



# *The Journal* OF THE *House of Representatives*

Number 13

Monday, February 3, 2020

## Introduction and Reference

By the State Affairs Committee; Representative Ingoglia—

**HJR 7061**—A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution to require the Chief Financial Officer, as prescribed by general law, to annually provide information about counties and municipalities to residents in a manner that allows residents to compare economic and noneconomic factors of each local government.

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

Referred to the Appropriations Committee.

By the Children, Families & Seniors Subcommittee; Representative Ponder—

**HB 7063**—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 20.19, F.S.; revising and providing duties of community alliances; revising membership of community alliances; amending s. 39.3065, F.S.; requiring sheriffs providing child protective investigative services to adopt the child welfare practice model; requiring the department and certain sheriffs to monitor program performance and meet, at least quarterly, to collaborate on specified quality assurance and initiatives; requiring the department to conduct an annual evaluation of the sheriffs' program performance based on certain criteria; requiring the department to submit an annual report on certain information by a specified date; providing report requirements; providing for future repeal; creating ss. 211.0252, 212.1833, 561.1212, and 624.51056, F.S.; authorizing a tax credit for certain contributions made to an eligible charitable organization with certain restrictions; amending s. 220.20, F.S.; revising legislative intent; amending ss. 220.13 and 220.186, F.S.; conforming cross-references to changes made by the act; creating s. 220.1876, F.S.; authorizing a tax credit for certain contributions made to an eligible organization with certain restrictions; providing requirements for applying a credit when the taxpayer requests an extension; creating s. 402.62, F.S.; creating the Children's Promise tax credit; providing definitions; providing requirements for designation as an eligible charitable organization; specifying certain organizations that may not be designated as an eligible charitable organization; providing responsibilities of eligible charitable organizations receiving contributions under the tax credit; providing responsibilities of the department related to the tax credit; providing guidelines for the application of, limitations to, and transfers of the tax credit; providing for the preservation of the tax credit under certain circumstances; authorizing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the department to develop a cooperative agreement to administer the tax credit; providing the Department of Revenue, the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, and the department rulemaking authority; amending s. 402.402, F.S.; requiring the

department to implement certain policies and programs; requiring the annual report to include information on professional advancement of child protective investigators and supervisors; requiring attorneys contracting with the department to receive certain training within a specified time; amending s. 409.996, F.S.; authorizing the department to contract for the provision of children's legal services; requiring the contracted attorneys to adopt the child welfare practice model and operate in the same manner as attorneys employed by the department; requiring the department and the contracted attorneys to monitor program performance; requiring the department to conduct an annual evaluation based on certain criteria; requiring the department to submit an annual report to the Governor and Legislature by a specified date; providing for future repeal; amending s. 409.988, F.S.; revising the duties of a lead agency; amending s. 1004.615, F.S.; requiring the Florida Institute for Child Welfare and the Florida State University College of Social Work to design and implement a specified curriculum; providing requirements of the institute regarding the curriculum; requiring the institute to contract for certain evaluations; requiring certain entities to design and implement a career-long professional development curriculum for child welfare professionals; requiring the institute to establish a consulting program for child welfare organizations; authorizing the Department of Revenue to adopt emergency rules; requiring the institute to perform an analysis of the use of funding provided by the tax credit and provide a report of such analysis to the Governor and the Legislature by a specified date; requiring the department to develop a career ladder for child protective investigations professionals and submit a proposal to the Legislature by a specified date; providing an effective date.

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

Referred to the Ways & Means Committee and Health & Human Services Committee.

By the Education Committee; Representative Massullo—

**HB 7065**—A bill to be entitled An act relating to school safety; amending s. 943.082, F.S.; requiring the FortifyFL reporting tool to notify reporting parties that submitting false information may subject them to criminal penalties; providing that certain reports shall remain anonymous; amending s. 985.12, F.S.; requiring law enforcement officers to have access to specified information by a certain date for specified purposes; amending s. 1001.11, F.S.; requiring the Commissioner of Education to oversee compliance with requirements relating to school safety and security; requiring the commissioner to take specified actions under certain circumstances relating to noncompliance; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to provide certain opportunities to charter school personnel; requiring such office to coordinate with specified entities to provide a specified tool for certain purposes and a model family reunification plan for certain purposes; amending s. 1002.33, F.S.; revising provisions relating to the immediate termination of a charter school's charter; amending s. 1006.07, F.S.;

requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; authorizing certain procedures to include accommodations for specified drills; requiring district school boards and charter school governing boards, in coordination with local law enforcement agencies, to adopt a family reunification plan for specified purposes; providing requirements for members of a threat assessment team; amending s. 1006.12, F.S.; revising provisions relating to the duties of school safety officers; requiring the district school superintendent or charter school administrator to provide certain notifications relating to safe-school officers; requiring safe-school officers to complete a specified training; providing requirements for such training; requiring individuals to meet certain criteria before participating in specified training; providing requirements for such training; amending s. 1006.13, F.S.; authorizing district school boards to continue providing educational services for certain students; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool to address policies and procedures relating to certain disasters; amending s. 1011.62, F.S.; revising required plans within the mental health assistance allocation to include certain interagency agreements or memoranda of understanding with specified entities to facilitate certain referrals and services; providing requirements for such agreements and memoranda of understanding and policies and procedures; revising such plans to include policies and procedures relating to certain behavioral health services available to such students; requiring schools districts to use specified services from certain teams; providing requirements for referrals to certain behavioral health services; providing effective dates.

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

Referred to the Appropriations Committee.

By the Education Committee; Representative Sullivan—

**HB 7067**—A bill to be entitled An act relating to school choice; amending s. 11.45, F.S.; revising the frequency of specified audits conducted by the Auditor General; amending s. 1002.385, F.S.; authorizing certain students who turn 3 years of age after a certain date to receive a Gardiner Scholarship under certain circumstances; revising student ineligibility criteria for participation in the program; revising the conditions necessary for program funds to revert to the state; authorizing certain students to continue using scholarship funds from prior years; requiring certain student's accounts to be closed if his or her parent fails to procure specified services; providing that certain students are ineligible for a scholarship; deleting a provision allowing certain students to become eligible for a scholarship; amending s. 1002.394, F.S.; revising student priority criteria for an award under the Family Empowerment Scholarship Program; requiring requests for such scholarship to be provided directly to an eligible nonprofit scholarship-funding organization; deleting a notification requirement; requiring the maximum household income level to be increased under certain circumstances; revising student ineligibility criteria and school district obligations for such scholarship; requiring the Department of Education to maintain a specified list and notify such organizations of a specified deadline; requiring participating private schools to annually report certain scores to a state university; revising such organization's obligations; requiring, rather than authorizing, an annual specified increase in the maximum number of students participating in such program; amending s. 1002.395, F.S.; revising student eligibility criteria for initial and renewal awards under the Florida Tax Credit Scholarship Program; requiring that certain students be given priority for such program; authorizing eligible nonprofit scholarship-funding organizations to use certain income for specified purposes; amending s. 1002.40, F.S.; revising the criteria for a public school to have a specified entity evaluate its bullying prevention education program, climate, and code of student conduct under the Hope Scholarship Program; providing an effective date.

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

Referred to the Appropriations Committee.

By the State Affairs Committee; Representative Ingoglia—

**HB 7069**—A bill to be entitled An act relating to local government reporting; amending ss. 129.03 and 166.241, F.S.; deleting an annual requirement for county budget officers and municipal budget officers, respectively, to report specified budget information to the Office of Economic and Demographic Research; creating s. 218.323, F.S.; providing legislative intent; requiring each county and municipality to annually report specified fiscal and economic information to the Department of Financial Services; requiring the department to adopt rules; requiring the department to establish a certain website by a specified date; requiring the department to annually generate and distribute to residents a specified local government report; specifying requirements for preparing and distributing the report; specifying required information in the report; specifying required information on the department's website; authorizing the department to select contractors for certain purposes; providing a procurement requirement; providing an effective date.

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

Referred to the Appropriations Committee.

By the Judiciary Committee; Representative Beltran—

**HB 7071**—A bill to be entitled An act relating to contingency risk multipliers; amending s. 627.428, F.S.; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; providing an effective date.

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

By Representative Perez—

**HR 8021**—A resolution expressing appreciation for the sister state relationship and bilateral economic and cultural ties between the State of Florida and Taiwan.

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

By Representative Raschein—

**HR 8023**—A resolution designating February 12, 2020, as "FSU Day" in Florida.

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

By Representative B. Watson—

**HR 8025**—A resolution designating the week of November 14-21, 2020, as "Florida Storytelling Week."

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

By Representative Sprowls—

**HR 8027**—A resolution recognizing August 10, 2020, as "Tay-Sachs Disease Awareness Day" in Florida.

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

## First Reading of Committee and Subcommittee Substitutes by Publication

By the Judiciary Committee; and Local, Federal & Veterans Affairs Subcommittee; Representatives Fine, Beltran, Roach, and Sabatini—

**CS/CS/HB 7**—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; providing for the publication of legal notices on certain publicly accessible websites; amending ss. 50.021, 50.0211, and 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing definitions; allowing a governmental agency to publish legal notices on a publicly accessible website under certain circumstances; providing criteria for website publication; authorizing a fiscally constrained county to use a publicly accessible website to publish legally required advertisements and public notices only if certain requirements are met; requiring a governmental agency to provide specified notice to certain residents and property owners relating to alternative methods of receiving legal notices; authorizing a governmental agency to publish certain public notices and advertisements on its governmental access channels; amending s. 50.041, F.S.; removing provisions relating to the publication of legal notices in newspapers; amending s. 50.051, F.S.; revising a form for affidavits of publication; amending s. 50.0711, F.S.; revising provisions relating to the use of court docket funds; amending s. 83.806, F.S.; providing that an advertisement of a sale or disposition of property may be published on certain websites for a specified time period; amending ss. 11.02, 45.031, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 190.046, 194.037, 197.402, 200.065, 338.223, 348.0308, 348.635, 348.7605, 373.0397, 373.146, 403.722, 712.06, 849.38, 865.09, and 932.704; conforming provisions to changes made by the act; providing an effective date.

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

By the Health & Human Services Committee; Representatives Andrade, Duran, Fernández, Geller, Gottlieb, Grieco, and Toledo—

**CS/HB 81**—A bill to be entitled An act relating to Medicaid school-based services; amending s. 409.9071, F.S.; revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; removing a requirement specifying the use of certified state and local education funds for school-based services; conforming a provision to changes made by the act; removing an obsolete provision; amending s. 409.9072, F.S.; revising a requirement for the agency's reimbursement of school-based services to certain private and charter schools; conforming a provision to changes made by the act; removing a requirement that certain health care practitioners be enrolled as Medicaid providers; amending s. 409.908, F.S.; specifying the federal agency that may waive certain school-based provider qualifications; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Santiago—

**CS/HB 295**—A bill to be entitled An act relating to construction defects; amending s. 475.278; requiring specified real estate licensees to disclose a construction defect claim relating to residential real property and its outcome under specified circumstances; amending s. 558.004, F.S.; requiring a claimant to submit a construction defect claim to the warranty provider before serving a notice of claim; providing notice requirements; providing that a person who willfully includes a false statement in a notice commits perjury; authorizing a person served with a copy of a notice to perform a reasonable inspection of the property subject to the claim; providing inspection requirements for claimants and persons served with a copy of a notice; requiring, instead of authorizing, a person served with a notice to serve a copy of the notice to specified persons under certain circumstances; making technical changes; creating s. 558.0045;

providing jury verdict and final judgment requirements relating to a construction defect claim; creating s. 558.006; requiring a seller of real property to disclose specified information relating to a construction defect to a buyer; creating s. 558.007; requiring a claimant to notify a mortgagee or assignee within a specified timeframe after a settlement or judgment of a construction defect claim; requiring a claimant to update the notice within a specified timeframe under certain circumstances; providing an effective date.

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

By the Health & Human Services Committee; and Health Quality Subcommittee; Representatives Ponder, Bell, Killebrew, and Massullo—

**CS/CS/HB 351**—A bill to be entitled An act relating to podiatric medicine; amending ss. 458.347 and 459.022, F.S.; authorizing a supervising physician to authorize a licensed physician assistant to perform services under the direction of a licensed podiatric physician under certain circumstances; specifying that the supervising physician is liable for the performance and the acts and omissions of such physician assistant; amending s. 458.3485, F.S.; defining the term "physician" to include podiatric physicians; amending s. 461.007, F.S.; authorizing the Board of Podiatric Medicine to require a specified number of continuing education hours related to the safe and effective prescribing of controlled substances; creating s. 461.0145, F.S.; authorizing a licensed physician assistant to perform services under the direction of a licensed podiatric physician under certain circumstances; creating s. 461.0155, F.S.; providing for governance of podiatric physicians who are supervising medical assistants; amending s. 624.27, F.S.; revising the definition of the term "health care provider" to include podiatric physicians; providing an effective date.

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

By the Civil Justice Subcommittee; Representatives Raschein and A. M. Rodriguez—

**CS/HB 587**—A bill to be entitled An act relating to the Florida Keys Area of critical state concern; amending s. 380.0552, F.S.; revising the permanent resident hurricane evacuation clearance time for comprehensive plan amendments; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Clemons—

**CS/HB 591**—A bill to be entitled An act relating to court service charges; amending s. 28.001, F.S.; defining the term "court records"; amending s. 28.24, F.S.; specifying the amount of charges for certain services rendered and noncourt records filed by the clerk of the circuit court; amending s. 28.241, F.S.; specifying the amount of service charges that must be deposited into the General Revenue Fund for filing certain appeals; amending s. 28.222, F.S.; requiring service charges to be distributed in a specified manner; providing an effective date.

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

By the Health & Human Services Committee; Representatives Burton, Polo, and Slosberg—

**CS/HB 709**—A bill to be entitled An act relating to guardianship; amending s. 744.312, F.S.; providing factors for a court to consider when appointing a guardian; amending s. 744.3215, F.S.; providing that a guardian may only consent to or authorize a do-not-resuscitate order with court approval; amending s. 744.334, F.S.; providing requirements for a petition for the appointment of a guardian; defining the term "alternatives to guardianship"; providing applicability; amending s. 744.363, F.S.; revising

requirements of the initial guardianship plan; amending s. 744.367, F.S.; revising requirements for the annual guardianship report; defining the term "remuneration"; amending s. 744.3675, F.S.; revising requirements of the annual guardianship plan; amending s. 744.3725, F.S.; requiring the court to make a determination on a certain petition within a specified time; amending s. 744.446, F.S.; revising provisions relating to conflicts of interest; providing an effective date.

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

By the Health & Human Services Committee; and Health Quality Subcommittee; Representative Mariano—

**CS/CS/HB 1103**—A bill to be entitled An act relating to electronic prescribing; amending s. 456.42, F.S.; requiring all prescriptions for medicinal drugs to be telephonically transmitted or electronically generated and transmitted to the pharmacist filling the prescription; providing exceptions; deleting a requirement that a health care practitioner may only electronically transmit prescriptions for certain drugs; prohibiting electronic prescribing from interfering with a patient's freedom to choose a pharmacy; providing definitions; authorizing electronic prescribing software to display information regarding a payor's formulary under certain circumstances; providing rulemaking authority; repealing s. 456.43, F.S., relating to electronic prescribing for medicinal drugs; amending ss. 458.347 and 459.022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Byrd—

**CS/HB 6519**—A bill to be entitled An act for the relief of Marcus Button by the Pasco County School Board; providing an appropriation to compensate Marcus Button for injuries sustained as a result of the negligence of an employee of the Pasco County School Board; providing an appropriation to compensate Mark and Robin Button, as parents and natural guardians of Marcus Button, for injuries and damages sustained by Marcus Button; providing a limitation on the payment of attorney fees, lobbying fees, and costs; providing an effective date.

Proof of Publication of the required notice was attached.

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

## Reference

**CS/CS/HB 7**—Referred to the State Affairs Committee.

**CS/HB 9**—Referred to the Commerce Committee and Judiciary Committee.

**CS/HB 37**—Referred to the Calendar of the House.

**CS/CS/HB 133**—Referred to the Calendar of the House.

**CS/CS/HB 187**—Referred to the Education Committee.

**CS/HB 295**—Referred to the Commerce Committee and Judiciary Committee.

**CS/HB 349**—Referred to the Judiciary Committee.

**CS/HB 395**—Referred to the Transportation & Tourism Appropriations Subcommittee and State Affairs Committee.

**CS/HB 573**—Referred to the Health & Human Services Committee and Judiciary Committee.

**CS/HB 587**—Referred to the Judiciary Committee.

**CS/HB 591**—Referred to the Justice Appropriations Subcommittee and Judiciary Committee.

**CS/HB 625**—Referred to the State Affairs Committee and Judiciary Committee.

**CS/HB 711**—Referred to the Health & Human Services Committee.

**CS/HB 775**—Referred to the State Affairs Committee.

**CS/HB 895**—Referred to the Appropriations Committee and Commerce Committee.

**CS/HB 1013**—Referred to the PreK-12 Appropriations Subcommittee and Education Committee.

**CS/HB 1071**—Referred to the Health Care Appropriations Subcommittee and Health & Human Services Committee.

**CS/HB 1081**—Referred to the Health Care Appropriations Subcommittee and Health & Human Services Committee.

**CS/HB 1179**—Referred to the Health & Human Services Committee.

**CS/HB 1225**—Referred to the Judiciary Committee.

**CS/HB 6519**—Referred to the Judiciary Committee.

**HB 7057**—Referred to the Appropriations Committee.

**HB 7059**—Referred to the Appropriations Committee.

## First-named Sponsors

HB 445—Gregory

CS/HB 1437—Trumbull

## Cosponsors

HB 67—Slosberg

HB 125—J. Cortes, Mercado

HB 263—Slosberg

HB 309—Grieco, Stevenson

HB 319—D. Smith

HB 321—Raschein

HB 381—Hart

HB 615—Daley

HB 849—Fernández

CS/HB 945—Polo, Webb

HB 1011—Sabatini

HB 1021—Mercado

CS/HB 1077—C. Watson

HB 1083—Plasencia

CS/HB 1179—Eskamani

HB 1217—D. Smith

CS/HB 1373—Hogan Johnson

HB 2617—Jacquet

HB 3885—Hattersley

HB 6035—Sirois

HB 6043—Bush

HB 6507—Bush, Killebrew

### Withdrawal as Cosponsor

HB 189—D. Smith

## Reports of Standing Committees and Subcommittees

### Received January 31:

The Judiciary Committee reported the following favorably:  
CS/HB 7 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 7 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:  
HB 295 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 295 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:  
HB 587 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 587 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:  
HB 591 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 591 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:  
HB 6519 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 6519 was laid on the table.

### Received February 2:

The Health & Human Services Committee reported the following favorably:

HB 81 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 81 was laid on the table.

The Health & Human Services Committee reported the following favorably:

HB 113

The above bill was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:

CS/HB 351 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 351 was laid on the table.

The Health & Human Services Committee reported the following favorably:

HB 709 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 709 was laid on the table.

The Health & Human Services Committee reported the following favorably:

CS/HB 1103 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 1103 was laid on the table.

### Received February 3:

The Ways & Means Committee reported the following favorably:  
HB 1257

The above bill was transmitted to the next committee or subcommittee of reference, the Judiciary Committee.

The Ways & Means Committee reported the following favorably:  
HB 1303

The above bill was transmitted to the next committee or subcommittee of reference, the State Affairs Committee.

The Ways & Means Committee reported the following favorably:  
HB 1369

The above bill was transmitted to the next committee or subcommittee of reference, the Commerce Committee.

The Ways & Means Committee reported the following favorably:  
HB 1463

The above bill was transmitted to the next committee or subcommittee of reference, the State Affairs Committee.

# JOURNAL OF THE HOUSE OF REPRESENTATIVES

## DAILY INDICES FOR

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