

The Committee on Finance & Taxation recommends a committee substitute for the following:

CS/HB 4407 (fiscal note attached)

**The above committee substitute was referred to the Committee on General Government Appropriations, and, under the rule, CS/HB 4407 was laid on the table.**

The Committee on Education Appropriations recommends the following not pass:

HB 3575 (fiscal note attached)

**The above bill was laid on the table under the rule.**

#### **Conference Committee Managers Excused**

The following Conference Committee Managers were excused from time to time: CS/SB 874 (tort reform): Rep. Warner (Chair), Rep. Clemons, Rep. Thrasher, Rep. Byrd, Rep. Safley, Rep. Bradley, and Rep. Lippman (alternate).

CS/SB 1402 (elections): Rep. Morse, Rep. Meek, Rep. Stabins, and Rep. Carlton (alternate).

#### **Adjourned**

Pursuant to the motion previously agreed to, the House adjourned at 3:58 p.m., to reconvene at 8:30 a.m., Friday, April 24.